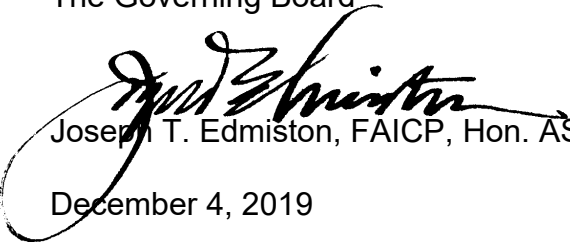


## MOUNTAINS RECREATION & CONSERVATION AUTHORITY

Los Angeles River Center & Gardens  
570 West Avenue Twenty-six, Suite 100  
Los Angeles, California 90065  
Phone (323) 221-9944

### MEMORANDUM

**TO:** The Governing Board

**FROM:**  Joseph T. Edmiston, FAICP, Hon. ASLA, Executive Officer

**DATE:** December 4, 2019

**SUBJECT:** **Agenda Item VI(i): Consideration of resolution authorizing a contract with Foster Construction for the Robin's Nest Park Restoration Grading & Excavation Project.**

Staff Recommendation: That the Governing Board adopt the attached resolution authorizing a contract with Foster Construction for the Robin's Nest Park Restoration Grading & Excavation Project in an amount not to exceed \$194,995.

Background: In March 2019, the Mountains Recreation and Conservation Authority (MRCA) executed a Grant Agreement with the California Department of Fish and Wildlife (CDFW) that awarded Water Quality, Supply, and Infrastructure Improvement Act of 2014 (Proposition 1) funding to undertake MRCA's Robin's Nest Fire Recovery and Habitat Restoration Project to support stream restoration efforts at MRCA-owned Robin's Nest Park located at 8237 Soledad Canyon Road in the unincorporated Acton area. This grant and other mitigation funding sources will be used to implement a stream restoration project along the subject section of the upper Santa Clara River in Soledad Canyon.

In October 2019, staff put out a public competitive bid for grading, excavation and hauling work to support MRCA's stream restoration efforts: Robin's Nest Park Restoration Grading & Excavation Project. The bid was for grading, excavation and hauling work including the removal of a metal plate flood wall, removal of the flood wall supporting berm, and grading a new flood plain shelf. The scope of this bid was to have a pre-agreed upon cost for seven (7) days of work (with the option for MRCA staff to extend site work for up to three (3) additional days at established daily rates) for defined heavy equipment operated at prevailing wage rates.

In accordance with MRCA's Outreach and Advertising Policy, the Notice Inviting Bids was directly sent to known disadvantaged businesses in related fields, including: Los Angeles County Certified Disadvantaged, Minority, and Women Business Enterprises (DBEs, MBEs, and WBEs, respective), California Unified

Certification Program, Specialty Chambers of Commerce and Business Development Agencies, Veterans' Employment and Training Service, U.S. Department of Labor, Southern California Chapter of National Association of Minority Contractors, U.S. Small Business Administration - Los Angeles District Office, and Los Angeles County Office of Small Business. The Notice Inviting Bids was advertised in the print edition *Los Angeles Daily News* on October 24, 2019 and online at [www.dailynews.com](http://www.dailynews.com). The Notice was also published on MRCA's website on the Contracting Opportunities page: [mrca.ca.gov/about/bid-on-a-project/](http://mrca.ca.gov/about/bid-on-a-project/).

As per the Notice Inviting Bids, the mandatory Bidder's Conference was held at the project site on November 4, 2019 where Contractors registered as prospective bidders in order to receive Addenda material and were given the opportunity to inspect the project site.

Section 4.1 of the MRCA's Procurement Policy states that all purchases of \$25,000 or more shall be made through a competitive bid process and awarded to the lowest responsive and responsible bidder. Staff reviewed the bids and references and determined Foster Construction to be the lowest responsive, responsible bidder in accordance with Public Contract Code Section 20815 *et seq.* The full list of registered bidders and Foster Construction's bid form are attached. A Notice of Intent to Award Bid was issued on November 22, 2019 and is included as an attachment.

Foster Construction is a certified WBE and was acknowledged as Gold Shovel Standard in 2018.

Consideration: The proposed contract with Foster Construction is for \$194,995. This amount includes a Contingency should unforeseen circumstances require additional days of work from the Contractor.

Fiscal Impact: Authorization of said contract will not generate a new revenue source, require the use of MRCA's unrestricted general funds, or incur new maintenance obligations.