

**SUBMITTAL TO THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

340  
A



**FROM:** TLMA - Transportation Department

**SUBMITTAL DATE:**  
June 22, 2009

**SUBJECT:** Construction of pedestrian sidewalk on Acacia Avenue, construction of pedestrian sidewalk and a pedestrian bridge on Mayberry Avenue and associated improvements, East Hemet area.

**RECOMMENDED MOTION:** That the Board accept the low responsive and responsible bid of International Pavement Solutions, Inc. of San Bernardino, CA in the amount of \$ 283,765. Award the contract to that firm and authorize the Chairman of the Board to execute the contract documents. Amend the TIP by approval of the project's proposed budget shown on Attachment "A".

**BACKGROUND:** By Minute Order dated June 2, 2009 (agenda item 3.71) the Board authorized the Clerk of the Board to advertise for the construction of pedestrian sidewalk on Acacia Avenue, from Dartmouth Street to Westerly of Stanford Street, near Little Lake

Juan C. Perez  
Director of Transportation

JCP:jjj  
(Continued On Attached Page)

<b>FINANCIAL DATA</b>	Current F.Y. Total Cost:	\$ 283,765	In Current Year Budget:	Yes
	Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	No
	Annual Net County Cost:	\$ 0	For Fiscal Year:	2008/2009
<b>SOURCE OF FUNDS:</b> SB 821 Bicycle and Pedestrian Facilities Program (52.8%), Measure A / Western (46.8%), Miscellaneous [Lake Hemet Municipal Water District] (0.4%)			<b>Positions To Be Deleted Per A-30</b>	<input type="checkbox"/>
			<b>Requires 4/5 Vote</b>	<input type="checkbox"/>

**C.E.O. RECOMMENDATION:**

APPROVE

BY:   
Tina Grande

County Executive Office Signature

FORM APPROVED COUNTY COUNSEL  
BY:   
MARSHAL L. VICTOR  
DATE: 6/17/09  
Departmental Concurrence

Dept't Recomm.:  Consent  Policy  
Per Exec. Ofc.:  Consent  Policy

Prev. Agn. Ref. 6/2/09, Item 3.71 | District: 3 | Agenda Number:

3.71

The Honorable Board of Supervisors

RE: Construction of pedestrian sidewalk on Acacia Avenue, construction of pedestrian sidewalk and a pedestrian bridge on Mayberry Avenue and associated improvements, East Hemet area.

June 22, 2009

Page 2 of 2

Elementary School and for the construction of pedestrian sidewalk and a pedestrian bridge on Mayberry Avenue, from Casino Road to Valle Vista Elementary School, and associated improvements, East Hemet area.

Bids for the project were opened in the office of the Director of Transportation at 2:00 PM, Friday, June 12, 2009. Four responsive bids were received. The basis for the selection of a contractor is the lowest responsive and responsible bid. The lowest responsive bid was submitted by International Pavement Solutions, Inc. in the amount of \$283,765. The bid is \$91,865 (25%) less than the Engineer's Estimate.

The sidewalk improvements on Acacia Avenue will provide improved pedestrian facilities near the Little Lake Elementary School and the neighboring area. The work in this area includes minor drainage and road improvements.

The existing bridge over Bautista Creek Channel has no sidewalk and the school children are currently forced to walk on a narrow curb on the bridge, less than 2 feet wide, to go to and from Valle Vista Elementary School. The proposed sidewalk and pedestrian bridge, on Mayberry Avenue, will link the existing neighborhood, to the west at Casino Road, to the existing sidewalk in front of Valle Vista Elementary School and will provide a safe path of travel to and from school. Additional safety improvements include completely enclosing the pedestrian bridge with chain link fencing.

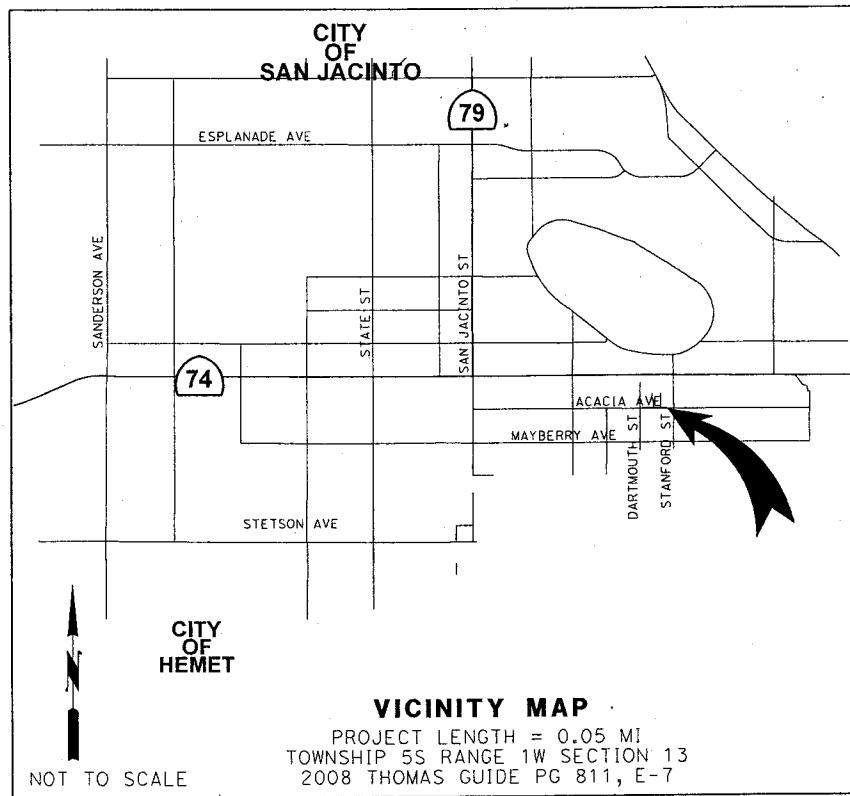
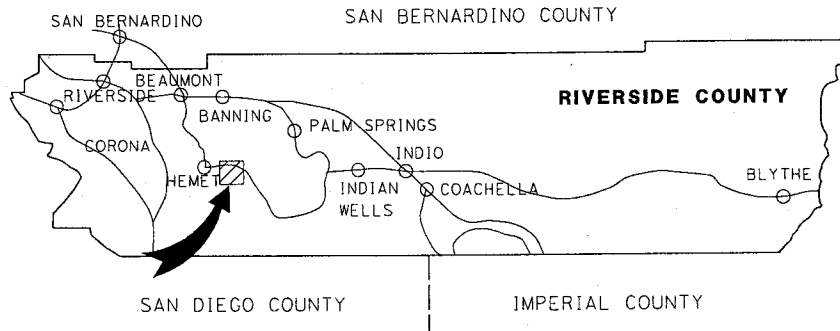
The projects are partially funded with SB 821 funds for which the County successfully competed.

Project No. B8-0670, Acacia Avenue

Project No. B8-0671, Mayberry Avenue

# ACACIA AVENUE

## CONSTRUCT SIDEWALK PROJECT



VICINITY MAP
SCALE NONE
EXHIBIT "A"

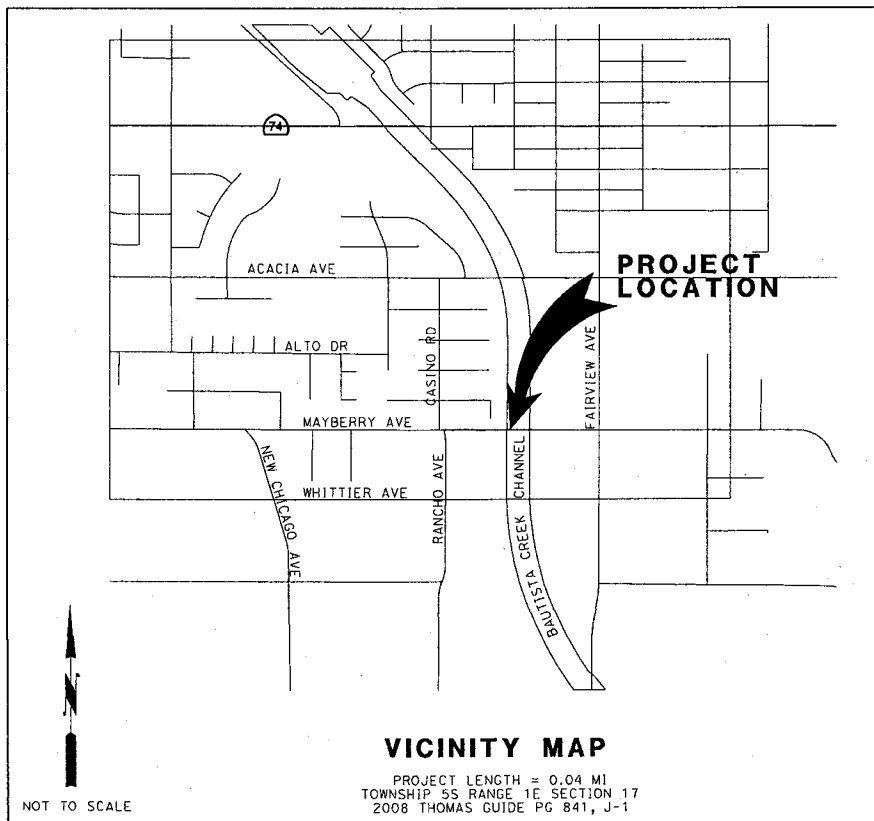
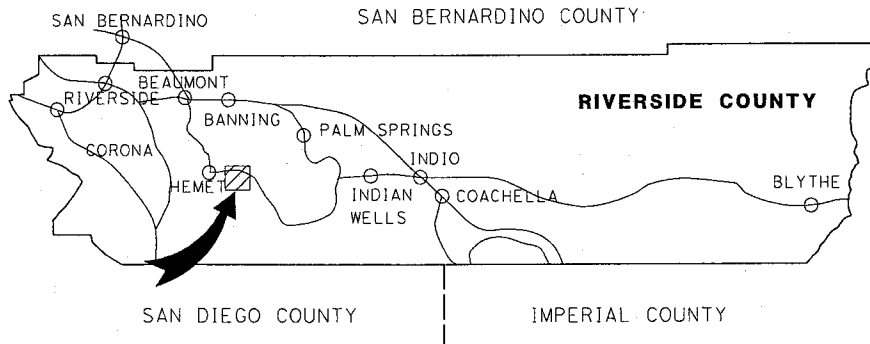
**ACACIA AVENUE**

**CONSTRUCT SIDEWALK PROJECT**

DARTMOUTH ST. TO 360' W'LY STANFORD ST.

**C O U N T Y   O F   R I V E R S I D E  
D E P A R T M E N T   O F   T R A N S P O R T A T I O N**

**MAYBERRY AVENUE  
SIDEWALK & PEDESTRIAN BRIDGE PROJECT  
CASINO ROAD  
TO  
VALLE VISTA ELEMENTARY SCHOOL**



VICINITY MAP
SCALE NONE
EXHIBIT "A"

**MAYBERRY AVENUE**

**SIDEWALK & PEDESTRIAN BRIDGE PROJECT**

CASINO ROAD TO VALLE VISTA ELEMENTARY SCHOOL

USERNAME => ahuyhh  
DCN FILE => 88-0671 VICINITY MAP.shx

WO B8-0671

5/13/2008 3:12:01 PM ahuyhh P:\98-0671\MAYBERRY\_AVE\3 CAD\SH1301 TITLE:88-0671\_VICINITY MAP.sht







## AGREEMENT

THIS AGREEMENT is entered into at Riverside, California as of the date set forth below is between County of Riverside hereafter called "County" and **International Pavement Solutions, Inc.**, hereafter called "Contractor".

### W I T N E S S E T H

#### RECITALS:

1. Contractor has submitted to County his Contractor's Proposal for the construction of County Project, **Acacia Avenue Sidewalk Improvement Project, From Dartmouth Street to Westerly of Stanford Street, near Dartmouth Middle School, Project No. B8-0670; Mayberry Avenue Sidewalk and Pedestrian Bridge Improvement Project, from Casino Road to Valle Vista Elementary School, Project No. B8-0671**, in strict accordance with the Contract Documents identified below and County has accepted said Proposal.
2. Contractor states that he has reexamined his Contractor's Proposal and found it to be correct, has ascertained that his subcontractors are properly licensed and possess the requisite skill and forces, has reexamined the site and Contract Documents and is of the opinion that he can presently do the work in accordance with the Contract Documents for the money set forth in his Proposal to be paid as provided in the Contract Documents.

#### AGREEMENT:

IT IS AGREED BY THE PARTIES AS FOLLOWS:

1. Contract Documents. The entire contract consists of the following: (a) The Agreement. (b) The Notice Inviting Bids. (c) The Instruction to Bidders. (d) The Contractor's Proposal. (e) The Bid Bond. (f) The Payment Bond. (g) The Performance Bond. (h) The General Conditions. (i) The Special Provisions. (j) The Standard Specifications of the State of California Department of Transportation edition of May 2006 as modified in other portions of the Contract Documents. (k) The Standard Plans of the Department of Transportation identified on the plans or in the Special Provisions. (l) The Plans. (m) Addenda **No. 1**. (n) The Determination of Prevailing Wage Rates for Public Work. (o) Any Change Orders issued. (p) Any additional or supplemental specifications, notice, instructions and drawings issued in accordance with the provisions of the Contract Documents. All of said Documents presently in existence are by this reference incorporated herein with like effect as if here set forth in full and upon the proper issuance of other documents they shall likewise be deemed incorporated. The Bid Bond is exonerated upon execution of this Agreement and the Payment Bond and Faithful Performance Bond.
2. The Work. Contractor shall do all things necessary to construct the work generally described in Recital No. 1 in accordance with the Contract Documents.

3. Liquidated Damages and Time of Completion. Attention is directed to the provisions in Section 8-1.06, "Time of Completion", and in Section 8-1.07, "Liquidated Damages", of the Standard Specifications and these Special Provisions.

The Contractor shall begin work within 15 days of the date stated within the written "Notice to Proceed".

The Contractor shall notify the Engineer, in writing, of his intent to begin work at least 72 hours before work is begun. The notice shall be delivered to the Transportation Department's Construction Engineer and shall specify the date the Contractor intends to start. If the project has more than one location of work, a separate notice shall be given for each location.

Should the Contractor begin work in advance of receiving a written "Notice to Proceed", any work performed by him in advance of the date stated in the "Notice to Proceed" shall be considered as having been done by him at his own risk and as a volunteer and subject to the following:

- (1) The Contractor shall, on commencing operations, take all precautions required for public safety and shall observe all the provisions in the Specifications and the Special Provisions.
- (2) All work done according to the contract prior to the issuance of the "Notice to Proceed", will be considered authorized work and will be paid for as provided in the contract.
- (3) The Contractor shall not be entitled to any additional compensation or an extension of time for any delay, hindrance or interference caused by or attributable to commencement of work prior to the issuance of the "Notice to Proceed".

4. Compensation. Contractor shall be paid in the manner set forth in the Contract Documents the amount of his Proposal as accepted by County, the above rates, subject to additions and deductions as provided in the Contract Documents. Said Proposal is on file in the Office of the Clerk of the Board of Supervisors of County.

**ACACIA AVENUE  
SIDEWALK IMPROVEMENT PROJECT  
FROM DARTMOUTH ST TO WESTERLY OF STANFORD ST  
NEAR DARTMOUTH MIDDLE SCHOOL**

**PROJECT NO. B8-0670**

**AGREEMENT**

**SCHEDULE A (ACACIA AVENUE):**

ITEM NO.	ITEM CODE	ESTIMATED QUANTITY	*LIKE BID ITEMS	UNIT	ITEM	ITEM PRICE (IN FIGURES)	TOTAL (IN FIGURES)
1.	017306	1	NA	EA	MINOR CONCRETE (CURB RAMP) [APWA STD PLAN No. 111-2 TYPE 2 (CASE B)]	\$ 2,200.00	\$ 2,200.00
2.	017310	1	Like 1	EA	MINOR CONCRETE (DRIVEWAY APPROACH) (CRS 207)	1,900.00	1,900.00
3.	190101	300	Like 2	CY	ROADWAY EXCAVATION	47.00	14,100.00
4.	260201	195	NA	CY	CLASS 2 AGGREGATE BASE	46.00	8,970.00
5.	390130	220	Like 3	TON	HOT MIX ASPHALT	88.00	19,360.00
6.	731521	5,200	Like 4	SQFT	MINOR CONCRETE (SIDEWALK)	3.40	17,680.00
7.	066102	1	NA	LS	DUST ABATEMENT	250.00	250.00
8.	074020	1	NA	LS	WATER POLLUTION CONTROL	400.00	400.00
9.	120100	1	NA	LS	TRAFFIC CONTROL SYSTEM	1,800.00	1,800.00
10.	160101	1	NA	LS	CLEARING AND GRUBBING	1,000.00	1,000.00
11.	220101	1	NA	LS	FINISHING ROADWAY	500.00	500.00
12.	066565	2	NA	EA	RELOCATE SIGN	150.00	300.00
13.	160120	20	NA	EA	REMOVE TREE	300.00	6,000.00
14.	017304	960	NA	LF	MINOR CONCRETE (CURB AND GUTTER) (CRS 200)	21.00	20,160.00
15.	840656	180	NA	LF	PAINT TRAFFIC STRIPE (2-COAT)	4.00	720.00
16.	840515	50	NA	SQFT	THERMOPLASTIC PAVEMENT MARKING	20.00	1,000.00
17.A	017317	800	NA	SQFT	MINOR CONCRETE (CROSS-GUTTER AND SPANDREL) (CRS 209)	9.50	7,600.00
17.B	017306	150	NA	SQFT	PLACE CURB RAMP (CRS 403) (CASE B) [MODIFIED: ASPHALT RAMP] INCLUDING ASPHALT SIDEWALK	14.50	2,175.00
17.C	152353	1	NA	LS	CONSTRUCT SWING GATES AND PILASTERS	5,000.00	5,000.00
18.	066801	1	NA	LS	RELOCATE IRRIGATION SYSTEM	1,400.00	1,400.00

**PROJECT SUBTOTAL, ITEMS 1-18:**

**One hundred twelve thousand, five hundred fifteen dollars and zero cents, \$ 112,515.00**

**MAYBERRY AVENUE  
SIDEWALK AND PEDESTRIAN BRIDGE IMPROVEMENT PROJECT  
CASINO ROAD TO VALLE VISTA ELEMENTARY SCHOOL**

**PROJECT NO. B8-0671**

**AGREEMENT**

**SCHEDULE B (MAYBERRY AVENUE):**

ITEM NO.	ITEM CODE	ESTIMATED QUANTITY	*LIKE BID ITEMS	UNIT	ITEM	ITEM PRICE (IN FIGURES)	TOTAL (IN FIGURES)
19.	017305	1	NA	EA	MINOR CONCRETE (CURB RAMP) (CRS 403) (CASE B)	\$2,200.00	\$2,200.00
20.	017310	7	Like 1	EA	MINOR CONCRETE (DRIVEWAY APPROACH) (CRS 207)	1,900.00	13,300.00
21.	190101	100	Like 2	CY	ROADWAY EXCAVATION	47.00	4,700.00
22.	-	-	NA	-	DELETED BY ADDENDUM	0.00	0.00
23.	390130	140	Like 3	TON	HOT MIX ASPHALT	88.00	12,320.00
24.	731521	3,200	Like 4	SQFT	MINOR CONCRETE (SIDEWALK) (CRS 401)	3.40	10,880.00
25.	066102	1	NA	LS	DUST ABATEMENT	250.00	250.00
26.	074020	1	NA	LS	WATER POLLUTION CONTROL	400.00	400.00
27.	120100	1	NA	LS	TRAFFIC CONTROL SYSTEM	2,000.00	2,000.00
28.	160101	1	NA	LS	CLEARING AND GRUBBING	9,000.00	9,000.00
29.	220101	1	NA	LS	FINISHING ROADWAY	500.00	500.00
30.	066565	4	NA	EA	RELOCATE SIGN	125.00	500.00
31.	-	-	-	-	DELETED BY ADDENDUM	0.00	0.00
32.	151272	30	NA	LF	SALVAGE METAL BEAM GUARD RAILING	50.00	1,500.00
33.	833032	300	NA	LF	CHAIN LINK RAILING (TYPE 7)	40.00	12,000.00
34.	017304	100	NA	LF	MINOR CONCRETE (CURB AND GUTTER) (CRS 201)	24.00	2,400.00
35.	510502	13	NA	CY	MINOR CONCRETE (MINOR STRUCTURE)	850.00	11,050.00
36.	000003	1	NA	LS	6' WIDE PREFABRICATED PEDESTRIAN BRIDGE	86,000.00	86,000.00

**PROJECT SUBTOTAL, ITEMS 19-36:**

**One hundred sixty nine thousand dollars and zero cents, \$ 169,000.00**

**ALTERNATE BID (LAKE HEMET MUNICIPAL WATER DISTRICT):**

ITEM NO.	ITEM CODE	ESTIMATED QUANTITY	*LIKE BID ITEMS	UNIT	ITEM	ITEM PRICE (IN FIGURES)	TOTAL (IN FIGURES)
37.	-	-	NA	-	DELETED BY ADDENDUM	0.00	0.00
38.	152440	3	NA	EA	ADJUST MANHOLE TO GRADE	750.00	2,250.00

PROJECT SUBTOTAL, ITEMS 37-38:

**Two thousand two hundred fifty dollars and zero cents, \$ 2,250.00**

PROJECT TOTAL, ITEMS 1 – 38:

**Two hundred eighty three thousand seven hundred sixty five dollars and zero cents,**

**\$ 283,765.00**

IN WITNESS WHEREOF the parties hereto have executed this agreement as of the date set forth below.

COUNTY OF RIVERSIDE

**International Pavement Solutions, Inc.**

BY \_\_\_\_\_  
Chairman, Board of Supervisors

BY \_\_\_\_\_

Dated \_\_\_\_\_

TITLE: \_\_\_\_\_  
(If Corporation, Affix Seal)

ATTEST:

Kecia Harper-Ihem, Clerk of the Board

ATTEST:

\_\_\_\_\_

BY \_\_\_\_\_  
Deputy

TITLE: \_\_\_\_\_

BY \_\_\_\_\_  
"County"  
(Seal)

\_\_\_\_\_ "Corporation"  
(Seal)

FORM APPROVED COUNTY COUNSEL  
BY: MS Victor 6/17/09  
MARSHAL VICTOR DATE

**PERFORMANCE BOND**

**Recitals:**

1. International Pavement Solutions, Inc. (Contractor) has entered into an Agreement dated \_\_\_\_\_ with COUNTY OF RIVERSIDE (County) for construction of public work known as Acacia Avenue Sidewalk Improvement Project, From Dartmouth Street to Westerly of Stanford Street, near Dartmouth Middle School, Project No. B8-0670 and Mayberry Avenue Sidewalk and Pedestrian Bridge Improvement Project, from Casino Road to Valle Vista Elementary School, Project No. B8-0671.
  
2. \_\_\_\_\_, a \_\_\_\_\_ corporation (Surety), is the Surety under this Bond.

**Agreement:**

We, Contractor, as Principal, and Surety, as Surety, jointly and severally agree, state, and are bound unto County, as obligee, as follows:

1. The amount of the obligation of this Bond is 100% of the estimated contract price for the Project of \$ 283,765.00 (Two hundred eighty three thousand seven hundred sixty five dollars and zero cents), and inures to the benefit of County.
  
2. This Bond is exonerated by Contractor doing all things to be kept and performed by it in strict conformance with the Contract Documents for the Project, otherwise it remains in full force and effect for the recovery of loss, damage and expense of County resulting from failure of Contractor to so act. All of said Contract Documents are incorporated herein.
  
3. This obligation is binding on our successors and assigns.
  
4. For value received, Surety stipulates and agrees that no change, time extension, prepayment to Contractor, alteration or addition to the terms and requirements of the Contract Documents or the work to be performed thereunder shall affect its obligations hereunder and waives notice as to such matters, except the total contract price cannot be increased by more than 10% without approval of Surety.

THIS BOND is executed as of \_\_\_\_\_.

By \_\_\_\_\_

By \_\_\_\_\_

By \_\_\_\_\_

Type Name \_\_\_\_\_

Its Attorney in Fact  
"Surety"

Title \_\_\_\_\_

"Contractor"

(Corporate Seal)

(Corporate Seal)

**NOTE: This Bond must be executed by both parties with corporate seal affixed. All signatures must be acknowledged. (Attach acknowledgements).**

**PAYMENT BOND**

(Public Work - Civil Code 3247 et seq.)

The makers of this Bond are International Pavement Solutions, Inc., as Principal and Original Contractor and \_\_\_\_\_, a corporation, authorized to issue Surety Bonds in California, as Surety, and this Bond is issued in conjunction with that certain public works contract dated \_\_\_\_\_, between Principal and COUNTY OF RIVERSIDE a public entity, as Owner, for \$ 283,765.00 (Two hundred eighty three thousand seven hundred sixty five dollars and zero cents), the total amount payable. THE AMOUNT OF THIS BOND IS ONE HUNDRED PERCENT OF SAID SUM. Said contract is for public work generally consisting of as Acacia Avenue Sidewalk Improvement Project, From Dartmouth Street to Westerly of Stanford Street, near Dartmouth Middle School, Project No. B8-0670 and Mayberry Avenue Sidewalk and Pedestrian Bridge Improvement Project, from Casino Road to Valle Vista Elementary School, Project No. B8-0671.

The beneficiaries of this Bond are as is stated in 3248 of the Civil Code and requirements and conditions of this Bond are as is set forth in 3248, 3249, 3250 and 3252 of said code. Without notice, Surety consents to extension of time for performance, change in requirements, amount of compensation, or prepayment under said contract.

DATED: \_\_\_\_\_

\_\_\_\_\_  
Original Contractor - Principal

\_\_\_\_\_  
Surety

By \_\_\_\_\_

By \_\_\_\_\_  
Its Attorney In Fact

Title \_\_\_\_\_

(Corporate Seal)

(If corporation, affix seal)  
(Corporate Seal)

STATE OF CALIFORNIA  
COUNTY OF \_\_\_\_\_

} ss. SURETY'S ACKNOWLEDGEMENT

On \_\_\_\_\_ before me, \_\_\_\_\_ personally appeared, \_\_\_\_\_, known to me, or proved to me on the basis of satisfactory evidence, to be the person whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same in his/her authorized capacities, and that by his/her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

\_\_\_\_\_  
Signature of Notary Public

\_\_\_\_\_  
Notary Public (Seal)

**Note: This Bond must be executed by both parties with corporate seal affixed for each party. All signatures must be notarized.**