



# City of Sacramento City Council

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915 I Street, Sacramento, CA, 95814  
[www.CityofSacramento.org](http://www.CityofSacramento.org)

**Meeting Date:** 12/13/2011

**Report Type:** Consent

**Title:** Cars on K Street (T15095300)

**Report ID:** 2011-01007

**Location:** K Street, District 4

**Recommendation:** Adopt a Resolution: 1) authorizing the transfer of \$144,474 from the 11th/12th Street Right of Way Improvements (T15046200-Fund 2007) to the Cars on K Street Improvement Project (T15095300-Fund 2007), 2) ratifying Change Order No. 1 and Change Order No.2 with Navajo Pipelines, Inc. for the Cars on K Street Improvement Project and 3) authorizing the City Manager to execute Change Order No. 3 with Navajo Pipelines, Inc. in the amount of \$144,568.00 and 4) resetting the City Manager's change order authority.

**Contact:** Denise Malvetti, Senior Project Manager, (916) 808-7064, Economic Development Department and Nader Kamal, Special Projects Engineer, (916) 808-7035, Department of Transportation

**Presenter:** None

**Department:** Economic Development Dept / Department of Transportation

**Division:** Downtown Development

**Dept ID:** 18001021

## **Attachments:**

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- 1-Description/Analysis
- 2-Resolution
- 3-Change Order 3 With Navajo Pipelines

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### **City Attorney Review**

Approved as to Form  
Jerry Hicks  
12/6/2011 1:37:38 PM

### **City Treasurer Review**

Reviewed for Impact on Cash and Debt  
Russell Fehr  
11/28/2011 9:48:11 AM

### **Approvals/Acknowledgements**

Department Director or Designee: Jim Rinehart - 12/1/2011 11:29:32 AM



## Description/Analysis

**Issue:** Change Order No. 3 provides for the modification of the globe street lights on K Street from 8<sup>th</sup> to 12<sup>th</sup> streets to be consistent with the adopted K Street Streetscape Design Plan. The modified lights will match the acorn lights that were installed on the 700 Block of K Street as a part of the Phase I K Street Streetscape Project.

**Policy Considerations:** The reintroduction of cars to K Street is consistent with the City's Strategic Plan goals of improving and expanding economic vitality throughout the City and the 2009-2014 Merged Downtown Implementation Plan goal of stimulating economic growth. The change in K Street is consistent with the Central City Urban Design Guidelines, adopted by City Council in May 2009, which recommended the addition of vehicular traffic to K Street from 9<sup>th</sup> to 12<sup>th</sup> streets.

The modification of the street lights is in keeping with the K Street Streetscape Design Plan that was adopted by City Council in 2008.

**Environmental Considerations:** The street light modifications were a part of the K Street Streetscape project for which a Notice of Exemption was filed on June 4, 2007.

The City of Sacramento prepared a Mitigated Negative Declaration (MND) for the Cars on K Street project. In accordance with the California Environmental Quality Act (CEQA), the MND was submitted to a 30-day public review period which ended on October 4, 2010. The comment period was also advertised in a newspaper of general circulation and a notice of availability (NOA) was sent to stakeholders in the project area. The MND was approved by City Council on November 4, 2010.

**Sustainability:** The revitalization and multi-modal traffic including light rail, cars, bicycles and pedestrians on K Street is consistent with the City's sustainability goals.

**Commission/Committee Action:** None.

**Rationale for Recommendation:** Approval of Change Order No. 3 provides for the modification of existing pedestrian globe lights installed in the 1980s. The modified lights will be consistent with the adopted K Street Design Plan and will match the acorn lights installed as a part of K Street Streetscape Phase I.

**Financial Considerations:** The original contract with Navajo Pipelines, Inc., approved by City Council on July 19, 2011 was in the amount of \$1,996,975. Thus far, the project has had two Change Orders. Change Order No. 1 in the amount of \$31,775.95 was primarily for elastomeric grout required by Regional Transit and Change Order No. 2 in the amount of \$21,345.50, was for additional concrete repairs necessary for pedestrian safety.

Proposed Change Order No. 3 is in the amount of \$144,568 and would bring the total contract amount to \$2,194,664.45. Currently, the project budget is \$3,061,200 and the unobligated balance is \$112,765. As of November 30, 2011 the 11<sup>th</sup>/12<sup>th</sup> Street Right of Way Improvements Project (T15046200) has a total budget of \$145,000 and an unobligated balance of \$144,474,

which is sufficient to complete the transfer of \$144,474 (Fund 2007) to the Cars on K Street Improvements Project (T15095300). The transferring of \$144,474 from the 11<sup>th</sup>/12<sup>th</sup> Street Right of Way Improvements (T15046200-Fund 2007) to the Cars on K Street Improvement Project (T15095300-Fund 2007) will increase the budget to \$3,205,674 and unobligated balance to \$257,239 which is sufficient to cover Change Order No. 3 and cover remaining project closeout costs. The reallocation of funds from 11<sup>th</sup>/12<sup>th</sup> Street Right of Way Improvements Project (T15046200) to Cars on K Street Improvement Project (T15095300) is due to inactivity of the 11<sup>th</sup>/12<sup>th</sup> Street Right of Way Improvements Project CIP.

**Emerging Small Business Development (ESBD):** With the addition of Change Order No. 3, the contract with Navajo Pipelines, Inc. has approximately 51% ESBD participation and Navajo is a certified small business.



## RESOLUTION NO.

Adopted by the Sacramento City Council

December 13, 2011

### **TRANSFERRING FUNDS FROM THE 11<sup>TH</sup>/12<sup>TH</sup> STREET RIGHT OF WAY IMPROVEMENTS (T15046200) TO THE CARS ON K STREET IMPROVEMENT PROJECT (T15095300) AND APPROVING CHANGE ORDER NO. 3 WITH NAVAJO PIPELINES, INC.**

#### **BACKGROUND**

- A. The City desires to enhance the economic vitality of K Street.
- B. On July 19, 2011, City Council approved a contract with Navajo Pipelines, Inc. for the construction of the Cars on K project in the amount of \$1,996,975. Change Order No. 1 was executed on August 24, 2011 in the amount of \$31,775.95 and Change Order No. 2 was executed on November 16, 2011 in the amount of \$21,345.50.
- C. The City desires to modify the pedestrian lighting on K Street between 8<sup>th</sup> Street and 12<sup>th</sup> Street to be consistent with the adopted K Street Streetscape Design Plan.
- D. Change Order No. 3 in the amount of \$144,568 would compensate Navajo Pipelines, Inc. for the work necessary to retrofit the pedestrian lights on K Street.
- E. On June 4, 2007 a Notice of Exemption was filed for the K Street Streetscape Project and on November 4, 2010 the Mitigated Negative Declaration and Mitigation Reporting Program were approved by City Council for the Cars on K Project.

#### **BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:**

- Section 1. The Capital Improvement Program is amended by transferring \$144,474 from the 11<sup>th</sup>/12<sup>th</sup> Street Right of Way Improvements (T15046200-Fund 2007) to the Cars on K Street (T15095300-Fund 2007).
- Section 2. Change Order No. 1 and Change Order No. 2 are hereby ratified.
- Section 3. The City Manager is authorized to execute Change Order No. 3 with Navajo Pipelines, Inc. in an amount not to exceed \$144,568.
- Section 4. City Manager's Change Order authority is reset.

Adopted by the City of Sacramento City Council on December 13, 2011 by the following vote:

Ayes:

Noes:

Abstain:

Absent:

Attest:

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Mayor Kevin Johnson

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Shirley Concolino, City Clerk



City of Sacramento  
**CHANGE ORDER**

Project #: T15095300

Contract #: 2011-0960

Date: 11/22/2011

Purchase Order #:

Change Order #: 3

Sacramento, California

TO: Navajo Pipelines, Contractor

**CONTRACT FOR: Cars on K Street**

Upon Mutual acceptance of this document by the City of Sacramento, hereinafter referred to as "City", and your firm, hereinafter referred to as "Contractor", in accordance with the terms and conditions of the original contract documents, you are hereby directed to make the following changes for the consideration set forth below:

**Description:**

See Exhibit A

The original contract sum was	<u>\$1,996,975.00</u>
The net change by previous Change Orders was	<u>\$53,121.45</u>
The contract sum prior to this Change Order was	<u>\$2,050,096.45</u>
The contract sum will be increased by this Change Order	<u>\$144,568.00</u>
The new contract sum including all Change Orders	<u>\$2,194,664.45</u>

Contractor agrees that the amount of increase or decrease in the contract sum specified in this Change Order shall constitute full compensation for the work required by this Change Order, including but not limited to all compensation for the additional and/or revised work specified herein, and shall fully compensate Contractor for any and all direct and indirect costs that may be incurred by Contractor in connection with such additional and/or revised work, including any changes disruptions or delays in work schedules or in the performance of other work by Contractor. The time for the performance of the contract is increased by 80 Working Days by reason of the performance of the work required by this Change Order. Except as herein above expressly provided, Contractor further agrees that the performance of the work specified in this Change Order or the rescheduling of other project work made necessary by this Change Order, shall not constitute a delay which will extend the time limit for completion of the work as said term is used in the contract between the City and the Contractor for the project.

Approval Recommended by:

Nader Kamal  
Project Manager

Approved by:

\_\_\_\_\_  
City of Sacramento

Approved by:

Karen Silva  
Contractor

Attested to by:

\_\_\_\_\_  
City Clerk

Approved as to form:

[Signature]  
City Attorney

**Exhibit A**  
**Cars on K Street**  
**2011-0960**  
*11/22/11*

<i>Description</i>	<i>Amount</i>
<b>Change Order #3</b>	
PCO # 19.0 Client Initiated Changes	\$144,568.00
11/22/11 Lump sum costs to modify existing 26' street lights on K Street as follows: <input type="checkbox"/> Remove (93) existing luminaires and arm assemblies. Weld & paint (93) holes on existing poles. Install (62) new kim 100-watt metal halide luminaires with (62) twin arm assemblies. Re-use existing conductors. Includes all traffic control, splicing and testing required. All materials to be furnished by the contractor and includes all labor, materials, equipment and incidentals.	
1 Items	Total for Change Order # 3
	<b>\$144,568.00</b>

1 Items	Total for Contract # 2011-0960	<b>\$144,568.00</b>
<i>Totals By Reason</i>	Changed/Unforeseen Conditions	<b>\$0.00</b>
	Changes to Bid Documents	<b>\$0.00</b>
	Client Initiated Changes	<b>\$144,568.00</b>

## Navajo Pipelines, Inc.

Change Out Street Light Luminaries and Arms				
<b>LABOR</b>		<b>HOURS</b>	<b>HOURLY RATE</b>	<b>AMOUNT</b>
	0	0		\$0.00
	0	0		\$0.00
<b>LABOR TOTAL</b>				<b>\$0.00</b>
<b>EQUIPMENT</b>		<b>QNTY</b>	<b>HOURS</b>	<b>HOURLY RATE</b>
	0	0		\$0.00
<b>EQUIPMENT TOTAL</b>				<b>\$0.00</b>
<b>RENTAL EQUIPMENT</b>		<b>QNTY</b>	<b>HOURS</b>	<b>RATE</b>
<b>RENTAL EQUIPMENT</b>				<b>\$0.00</b>
<b>MATERIALS</b>		<b>QNTY</b>	<b>HOURS</b>	<b>RATE</b>
	0		\$0.00	\$0.00
				\$0.00
<b>MATERIALS TOTAL</b>				<b>\$0.00</b>
<b>SUBCONTRACTOR</b>		<b>QNTY</b>	<b>HOURS</b>	<b>HOURLY RATE</b>
Pacific (See attachment dated 10/06/11)				\$137,683.81
<b>SUBCONTRACTOR TOTAL</b>				<b>\$137,683.81</b>
LABOR TOTAL			\$0.00	
added percentage (24%)			\$0.00	
TOTAL COST OF LABOR			A	\$0.00
TOTAL COST OF EQUIP. & MATERIALS			B	\$0.00
TOTAL COST OF SUBCONTRACTOR			C	\$137,683.81
TOTAL COST OF RENTAL EQUIPMENT			D	\$0.00
added percentage (33%) LABOR			(A)	\$0.00
added percentage (15%) EQ. & MAT.			(B)	\$0.00
added percentage (5%) SUBCONTRACT			(C)	\$6,884.19
<b>TOTAL THIS REPORT</b>				<b>\$144,568.00</b>