



City of Sacramento City Council

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915 I Street, Sacramento, CA, 95814
www.CityofSacramento.org

Meeting Date: 10/30/2012

Report Type: Consent

Title: Contract Change Order No. 5 for the Del Paso Boulevard Streetscape Project (T15098400)

Report ID: 2012-00859

Location: Del Paso Boulevard from Arden Way to Acoma Street, District 2

Recommendation: Pass a Resolution: 1) authorizing the City Manager to execute contract change order No. 5 with McGuire and Hester; 2) resetting the City Manager's administrative authority to issue contract change orders to City Contract No. 2011-1514; and 3) amending the FY2012/13 CIP by transferring \$185,912 from the Marysville Boulevard Streetscape Improvement Project (T15086100) to the Del Paso Boulevard Streetscape Enhancement Project (T15098400).

Contact: Matt Johns, Assistant Engineer, (916) 808-5760; Nicholas Theocharides, Engineering Services Manager, (916) 808-5065, Department of Public Works

Presenter: None

Department: Public Works Department

Division: Civil & Electrical Design

Dept ID: 15001131

Attachments:

- 1- Description/Analysis
- 2 - Background Information
- 3 - Resolution
- 4 - Exhibit A - Location Map
- 5 - Change Order No. 5

City Attorney Review

Approved as to Form
Gerald Hicks
10/22/2012 2:49:23 PM

City Treasurer Review

Reviewed for Impact on Cash and Debt
Janelle Gray
10/18/2012 8:59:25 AM

Approvals/Acknowledgements

Department Director or Designee: Jerry Way - 10/22/2012 11:14:25 AM

Description/Analysis

Issue: The Del Paso Boulevard Streetscape Project (T15098400) will: (1) signalize the intersection of Del Paso Boulevard/ Southgate Road/ Colfax Avenue, (2) modify the existing signal at the intersection of Del Paso Boulevard/ Barstow Street/ Baxter Avenue, (3) modify the existing signal at the intersection of Del Paso Boulevard/ State Route 160 Ramps, (4) remove/replace the existing curb, gutter, and sidewalk, (5) construct bulb-outs at key intersections throughout the corridor, (6) enlarge existing tree wells and install an irrigation system, (7) create new on-street parking, and install ornamental street lights near the Globe Avenue Regional Transit Station.

Bids for the project were received. McGuire & Hester was the lowest responsive and responsible bidder. City Council approved contract award on December 13, 2011.

Authorization of change order No. 5 will also amend the project scope to add architectural features to the existing concrete block walls at 1930 Del Paso Boulevard, currently used as seating, which have become an attractive nuisance. The design, procurement, and installation of the architectural features will occur under a separate contract.

Authorization of contract change order No. 5 with McGuire & Hester will allow the contractor to construct additional median streetscaping improvements.

Policy Considerations: The action requested supports the City's Strategic Plan goal of enhancing livability.

Environmental Considerations:

California Environmental Quality Act (CEQA) and National Environmental Policy Act (NEPA): On February 16, 2010, the City Council approved a Mitigated Negative Declaration and adopted the Mitigation Reporting Plan for the Del Paso Boulevard Streetscape Project (T15098400) pursuant to the requirement of CEQA. There is no substantial evidence that the project with the adoption of the migration measures identified will have a significant effect on the environment.

The project is funded in part by federal funds. As a result, the proposed project is also subject to NEPA. A Categorical Exclusion was issued on July 7, 2010 by the California State Department of Transportation (Caltrans) and the Federal Highway Administration (FHWA) Pursuant to the requirements of NEPA.

Sustainability Considerations: This project is consistent with the City's Sustainability Master Plan, and provides enhancements to increase pedestrian movement, and promotes transit oriented development.

Other: None

Commission/Committee Action: None

Rationale for Recommendation: Funding has been identified for streetscaping elements in the median within the project limits through the Marysville Streetscape Project, which is now complete and has excess funding. The median improvement was deleted from the original project because of a lack of funding.

Financial Considerations: The Del Paso Boulevard Streetscape Project (T15098400) has total budget of \$3,990,000. As of October 11, 2012 the unobligated balance is \$315,737. Approval of the transferring of \$185,912 (Fund 2007) from the Marysville Boulevard Streetscape Improvement Project (T15086100) will increase the project budget to \$4,175,912 and unobligated balance to \$501,649, which is sufficient to cover remaining project costs, and execute Contract Change Order No. 5 in the amount of \$136,000.

There are no additional general funds planned or allocated for this project.

Emerging Small Business Development (ESBD): The Del Paso Boulevard Streetscape Project (T15098400) is federally funded and requires conformance with project participation guidelines for Disadvantaged Business Enterprise (DBE)/ Underutilized Disadvantaged Business Enterprises (UDBE) program requirements. Therefore, the City's ESBD requirements are held in abeyance. The UDBE goal is 4.62%. McGuire and Hester met the UDBE goal by pledging 22%.



Background Information:

In an effort to encourage transit oriented development and increase pedestrian activity in the area, the City of Sacramento Department of Public Works (DPW) partnered with SHRA to deliver the Del Paso Boulevard Streetscape Project (T15098400) which will construct the following improvements:

- Signalize the intersection of Del Paso Boulevard/ Southgate Road/ Colfax Avenue.
- Modify the existing signal at the intersection of Del Paso Boulevard/ Barstow Street/ Baxter Avenue.
- Modify the existing signal at the intersection of Del Paso Boulevard/ State Route 160 Ramps.
- Remove/replace the existing curb, gutter, and sidewalk.
- Construct partial bulb-outs at key intersections throughout the corridor.
- Enlarge the existing tree wells and install an irrigation system.
- Create new on-street parking and install street lights near the Globe Avenue Regional Transit Station.

In 2007, the City of Sacramento applied for federal funding through SACOG's Community Design grant program. The grant application was for \$5,000,000 to design and construct streetscaping improvements on Del Paso Boulevard between Arden Way and State Route 160. The project scope included landscaping/hardscaping treatment in the center median. The project was not funded at that time.

In 2009, the Sacramento Area Council of Governments (SACOG) recalled \$3 million of funds awarded during the 2007 cycle of the Community Design grant program because of delivery issues encountered by the winning projects. In an effort to reallocate the \$3 million, SACOG requested applications for community design projects. The City of Sacramento Department of Transportation re-submitted the Del Paso Boulevard Streetscape Enhancement Project for consideration and was awarded \$1.46 million for construction.

During preliminary engineering, the Del Paso Boulevard Streetscape Project was submitted for consideration during the normal 2009 cycle of the Community Design grant program and was awarded an additional \$1 million for construction. In total, by the end of 2009, the project had won \$2.4M in federal grants, in addition to the \$600,000 in Community Development Block Grant (CDBG) and \$400,000 in Community Reinvestment Capital Improvement Program (CRCIP) funds, for a total budget of \$3,500,000. Since this total was substantially less than the originally scoped project of \$5,000,000, several items were removed from the scope, including the median treatment.

The Marysville Boulevard Streetscape project was created in order to prepare a streetscape master plan for the Marysville Boulevard corridor. A streetscape master plan has been completed for the corridor, and no feasible improvements have been

recommended that can be funded with the \$185,912 in remaining funds in the project. These funds are therefore available for transfer to the Del Paso Boulevard Streetscape Project (T15098400) for the purpose of constructing median treatment.

Change Order No. 1 in the amount of \$22,601 compensated the contractor for the installation of additional water facilities. Contract Change Order No. 1 was executed under the City Managers authority on August 20, 2012.

Change Order No. 2 credited the project \$6,396 for the removal/replacement of sidewalk near Arden Way under restricted traffic control. Contract Change Order No. 2 was executed under the City Managers authority on September 10, 2012.

Change Order No. 3 in the amount of \$28,465 compensated the contractor for the removal of an unidentified underground storage tank. Contract Change Order No. 3 was executed under the City Managers authority on September 10, 2012.

Change Order No. 4 in the amount of \$73,772 compensated the contractor for additional landscaping and irrigation facilities near Acoma Street, as well as a grind and pave of eastbound Del Paso Boulevard between Globe Avenue and Arden Way. Contract Change Order No. 4 was executed under City Managers authority on October 24, 2012.

Change Order No. 5 will allow the contractor to construct additional median streetscaping improvements, which were deleted from the original project scope because of a lack of funding.



RESOLUTION NO.

Adopted by the Sacramento City Council

CONTRACT CHANGE ORDER NO. 5 FOR THE DEL PASO BOULEVARD STREETSCAPE PROJECT (T15098400)

BACKGROUND

- A. The City of Sacramento Department of Transportation (DOT) partnered with SHRA to deliver the Del Paso Boulevard Streetscape Project (T15098400).
- B. In 2007 Sacramento Area Council of Governments (SACOG) did not fund a \$5,000,000 grant application submitted by the City of Sacramento for the Del Paso Boulevard project. The City successfully applied for federal funding for the Del Paso Project in 2009, and with the addition of some local funds, was able to create a total project budget of \$3,500,000.
- C. In order to meet the reduced budget, several items were cut from the project scope. The aesthetic treatment in the median was among the items that were cut. As the project nears completion, it has become obvious that the unimproved medians are a detriment and the project scope should be modified to include median improvements at this time.
- D. The Marysville Boulevard Streetscape Project has been completed and has an excess of funds. The excess funding from the Marysville Boulevard Streetscape project is eligible to fund median improvements on Del Paso Boulevard.

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

- Section 1. The City Manager is authorized to execute contract change order No. 5 with McGuire & Hester on the Del Paso Boulevard Streetscape Project (T15098400).
- Section 2. The City Manager's administrative authority to issue contract change orders for City Agreement 2011-1514 is reset.
- Section 3. The FY2012/13 CIP is amended by transferring \$185,912 (Fund 2007) from the Marysville Boulevard Streetscape Project (T15086100) to the Del Paso Boulevard Streetscape Project (T15098400).

Table of Contents:

Exhibit A: Location Map



Location Map for Del Paso Boulevard Streetscape Improvement (T15098400)



Map Contact: S. Tobin
Map Date: OCT/12

0 500 1,000 2,000 Feet



City of Sacramento
CHANGE ORDER

Project #: T15098400
Contract #: 2011-1514
Purchase Order #:

Change Order #: 5

Sacramento, California

TO: McGuire & Hester, Contractor

CONTRACT FOR: Del Paso Boulevard Streetscape Project

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>\$2,505,251.15</u>
The net change by previous Change Orders was	<u>\$118,442.49</u>
The contract sum prior to this Change Order was	<u>\$2,623,693.64</u>
The contract sum will be increased by this Change Order	<u>\$136,000.00</u>
The new contract sum including all Change Orders	<u>\$2,759,693.64</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 0 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 timelimit 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:

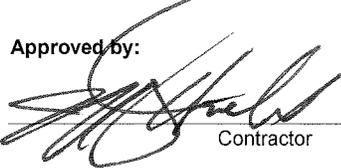


Project Manager 10-18-12

Approved by:

City of Sacramento Date

Approved by:

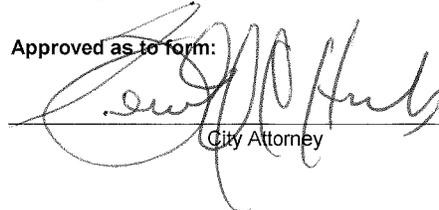


Contractor 10/18/12

Attested to by:

City Clerk

Approved as to form:



City Attorney

Exhibit A
Del Paso Boulevard Streetscape Project
2011-1514
10/17/12

<i>Description</i>	<i>Amount</i>
Change Order #5	
PCO # 13.0 Client Initiated Changes	\$136,000.00
10/17/12 Add new item of work, Existing Median Enhancements, at the LS price of \$136,000. This item of work shall include: The existing medians are to be repaired, power washed, and treated with a concrete stain and/or paint. The existing tree wells within the medians are to be enlarged and filled with bark mulch. Approximately 250 LF of upheaved asphalt along the existing curb face shall be removed and replaced. A light grind (approximately 1/4") shall occur in the number one traffic lane of the east and westbound directions of Del Paso Boulevard, as well as each turn pocket and intersection to knock down any upheaved portions of asphalt.	
1 Items	Total for Change Order # 5 \$136,000.00

1 Items	Total for Contract # 2011-1514	\$136,000.00
Totals By Reason	Changed/Unforeseen Conditions	\$0.00
	Changes to Bid Documents	\$0.00
	Client Initiated Changes	\$136,000.00