

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

304



FROM: Economic Development Agency

SUBMITTAL DATE:
April 14, 2011

SUBJECT: Mission Boulevard Improvement Project Phase III – Findings and Consent to Payments

RECOMMENDED MOTION: That the Board of Supervisors:

1. Make the following findings:
 - a. The construction of the Mission Boulevard Improvement Project Phase III is of primary benefit to the Jurupa Valley Redevelopment Project Area by helping to eliminate blight within the project area by providing adequate lighting and assist in improving the safety conditions along Mission Boulevard;
 - b. No other means of financing the project are available to the community, due to the fact that the current economic crisis has substantially reduced the community's revenues to fund the project;

(Continued)

Robert Field

Robert Field
Assistant County Executive Officer/EDA

FINANCIAL DATA	Current F.Y. Total Cost:	\$ 0	In Current Year Budget:	Yes
	Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	No
	Annual Net County Cost:	\$ 0	For Fiscal Year:	2010/11

COMPANION ITEM ON BOARD OF DIRECTORS AGENDA: Yes

SOURCE OF FUNDS: Jurupa Valley Redevelopment Capital Improvement Funds	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION: APPROVE

BY: *Jennifer L. Sargent*

County Executive Office Signature Jennifer L. Sargent

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Buster, seconded by Supervisor Benoit and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended.

Ayes: Buster, Tavaglione, Stone, Benoit and Ashley
 Nays: None
 Absent: None
 Date: April 26, 2011
 x0: 156513 EDA; RDA

Kecia Harper-Ihem
 Clerk of the Board
 By: *[Signature]*
 Deputy

(Comp. Item 4.1)

Prev. Agn. Ref.: 4.2 of 11/30/10; 4.1 of 3/29/05

District: 2

Agenda Number:

3.25

FORM APPROVED COUNTY COUNSEL
BY: *[Signature]* DATE: 3-2-11
ANITAC WILLIS
Environmental Concurrence

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

RECOMMENDED MOTION: (Continued)

- c. The improvements are consistent with the Implementation Plan for the Jurupa Valley Redevelopment Project Area, which identifies road infrastructure, including the enhancement of lighting conditions, as a necessary improvement for the community; and
2. Consent to the expenditure of Redevelopment funds for the project.

BACKGROUND:

The Mission Boulevard Improvement Project Phase III Median Streetlights Installation is part of the Mission Boulevard Revitalization Plan established by the Redevelopment Agency for the unincorporated community of Rubidoux. The key feature of this plan is the beautification of Mission Boulevard through the addition of new landscaping and lighting in the median and sidewalk. Phases I and II of the beautification project, which are now complete, included the design and construction of landscaped median on Mission Boulevard between Crestmore Road and Riverview Drive. Phase III includes the Rubidoux Village Downtown Streetscape plan, part of which also includes the installation of 58 decorative streetlights.

On June 29, 2010, the Board approved the plans and specifications for rerouting power to existing irrigation system and installation of additional conduits for the new streetlights for the project and authorized the Clerk of the Board to advertise the Notice Inviting Bids. The project was advertised in the Press Enterprise on December 9, 2010, and December 16, 2010; and advertised on the Riverside County Economic Development Agency website. A mandatory job walk was held on December 23, 2010. On January 10, 2011, at 2:00 p.m. five sealed bids were received and opened by the Clerk of the Board.

Upon detailed review, County Counsel and agency staff determined that the low bid submitted by JD Young Construction, Inc. (JDY), was non-responsive. The bid documents required the successful bidder to possess a "B" license and JDY does not possess a "B" license. County Counsel and agency staff determined that the second low bid submitted by Atom, Inc., was responsive and complete.

On January 24, 2011, the county received from JDY a formal protest to the county's finding that JDY's bid is non-responsive. JDY contended that an "A" license, General Engineering Contractor license, should have been specified rather than a "B" license, General Building Contractor license, which stipulates that the construction involves a building structure. Under advisement by County Counsel, per Business & Professions Code section 7059, the public entity shall choose the license classification, and under Public Contract Code Section 3300, the public entity specifies that license in the call for bids. In this case, the Notice Inviting Bids, and job walk notes, called for a "B" license and the low bidder does not possess a "B" license. Therefore staff is proceeding with the acceptance and award of the construction contract to the lowest, responsive, and responsible bidder Atom, Inc.

Staff recommends that the Board of Supervisors make the findings and consent to the expenditure of Redevelopment funds for the project.