

Meeting Date: 10/7/2014

Report Type: Consent

Report ID: 2014-00701

Title: Change Order: Sacramento Railyards West Tunnel Ramps Access Project

Location: District 3

Recommendation: Pass a Resolution 1) authorizing the City Manager to execute Change Order No. 4 in the amount of \$169,515 with B&M Builders, Inc.; 2) transferring funds in the amount of \$109,000 (Fund 6004) from the Parking Facilities Development Project (V15710000) to the Sacramento Intermodal Facility Project (T15029030); 3) ratifying Change Orders 1, 2, and 3 with B&M Builders, Inc.; and 4) resetting the City Manager's Change Order Authority for the Sacramento Railyards West Tunnel Ramps Access Project (T15029032).

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

Presenter: None

Department: Public Works Department

Division: Engineering Services Admin

Dept ID: 15001111

Attachments:

1-Description/Analysis

2-Background

3-Resolution

4-Exhibit A Location Map

5-West Tunnel Ramps BM Builders

City Attorney Review

Approved as to Form

Gerald Hicks

9/29/2014 9:10:16 AM

Approvals/Acknowledgements

Department Director or Designee: Jerry Way - 9/17/2014 2:13:50 PM

Description/Analysis

Issue: The Sacramento Railyards West Tunnel Ramps Access Project will improve pedestrian access between Old Sacramento and the Amtrak Railroad Station. The project consists of constructing improvements to the sidewalks at the intersection of 2nd Street at I Street and improvements to the Amtrak Railroad Station and California State Railroad Museum Parking Lots, including constructing new curbs, gutters and sidewalks, pavement improvements, pavement resurfacing, signing and striping, landscaping, and lighting improvements.

Policy Consideration: The action requested herein is consistent with the Sacramento City Code, Title 3 and with the City of Sacramento General Plan goals of improving public safety and the transportation system and achieving sustainability and neighborhood livability.

Economic Impact: This project is expected to create 5.38 total jobs (3.09 direct jobs and 2.29 jobs through indirect and induced activities) and create \$830,102 in total economic output (\$523,220 of direct output and another \$306,882 of output through indirect and induced activities).

The indicated economic impacts are estimates calculated using a calculation tool developed by the Center for Strategic Economic Research (CSER). CSER utilized the IMPLAN input-output model (2009 coefficients) to quantify the economic impacts of a hypothetical \$1 million of spending in various construction categories within the City of Sacramento in an average one-year period. Actual impacts could differ significantly from the estimates and neither the City of Sacramento nor CSER shall be held responsible for consequences resulting from such differences.

Environmental Considerations:

California Environmental Quality Act (CEQA) and National

Environmental Policy Act (NEPA): The Sacramento Intermodal Facility Phase 1 Project, Track Relocation, (Project Number T15029005 for design) is subject to review under both CEQA and National Environmental Protection Act (NEPA). The Sacramento Railyards West Tunnel Ramps Access Project was originally part of the original scope of the Track Relocation Project. The City is the CEQA lead agency and the Federal Highway Administration (FHWA) is the NEPA lead agency for the Project. On June 2, 2009, the City Council approved a Mitigated Negative Declaration under CEQA, and a Notice of Determination was filed on June 8, 2009. On March 27, 2009, FHWA released the Environmental

Assessment and Section 4(f) Evaluation Report for public review. FHWA also consulted with the State Office of Historic Preservation (SHPO) in accordance with Section 106 and on August 28, 2009 entered into a Programmatic Agreement, including the City, Caltrans, the Federal Railroad Administration (FRA) and the Federal Transit Administration (FTA) as signatories. On August 31, 2009, FHWA issued a Finding of No Significant Impact (FONSI) and authorized the City to implement Phases 1 and 2 of the Intermodal project. On March 15, 2010, FRA issued its separate FONSI.

Subsequent minor changes that involve historic resources and changes in the Area of Potential Effect have been submitted to Caltrans and SHPO per the terms of the Programmatic Agreement. Therefore, all requirements of CEQA, NEPA and Sections 4(f) and 106 under state and federal laws have been met and no further environmental review is required to approve the proposed actions.

Sustainability Considerations: The Sacramento Railyards West Tunnel Ramps Access Project will provide an accessible connection between Old Sacramento to the Amtrak Railroad Station by providing access to the West Tunnel (which was built with the Railyards Track Relocation project). The Sacramento Railyards West Tunnel Ramps Access Project will facilitate the future development of the Intermodal facility by providing the pedestrian connection between Old Sacramento and the Railyards. The improvements are consistent with the City's sustainability goals to provide better accessibility to public transportation.

Commission/Committee Action: None.

Rationale for Recommendation: Change Order No. 4 in the amount of \$169,515 with B&M Builders, Inc. covers additional costs for installing street light poles and fixtures which differ from those specified in the original bid package, as well as modifying the structural section originally shown to be constructed beneath the proposed paver area.

Approval of Change Order No. 4 and transfer of funds is necessary to move forward with construction completion.

Financial Considerations: The Sacramento Railyards West Tunnel Ramps Access Project is estimated to cost \$1,859,063. To date, \$752,327 has been expended and an additional \$1,106,736 is needed to complete the project. As of September 9, 2014, the unobligated balance is \$997,736. Approval of the fund transfer in the amount of \$109,000 (Fund 6004) from the Parking Facilities Development Project (V15710000) to the Sacramento Intermodal Facility Project (T15029000) to support of the Sacramento

Railyards West Tunnel Ramps Access Project will increase the unobligated balance to \$1,106,736 which is sufficient to cover Change Order No. 4 in the amount of \$169,515 with B&M Builders, Inc. and cover all remaining project costs.

The Parking Facilities Development Project (V15710000) has a total budget of \$9,833,932. As of September 9, 2014, the unobligated balance is \$9,510,176, which is sufficient to complete the transfer of \$109,000 (Fund 6004) to the Sacramento Intermodal Facility Project (T15029000) to support of the Sacramento Railyards West Tunnel Access Ramps Access Project and cover the remaining program costs.

As of September 9, 2014, the Sacramento Intermodal Facility Project (T15029000) and its sub-projects have a total budget of \$200 million and an unobligated balance of \$35.1 million. Most of these funds are restricted and already committed to specific sub-projects and activities, therefore additional funding is required to complete construction of the Sacramento Railyards West Tunnel Ramps Access Project.

Local Business Enterprise (LBE): The Sacramento Railyards West Tunnel Ramps Access Project has federal funding and requires conformance with project participation guidelines for Disadvantaged Business Enterprise (DBE) program so the City of Sacramento Local Business Enterprise (LBE) program is held in abeyance. B&M Builders has pledged 6.2% DBE participation, which is less than the DBE goal of 11.29%, however, B&M Builders did make the necessary Good Faith Efforts.

Background:

The Sacramento Railyards West Tunnel Ramps Access Project will provide an accessible pedestrian and bicycle connection between Old Sacramento and the Amtrak Station and the Railyards Site by providing access to the West Tunnel (which was built with the Railyards Track Relocation Project). The project is under construction by B&M Builder, Inc. and the current completion date is October 2014.

Change Order No. 1 in the amount of \$35,405 with B&M Builders, Inc. covered additional costs for additional traffic control, removal and backfilling of a buried tunnel, removal and disposal of an existing antenna, removal of manmade buried objects, and the relocation of an existing chain link fence.

Change Order No. 2 in the amount of \$27,027 with B&M Builders, Inc. covered additional costs for the placement of conduits and pull boxes to facilitate a future security camera system, temporary connection providing power to luminaries outside of the project area whose circuit was damaged during construction, backfilling an existing abandoned sump, re-routing an irrigation connection, removal of manmade buried objects, and backfilling an electrical trench with slurry due to manmade buried objects.

Change Order No. 3 in the amount of \$21,419 with B&M Builders, Inc. covered additional costs for repairing damaged water proofing on the outside of the West Tunnel wall, as well as the removal of materials in the proposed paver section to accommodate a revised structural section.

RESOLUTION NO.

Adopted by the Sacramento City Council

SACRAMENTO RAILYARDS WEST TUNNEL RAMPS ACCESS – APPROVE CHANGE ORDER NO. 4, AND TRANSFER OF FUNDS AND RESET OF ADMINISTRATIVE AUTHORITY

Background

- A. The Sacramento Railyards West Tunnel Ramps Access Project will provide an accessible pedestrian and bicycle connection between Old Sacramento and the Amtrak Station and the Railyards Site by providing access to the West Tunnel. This access is provided by constructing accessibility improvements such as curb ramps, gutters, pavement improvements, resurfacing, and lighting improvements. The project is under construction by B&M Builder, Inc. and the current completion date is October 2014.

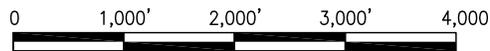
BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:

- Section 1. The City Manager is authorized to execute Change Order No. 4 in the amount of \$169,515 with B&M Builders, Inc.
- Section 2. The FY 14/15 Capital Improvement Program is amended by transferring \$109,000 (Fund 6004) from the Parking Facilities Development Project (V15710000) to the Sacramento Intermodal Facility Project (T15029030) to support the Sacramento Railyards West Tunnel Ramps Access Project.
- Section 3. Previous Change Orders No. 1, 2, and 3 with B&M Builders, Inc. are hereby ratified.
- Section 4. The City Manager's Change Order Authority for the Sacramento Railyards West Tunnel Ramps Access Project (T15029032) is reset.
- Section 6. Exhibit A is incorporated into and made part of this Resolution.

Table of Contents:

- Exhibit A: Location Map

Location Map For:
**SACRAMENTO RAILYARDS WEST TUNNEL
RAMPS ACCESS PROJECT**
(PN: T15029032)



City of Sacramento
CHANGE ORDER

Project #: T15029031
Contract #: 2014-0419
Purchase Order #:

Change Order #: 4

Sacramento, California

TO: B&M Builders, Contractor

CONTRACT FOR: West Tunnel Ramps Access 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>\$1,334,304.00</u>
The net change by previous Change Orders was	<u>\$83,865.22</u>
The contract sum prior to this Change Order was	<u>\$1,418,169.22</u>
The contract sum will be increased by this Change Order	<u>\$169,514.52</u>
The new contract sum including all Change Orders	<u>\$1,587,683.74</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 25 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:

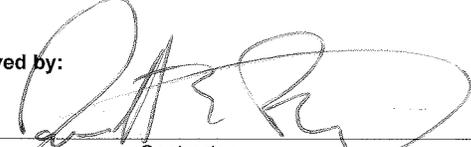


Project Manager

Approved by:

City of Sacramento 10/7/2014
Executed Date

Approved by:

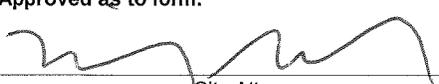


Contractor

Attested to by:

City Clerk

Approved as to form:



City Attorney

Exhibit A
West Tunnel Ramps Access Project
2014-0419
09/10/14

<i>Description</i>	<i>Amount</i>
Change Order #4	
PCO # 15.0 Changes to Bid Documents	\$78,278.21
09/10/14 VCA PCO #16 . Structural section change in paver area in CSRM lot. This work compensates the contractor for the added section of CTPB to the paver section in the CSRM lot. This is shown on revised plan sheet C-17R1. Work associated with this change will be paid per the agreed lump sum of \$78,278.21 and no additional compensation will be allowed. This change results in 25 additional days to the project. This work provides for structural stability in the paver section of the CSRM parking lot.	
PCO # 16.0 Client Initiated Changes	\$91,236.31
09/10/14 VCA PCO #12 . Lighting revision in SVS parking lot. After bid and commencement of construction a different lighting fixture was requested from within the City. This PCO contains the cost to cancel and restock already ordered fixtures per bid plan as well as acquire new fixtures and add two additional lighting locations. Work associated with this change will be paid per the agreed lump sum of \$91,236.31 and no additional compensation will be allowed. Time impact will be deferred until a later date and added under a future PCO.	
2 Items	Total for Change Order # 4
	\$169,514.52

2 Items	Total for Contract # 2014-0419	\$169,514.52
<i>Totals By Reason</i>	Changed/Unforeseen Conditions	\$0.00
	Changes to Bid Documents	\$78,278.21
	Client Initiated Changes	\$91,236.31