



CITY COUNCIL AGENDA REPORT

MEETING DATE: November 15, 2004

ITEM NUMBER:

SUBJECT: JOANN STREET BIKE TRAIL FENCING IMPROVEMENTS FROM HARBOR BOULEVARD TO PLACENTIA AVENUE - CITY PROJECT NO. 03-10

DATE: OCTOBER 29, 2004

FROM: PUBLIC SERVICES DEPARTMENT/ENGINEERING DIVISION

PRESENTATION BY: WILLIAM J. MORRIS, DIRECTOR OF PUBLIC SERVICES

FOR FURTHER INFORMATION CONTACT: ERNESTO MUNOZ, CITY ENGINEER, (714) 754-5343

RECOMMENDATION:

It is recommended that Council:

1. Reject all bids.
2. Authorize the re-advertisement of the project upon further investigation of crime and beautification issues, and to further analyze the costs for the project.

BACKGROUND:

As a result of residential concerns and Council direction, several studies have been conducted to address the problems associated with the Joann Street Bike Trail, which extends from Harbor Boulevard to Placentia Avenue along the south side of the Costa Mesa Golf and Country Club (see map as Attachment 1). The primary concerns raised by residents at a Public Workshop were for the protection of residents and their property from illegal activity conducted by trail users and protection from errant golf balls coming from the golf course.

It was determined that the installation of a fence similar to the fencing along the golf course side best protects the residents and their property from trail users. It was clear that this ten-foot high fencing (Attachment 2) installed at the rear of the residences would help prevent trespassing on private property from the bike trail and would help prevent trash and other objects from being thrown from the bike trail into the adjoining rear yards.

At the March 3, 2002 regular City Council meeting, City Council approved the concept for the replacement of fencing along the bicycle trail.

The installation of the bicycle trail fencing is being conducted in phases. The first phase of this project consists of the installation of fencing along the south side of the bike trail from the west end of the fence that was constructed with the Joann-Miner Alley Project, at 626 Joann Street, to the west end of the project at 722 Joann Street, with the exception of 662 Joann Street. The property owner of 662 Joann Street opposed additional fencing and requested that his property not be added to the project because he uses the bike trail and the new fencing would block his direct access. The City Council approved his request at their meeting of March 4, 2002.

The scope of work consists of removing the existing wood and aging chain link fencing along the Joann Street Bike Trail and replacing it with the new chain link fencing that matches the chain link fencing on the golf course side of the bike trail.

The Deputy City Clerk received and opened one bid for this project on November 3, 2003. Coral Corporation of Oregon was the apparent low bidder with a total base bid proposal of \$100,650. The Engineer's base bid estimate was \$102,300. The Bid Abstract is included as "Attachment 3."

Upon presentation to City Council for award of the construction contract to Coral Corporation on January 5, 2004, Council made a motion to continue this item and staff was directed to address crime, and to review costs and beautification issues. Upon request from staff, Coral Corporation agreed to honor its bid proposal prices until April 30, 2004.

ANALYSIS:

On June 30, 2004, staff received notification from Coral Corporation that it could no longer honor the bid proposal prices as submitted for this project. Since staff is still investigating the concerns raised by Council at the meeting of January 5, 2004, and considering that the proposal is now over one year old and no longer indicative of market prices, it is recommended that all bids be rejected. Readvertisement of the project can be contemplated upon further consideration and approval of the scope of work for this project.

ALTERNATIVES CONSIDERED:

1. The Council could cancel the project. However, Council has previously acknowledged the need for this project and appropriated funding. Canceling the project would be inconsistent with the previous direction.
2. The Council could direct staff to bring back a report for approval of the award of the contract to the apparent low bidder. However, the apparent low bidder, Coral Construction, has indicated that it will no longer honor its prices as submitted in its proposal.

FISCAL REVIEW:

Funding for this project is available from the Park Development Fund appropriation budgeted for the 2002-03 Fiscal Year.

LEGAL REVIEW:

California Public Contract Code Section 20166 allows the legislative body, at its discretion, to reject any and all bids presented and to re-advertise the project.

CONCLUSION:

It is recommended that the City Council reject all bids; and authorize the re-advertisement of the project upon further investigation of crime and beautification issues, and to further analyze the costs for the project.

ERNESTO MUNOZ
City Engineer

WILLIAM J. MORRIS
Director of Public Services

KIMBERLY HALL BARLOW
City Attorney

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ATTACHMENTS: "1" [Map of Joann Street Bike Trail Location](#)
"2" [Fence Detail](#)
"3" [Bid Abstract](#)