



CITY OF POMONA COUNCIL REPORT

June 3, 2024

To: Honorable Mayor and Members of the City Council

From: Anita D. Gutierrez, City Manager

Submitted By: Rene Guerrero, Public Works Director

SUBJECT: RESOLUTION TO AMEND THE FY 2023-24 CAPITAL IMPROVEMENT PROGRAM (CIP) BUDGET BY UNAPPROPRIATING FUNDS FROM VARIOUS PROJECTS, AND APPROPRIATING THEM TO “STREET PRESERVATION – LOCAL (FY 23-24),” PROJECT NO. 428-2590-XXXXX-68592; APPROPRIATING ARP (D4) FUNDS TO “STREET IMPROVEMENTS – CITYWIDE (CDBG) (FY 22-23 TO 24-25),” PROJECT NO. 428-2590-XXXXX-71065; AND AWARDED A CONSTRUCTION CONTRACT TO GENTRY BROTHERS, INC.

RECOMMENDATION:

It is recommended that the City Council take the following actions:

- 1) Adopt the following resolution:

RESOLUTION NO. 2024-77 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA AMENDING THE FY 2023-24 CAPITAL IMPROVEMENT PROGRAM (CIP) BUDGET BY UNAPPROPRIATING \$20,000 OF MEASURE R FUNDS FROM “STREET PRESERVATION – LOCAL (FY 21-22),” PROJECT NO. 428-2590-XXXXX-68572 AND \$600,000 OF SB-1/RMRA FUNDS FROM “STREET PRESERVATION – LOCAL (FY 22-23),” PROJECT NO. 428-2590-XXXXX-68582 AND APPROPRIATING THESE FUNDS TO “STREET PRESERVATION – LOCAL (FY 23-24),” PROJECT NO. 428-2590-XXXXX-68592; AND APPROPRIATING \$144,000 OF AVAILABLE DISTRICT 4 AMERICAN RESCUE PLAN (ARP) FUNDS TO “STREET IMPROVEMENTS – CITYWIDE (CDBG) (FY 22-23 TO FY 24-25),” PROJECT NO. 428-2590-XXXXX-71065;

- 2) Award a Construction Contract to Gentry Brothers, Inc. in the total amount of \$3,060,050.50, with \$524,000 for “Street Improvements – Citywide (CDBG) (FY 22-23 to FY 24-25),” Project No. 428-2590-XXXXX-71065 to include improvements on various streets, and \$2,536,050.50 for “Street Preservation Project No. 428-2590-

XXXXXX-68592 to include Base Bid plus Additive Alternate Nos. one (1) through three (3);

- 3) Authorize the City Manager, or her designee, to execute the construction contract, and all related documents (purchase orders, amendments, permits, etc.);
- 4) Approve an increase of contingency capacity from City standard of 25% to 50% for the contract to Gentry Brothers, Inc. to allow for additional street improvements;
- 5) Find that the projects referenced above are categorically exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15301(c) and that the proposed projects will not have a significant effect on the environment; and
- 6) Approve including Saturdays in the “Allowed Working Days” for the Contractor to perform construction improvements, as necessary.

EXECUTIVE SUMMARY:

Approval of Resolution No. 2024-77 (Attachment No. 1) and award of the construction contract to Gentry Brothers, Inc. will provide the funding to issue two separate Purchase Orders (PO) to begin construction on San Francisco Avenue in District 4 as part of “Street Improvements – Citywide (CDBG) (FY22-23 to FY 24-25),” Project No. 428-2590-XXXXXX-71065, as well as improvements to local city streets and alleyways included in “Street Preservation – Local (FY 23-24),” Project No. 428-2590-XXXXXX-68592 (Projects).

SB1439/GOVERNMENT CODE §84308 APPLICABILITY:

☐ When this box is checked, it indicates the agenda item is subject to the Levine Act SB1439 requirements. Councilmembers are reminded to check their campaign contributions and determine whether they have received a campaign contribution of \$250 or more that would require disclosure and/or recusal from discussing or acting on this agenda item. Campaign contributions of \$250 or more made 1) by any person or entity who is identified in the agenda report as the applicant or proposer or 2) on behalf of the applicant or participant, including a parent, subsidiary or otherwise related business entity, or 3) by any person who has a financial interest in the agenda item requires a councilmember to comply with SB1439.

FISCAL IMPACT:

Approval of this action will provide funds and allow the City to award two separate purchase orders to Gentry Brothers, Inc. to include all base bid items and additive alternates included in Invitation for Bid (IFB#2024-12). The tables below summarize the fiscal impact:

Category	“Street Preservation – Local (FY 23-24),” Project No. 428-2590-XXXXX-68592
Beginning Budget	\$3,726,018
Appropriation from “Street Preservation – Local (FY 21-22),” Project No. 428-68572 (Measure R Funds)	\$20,000
Appropriation from “Street Preservation – Local (FY 22-23),” Project No. 428-68582 (SB-1/RMRA Funds)	\$600,000
Revised Budget	\$4,346,018
Expenditures/Encumbrances (as of May 14, 2024)	(\$235,960)
Award Contract to Gentry Brothers, Inc. (Base Bid + Add. Alt. Nos. 1 – 3)	(\$2,536,050.50)
Remaining available balance	\$1,574,007.50

Category	“Street Improvements – Citywide (CDBG) (FY22-23 to FY 24-25),” Project No. 428-2590-XXXXX-71065
Beginning Budget	\$411,755
Appropriation of District 4 ARP Funds	\$144,000
Revised Budget	\$555,755
Expenditures/Encumbrances (as of May 14, 2024)	(\$1,694)
Award Contract to Gentry Brothers, Inc.	(\$524,000)
Remaining available balance	\$30,061

PUBLIC NOTICING REQUIREMENTS:

In accordance with Section 2-1003 – Formal Procedure of the City’s Purchasing Ordinance, an Invitation for Bids (IFB #2024-12) for the construction of the Projects was posted on the City’s electronic bidding platform, Planet Bids, on March 13, 2024. Advertisements for this bid request were also published in the Inland Valley Daily Bulletin on March 21, 2024 and March 28, 2024. The bid due date was on April 17, 2024.

PREVIOUS RELATED ACTION:

On October 16, 2023, the City Council adopted Resolution No. 2023-167 receiving, increasing revenue estimates, and appropriating an in-lieu payment of \$15,050 from Morillo Construction, Inc. to “Street Preservation – Local (FY 23-24),” Project No. 428-2590-XXXXX-68592.

On April 15, 2024, the City Council adopted Resolution No. 2024-56 amending the FY 2023-24 CIP Budget by un-appropriating \$139,801 from various projects and funds, and appropriating them to “Street Preservation – Local (FY 23-24),” Project No. 428-2590-XXXXX-68592.

ENVIRONMENTAL IMPACT:

The Projects are categorically exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15301(c) in that the Projects consist of the repair of existing curb ramps, sidewalks, street intersections, and alleys.

DISCUSSION:

“Street Preservation - Local (FY 23-24)” Project No. 428-2590-XXXXX-68592 will focus primarily on slurry seal, cape seal, and thin overlays of local streets and paving alleyways, according to the City’s Pavement Management Program.

“Street Improvement – Citywide (CDBG) (FY 22-23 to FY 24-25),” Project No. 428-2590-XXXXX-71065 will focus on the rehabilitation of San Francisco Avenue from San Antonio Avenue to Palomares Avenue, as funds allow, to include section reconstruction, asphalt pavement surface removal and replacement, and curb and gutter repair work, as needed. The remaining segment of this portion of San Francisco Ave. will be completed with the corresponding “Street Preservation – Local (FY 23-24),” Project No. 428-2590-XXXXX-68592.

The Projects were bid together. Therefore, the same contractor will be awarded the contract for both Projects, with separate purchase orders for each respective project.

On March 13, 2024, Invitation for Bids (IFB) No. 2024-12 was issued on the City’s electronic bidding platform, Planet Bids. The solicitation notified 537 potential bidders, of which 58 bidders downloaded the IFB, resulting in the City receiving six (6) proposals. Gentry Brothers, Inc. submitted the lowest responsive and responsible base bid at \$3,060,050.50, as shown in the table below:

Bidders		Total Base Bids and Additive Alternate Nos. 1-3
1	Gentry Brothers, Inc.	\$3,060,050
2	All American Asphalt	\$3,189,980
3	Hardy & Harper, Inc.	\$3,202,000
4	R.J. Noble Company	\$3,272,091
5	Onyx Paving Company, Inc.	\$3,311,000
6	Sully-Miller	\$4,470,145
	<i>Engineer’s Estimate</i>	<i>\$3,100,000</i>

COUNCIL PRIORITIES & GOALS:

This item supports the following FY 2021-22 City Council Priorities and Goals: Goal P: Improve condition of streets, alleys, and associated sidewalks.

Prepared by:

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ATTACHMENT(S):

Attachment No. 1 – Resolution No. 2024-77

Attachment No. 2 – Map Exhibit