



# City Council Memorandum

*City of Arts & Innovation*

.....

**TO: HONORABLE MAYOR AND CITY COUNCIL                      DATE: NOVEMBER 19, 2019**

**FROM: FINANCE DEPARTMENT    WARDS: 3, 6, 7**

**SUBJECT: PURCHASE ORDER FOR STILWELL CONSTRUCTION, INC., FOR NECESSARY SEWER LATERAL AND SEWER FLOOD REMEDIATION AND REPAIR WORK COMPLETED BETWEEN JANUARY 2019 TO AUGUST 2019 IN THE AMOUNT NOT TO EXCEED \$192,167.32 IN ACCORDANCE WITH PURCHASING RESOLUTION 23256, SECTION 702(C).**

**ISSUE:**

Approve a Purchase Order for Stilwell Construction, Inc., for General Contracting work completed between February 2019 and August 2019 including, but not limited to, Sewer Lateral Repair and Sewer Overflow Remediation and Repair work for 6168 Bluffwood Drive, 9886 Bolton Avenue, 4562 Jurupa Avenue, and 6775 Sandy Lane, in the amount not to exceed \$192,167.32 in accordance with Purchasing Resolution 23256, Section 702(c).

**RECOMMENDATION:**

That the City Council approve a Purchase Order for Stilwell Construction, Inc., for General Contracting work completed between February 2019 and August 2019 including, but not limited to, Sewer Lateral Repair and Sewer Overflow Remediation and Repair work for 6168 Bluffwood Drive, 9886 Bolton Avenue, 4562 Jurupa Avenue, and 6775 Sandy Lane, in the amount not to exceed \$192,167.32 in accordance with Purchasing Resolution 23256, Section 702(c).

**BACKGROUND:**

On October 20, 2015, the City Council approved a Master Agreement for Emergency and Non-Emergency General Contractor Panel with Stilwell Construction, Inc., for a term ending June 30, 2017, in an amount not to exceed \$1 million per fiscal year and options to extend the agreement.

On June 13, 2017, the City Council approved the First Amendment to the Master Agreement for Emergency and Non-Emergency General Contractor Panel extending the agreement for a term ending June 30, 2019, in an amount of \$1 million per fiscal year and authorized the City Manager, or designee, to have change order authority of up to 20 percent if the allocation limit is reached.

On September 17, 2019, the City Council approved the Second Amendment to the Master Agreement for Emergency and Non-Emergency General Contractor Panel extending the contract amount to \$1,629,609.76 million for repairs completed in response to the Magnolia water main break that occurred on March 4, 2019.

## **DISCUSSION:**

Risk Management authorized Stilwell Construction, Inc., to assist the City with two sewer lateral repairs and one Sewer Flood Remediation and Repair job after City troubleshooters identified major offsets on the City's lateral. All work authorized to Stilwell Construction, Inc., was deemed necessary for the preservation and maintenance of City property and for the prevention of preventable claim costs.

The California Water Resources Control Board Order No. 2006-03-DWQ requires the City to engage in all "feasible steps and necessary remedial actions to 1) Control or limit the volume of treated or partially treated wastewater discharged, 2) terminate the discharge, and 3,) recover as much of the wastewater discharged as possible for proper disposal, including any wash down water." Remedial actions include but are not restricted to the cleanup of debris on the overflow site, intercepting and rerouting wastewater, and notifying the public in effort to protect them from exposure to the Sanitary Sewer Overflows (SSO).

### **Invoice No. 7668- 9886 Bolton Avenue Sewer Lateral Repair**

The City dispatched Stilwell to investigate multiple offsets on the City right-of-way. Upon investigation, it was determined that the offsets in the street reached a depth of approximately 12' which is beyond the City's ability to repair. Stilwell Construction, Inc., removed and replaced several sections of VCP, laid new rock bed, and reset the ¼ bend at the sewer Main due to previous root intrusion and displacement. Stilwell Construction, Inc., ran a final sewer lateral video to verify that no additional offsets exist on that portion of the sewer Main. Stilwell Construction, Inc., also re-stripped the new pavement to match the existing strip.

### **Invoice No. 7669- 4562 Jurupa Avenue Sewer Lateral Repair**

The City dispatched Stilwell to investigate multiple offsets on the City right-of-way. Upon investigation, Stilwell determined that there were three areas that needed to be repaired. Stilwell cold planed approximately 144 sq. feet to install steel plates. After saw cutting, demoing, and excavating 22 linear feet of sewer lateral, Stilwell Construction Inc. found that part of the lateral had been damaged at a utility crossing. Stilwell Construction Inc. repaired and replaced the lateral with 4" VCP and fittings. Stilwell Construction Inc. completed the assignment by cold planning and capping approximately 600 sq. feet of asphalt followed up by a thermoplastic line striping to match existing.

### **Invoice No. 7689- 6775 Sandy Lane Sewer Lateral Repair**

A City troubleshooter dispatched Stilwell Construction, Inc., to investigate a sewer back up. A Stilwell Construction, Inc., technician arrived onsite at 2:30pm and videoed the sewer lateral which uncovered a root intrusion where the lateral connects to the sewer lane. Stilwell Construction, Inc., then hydro-jetted the line until it was clear and flowing. Risk Management authorized a repair on the Main as the root intrusion had broken off the saddle. The repair consisted of root removal, pipe replacement, epoxy of new pipe into existing Main, and placement of steel plates during pavement. Stilwell Construction, Inc., performed a grind .10 n depth and one foot on either side and asphalt capped the area, followed with a centerline striping.

### **Invoice No. 7699- 6168 Bluffwood Sewer Flood Remediation and Repair**

Public Works staff dispatched Stilwell Construction, Inc., to assist with the remediation of sewer flooding into a private residence. The City also asked Stilwell Construction, Inc., to conduct a sewer inspection. Stilwell's technician arrived approximately at 6:30 pm and installed a clean out to inspect the sewer lateral as there was not an existing clean out on the property. Upon

investigation, Stilwell Construction, Inc., discovered that the sewage spill occurred in both bathrooms, hallway, two bedrooms, kitchen, front and laundry rooms. Stilwell Construction, Inc., removed the drywall two feet up from the floor in the impacted areas to disinfect the frame. All furniture and appliances were moved off-site to begin the restoration process. Environmental tests and inspections were conducted to ensure safe inhabitation and resumption of the restoration process including the installation of new drywall and flooring. A final walkthrough was conducted on August 19, 2019, and the resident was able to return to their residence.

Purchasing Resolution No. 23256, Section 702(c) states, "When the Procurement can only be obtained from a sole source or timely from a single source and the Manager is satisfied that the best price, terms and conditions for the Procurement thereof have been negotiated."

The Purchasing Manager concurs that the recommendation in is compliance with Purchasing Resolution 23256, Section 702(c).

**FISCAL IMPACT:**

The total fiscal impact of the action is \$192,167.32. The funds are available in the Financial Liability Trust, 2320200-428630.

Prepared by: Marie Ricci, Assistant Chief Financial Officer  
Certified as to availability of funds: Edward E. Enriquez, Chief Financial Officer/Treasurer  
Approved by: Carlie Myers, Deputy City Manager  
Approved as to form: Gary G. Geuss, City Attorney

Attachments:

1. Stilwell Construction, Inc., Invoice 7668 for 9886 Bolton Avenue
2. Stilwell Construction, Inc., Invoice 7669 for 4562 Jurupa Avenue
3. Stilwell Construction, Inc., Invoice 7689 for 6775 Sandy Lane
4. Stilwell Construction, Inc., Invoice 7699 for 6168 Bluffwood Drive