

**Meeting Date:** 11/24/2015

**Report Type:** Consent

**Report ID:** 2015-01003

**Title: Change Order: East Drainage Canal Multi-Use Trail Project (K19006000)**

**Location:** District 1

**Recommendation:** Pass a Motion: 1) authorizing the City Manager or his designee to execute Change Order No. 3 to City Agreement No. 2015-1329 with DeWitt Bros & Co. Inc. in an amount not to exceed \$6,257 for the East Drainage Canal Multi-Use Trail Project (K19006000) and 2) ratifying Change Orders No. 1 and 2 City Agreement No. 2015-1329; and 3) resetting the City Manager's authority to issue change orders for City Agreement No. 2015-1329.

**Contact:** Ofelia Avalos, Associate Civil Engineer, (916) 808-5515; 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-Contract
- 4-Exhibit A (Location Map)

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**City Attorney Review**

Approved as to Form  
Gerald Hicks  
11/17/2015 2:22:23 PM

**Approvals/Acknowledgements**

Department Director or Designee: Jerry Way - 11/5/2015 4:08:59 PM

## Description/Analysis

**Issue:** The East Drainage Canal Multi-Use Trail Project (K19006000) adds a Class I bike trail to enhance bicycle safety and connectivity in North Natomas. Change Order No.3 in the amount of \$6,257 covers additional costs for adjusting a Regional Sanitation Maintenance Hole and balances the quantities in various contract items.

**Policy Considerations:** The action requested is consistent with Chapter 3.60 of the Sacramento City Code, and with City of Sacramento General Plan goals for achieving sustainability and neighborhood livability.

**Economic Impacts:** Not applicable.

### Environmental Considerations:

**California Environmental Quality Act (CEQA):** The City adopted a Mitigated Negative Declaration (MND) and the Mitigation Monitoring Program in conformance with CEQA on March 6, 2012.

**Sustainability Considerations:** This project is consistent with the City's Sustainability Master Plan. It conforms to the Air Quality Focus Area by improving and optimizing transportation infrastructure.

**Commission/Committee Action:** None

**Rationale for Recommendation:** Approval of Change Order No. 3 is necessary to balance quantities and move forward with project completion.

**Financial Considerations:** The estimated total project budget for the East Drainage Canal Multi-Use Trail Project (K19006000) is \$798,671. To date, \$603,914 has already been expended, \$136,416 is encumbered and staff anticipates an additional \$58,341 will be needed to complete the project.

As of October 26, 2015, the project's unobligated balance is sufficient to execute Change Order No. 3 with DeWitt Bros & Co. Inc.'s in the amount of \$6,257 and cover remaining projects costs.

The remaining estimated budget of \$111,329 will be returned to the North Natomas FP Public Facilities Fee Fund (3206) at the completion of the project.

**Local Business Enterprise (LBE):** The City's LBE requirement for this project is 5%. DeWitt Bros & Co. Inc. exceeded the 5% LBE participation.

**Background:**

The East Drainage Canal Multi-Use Trail Project (K19006000) extends the existing bike trail to close a gap in the bikeway system and provide a connection to the existing bike lanes at San Juan Road and Airport Road. The trail is in accordance with the City's Bikeway Master Plan.

Change Order No. 1 in the amount of \$1,943 compensated the contractor for additional cracked concrete removal on the existing multi-use trail adjacent to Tanzanite Park.

Change Order No. 2 in the amount of \$35,983 compensated the contractor for excavating an existing aggregate base road that the Regional Sanitation District installed during construction of its project and recycled the material to construct road base for the bike trail.

Change Order No. 3 in the amount of \$6,247 compensates the contractor for lowering a deep Regional Sanitation maintenance hole that was not built to standards and adjusts the quantities of the lime treated subgrade and asphalt concrete to the actual amounts placed.

A balancing change order is underway in order to close out the project.

City of Sacramento  
**CHANGE ORDER**

Project #: 1525K

ExtDays:

2

Contract #: 2015-1329

Purchase Order #:

Change Order #:

3

Sacramento, California

TO: DeWitt Bros & Co Inc, Contractor

**CONTRACT FOR: East Drainage Canal Multi-Use Trail**

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>\$449,536.82</u>
The net change by previous Change Orders was	<u>\$37,927.41</u>
The contract sum prior to this Change Order was	<u>\$487,464.23</u>
The contract sum will be increased by this Change Order	<u>\$6,257.34</u>
The new contract sum including all Change Orders	<u>\$493,721.57</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 2 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:

*Ofelia Ardu*  
Project Manager

Approved by:

\_\_\_\_\_  
City of Sacramento 11/24/15  
Executed Date

Approved by:

*Bradley Dewitt*  
Contractor

Attested to by:

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

Approved as to form:

\_\_\_\_\_  
City Attorney

**Exhibit A**  
**East Drainage Canal Multi-Use Trail**  
**2015-1329**

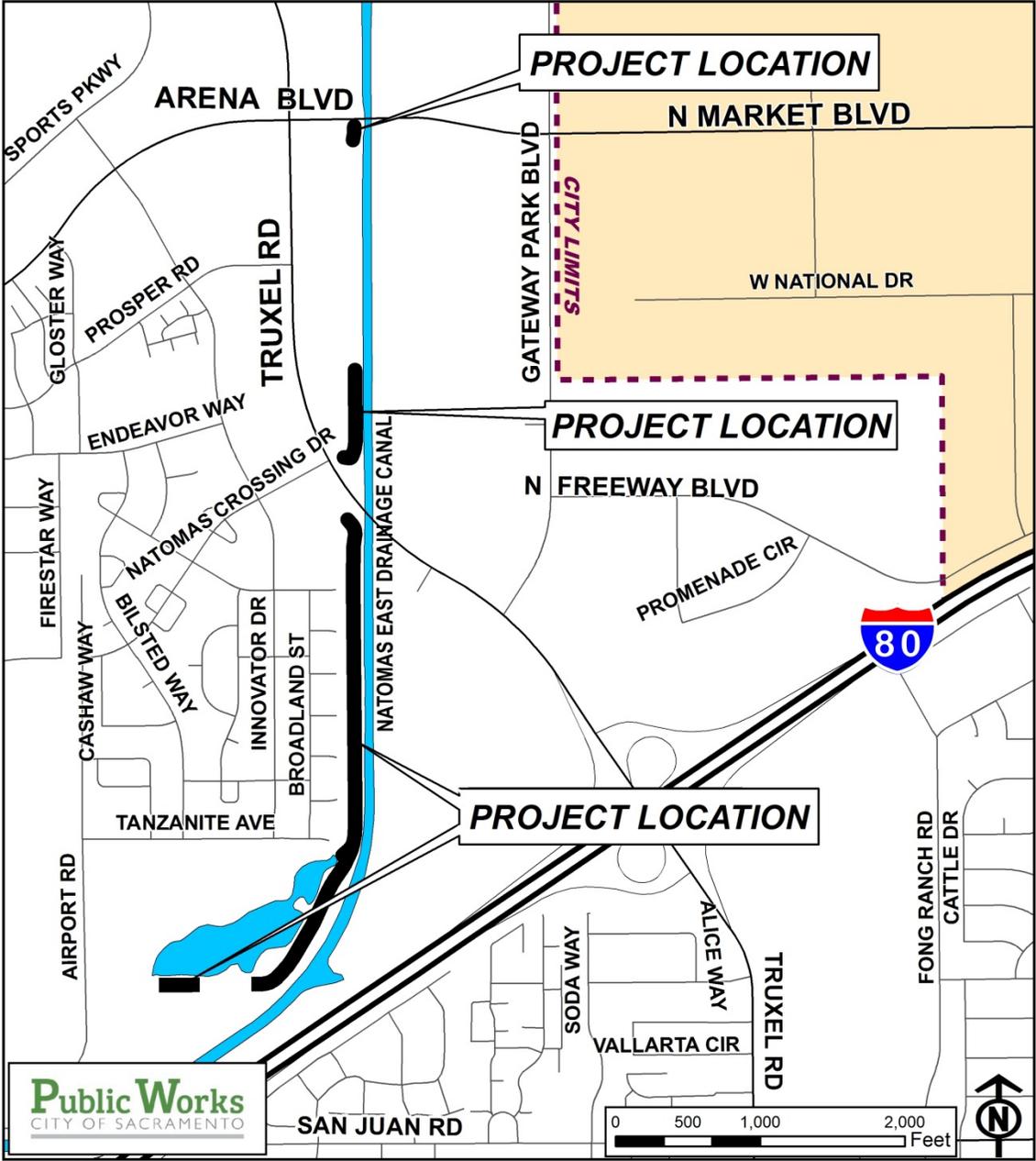
<i>Description</i>	<i>Amount</i>
<b>Change Order #3</b>	
<b>PCO # 4.0 Changed/Unforeseen Conditions</b>	<b>\$16,646.70</b>
10/26/15 This item compensates the contractor by Extra Work at Force Account for lowering a 40'deep Regional Sanitation maintenance hole to its required grade. This maintenance hole had no available rings to lower so the 8' barrel had to be modified to the new grade. This was out of the scope of the original MH to lower item due to its complexity and the contractor gave an estimate cost of about \$50,000. By performing the work by Extra Work at Force Account, the City was able to dismiss the unknowns and pay for the actual work completed.	
<b>PCO # 11.0 Changed/Unforeseen Conditions</b>	<b>(\$5,473.23)</b>
10/26/15 The decrease in quantities will be at original contract prices: Bid item #7 - 6" Lime Treated Subgrade will decrease by 8169 sf @ \$0.67 sf.	
<b>PCO # 12.0 Changed/Unforeseen Conditions</b>	<b>(\$4,916.13)</b>
10/26/15 The decrease in quantities will be at original contract prices: Bid item #9 - Asphalt Concrete (1/2") Pavement to Place will decrease by 53.09 tons @ \$92.60 per ton.	
3 Items	<b>Total for Change Order # 3 \$6,257.34</b>

1. Change Orders	3 Items	Total for Contract # 2015-1329	<b>\$6,257.34</b>
<i>Totals By Reason</i>		Changed/Unforeseen Conditions	<b>\$6,257.34</b>
		Changes to Bid Documents	<b>\$0.00</b>
		Client Initiated Changes	<b>\$0.00</b>

EXHIBIT A

Location Map for

East Drainage Canal Bike Trail  
(PN: K19006000)



Map contact: S. Tobin; Map date: JULY/12