



MOUNTAINS RECREATION & CONSERVATION AUTHORITY

Los Angeles River Center & Gardens
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MEMORANDUM

TO: The Governing Board

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

DATE: November 4, 2020

SUBJECT: **Agenda Item VI(e): Consideration of resolution authorizing a contract with Foster Construction for the Robin's Nest Park Phase 2 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 Phase 2 Restoration Grading & Excavation Project in an amount not to exceed \$137,232.

Background: In March 2019, the Mountains Recreation and Conservation Authority (MRCA) executed a Grant Agreement with the California Department of Fish and Wildlife (CDFW) for Proposition 1 funding to undertake an approximate 3-acre project known as Robin's Nest Fire Recovery and Habitat Restoration Project (Phase 1 Project) in support of stream restoration efforts at MRCA's Robin's Nest Park located at 8237 Soledad Canyon Road in the unincorporated Acton area. Phase 1 Project grading and excavation was completed in January 2020 followed by installation of native riparian and upland buffer vegetation. Additionally, electrical services to the property have resumed and an onsite well was brought back into service to support these, and future, restoration activities.

In September 2020, MRCA entered into a Cooperative Agreement (Agreement) with California Department of Transportation (Caltrans) and Los Angeles County Metropolitan Transportation Authority (LA Metro) to implement compensatory mitigation related to the I-5 High Occupancy Vehicle and Truck Lanes Project. MRCA Staff prepared a habitat creation and/or restoration project to be implemented at Robin's Nest Park to satisfy the Agreement. In support of this habitat mitigation project, MRCA Staff designed the Robin's Nest Park Phase 2 Restoration Grading and Excavation Project (Phase 2 Project) to continue onsite stream restoration efforts immediately downstream of Phase 1 Project activities. See attached Project Area Map.

In October 2020, staff put out a public competitive bid for grading, excavation and hauling work for Phase 2 Project activities that include: excavation and hauling work to remove approximately 500 feet of metal plate flood wall and its supporting berm, and grading a new flood plain shelf. The scope of this bid was to have a pre-agreed upon cost for eight (8) days of work with the option for MRCA staff to extend site work for up to four (4) 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 online edition *Los Angeles Daily News* at www.dailynews.com from October 8 through October 14. The Notice was also published on MRCA's website on the Contracting Opportunities page: 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 October 15, 2020 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 also attached.

Consideration: The proposed contract with Foster Construction is for \$137,232. 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.