



City of Arts & Innovation

City Council Memorandum

TO: HONORABLE MAYOR AND CITY COUNCIL DATE: MARCH 23, 2021

FROM: PUBLIC WORKS DEPARTMENT WARDS: 6 AND 7

SUBJECT: BID NO. 7765 - ADAIR AVENUE AND BONITA AVENUE SIDEWALK IMPROVEMENTS - INCREASE IN CHANGE ORDER AUTHORITY WITH LC PAVING AND SEALING, INC. FROM \$39,235.50 (10%) TO \$65,000 (16.6%) FOR A REVISED CONTRACT AMOUNT OF \$457,355

ISSUE:

Approve an increase in change order authority for Bid No. 7765 - Adair Avenue and Bonita Avenue Sidewalk Improvements, with LC Paving and Sealing, Inc., of Escondido, California, from \$39,235.50 (10%) to \$65,000 (16.6%) for a revised contract amount of \$457,355.

RECOMMENDATION:

That the City Council approve an increase in change order authority for Bid No. 7765 - Adair Avenue and Bonita Avenue Sidewalk Improvements, with LC Paving and Sealing, Inc., of Escondido, California, from \$39,235.50 (10%) to \$65,000 (16.6%) for a revised contract amount of \$457,355 using Section 1104(3) of Purchasing Resolution 23256.

BACKGROUND:

On April 2, 2019, the City Council authorized the Public Works Department to prepare and submit three grant applications to Riverside County Transportation Commission for Fiscal Year 2019/20 SB 821 funding in an amount totaling \$530,000 to construct new concrete sidewalks and pedestrian ramps at Adair Avenue, Bonita Avenue, Cleta Drive, and Thrush Drive; and authorized local matching funds in the amount of \$265,000 annually to be budgeted over a two-year period totaling \$530,000 for Fiscal Years 2019-20 and 2020-21 from Special Gas Tax Fund Sidewalk/Trail Construction expenditure account 9888527-440223.

On September 17, 2019, the City Council accepted the grant award from RCTC in the amount of \$360,000 for the Bicycle and Pedestrian Facilities Grant Program and authorized a supplemental appropriation in the amount of \$150,000 to the Adair Avenue Sidewalk Improvements project account and \$210,000 to the Bonita Avenue Sidewalk Improvements project account, and approved funding agreements with RCTC for the SB 821 Bicycle and Pedestrian Facilities program at the two project sites.

On November 3, 2020, the City Council awarded a construction contract for Bid No. 7765 for the Adair Avenue and Bonita Avenue Sidewalk Improvements to LC Paving and Sealing, Inc., of Escondido, California, in the amount of \$392,355.

DISCUSSION:

This project will construct new concrete sidewalks on one side of Adair Avenue from Jo Jo Way to Randolph Street, and on one side of Bonita Avenue from Tyler Street to Pendleton Street. Construction Notice to Proceed was issued on February 8, 2021.

The engineer underestimated the amount of unclassified excavation required for the project as well as the quantities for new concrete retaining curbs behind sidewalks, and removal and replacements of existing damaged concrete curbs and gutters. The increase in change order authority is required to cover the cost of additional materials quantities and construction work.

Section 1104(3) of Purchasing Resolution 23256 allows for modification to purchase orders when “modifying scope of work/services being provided, where the modification is reasonably related to the original scope of work/services.”

The Purchasing Manager concurs that the recommendation to approve is in compliance with Section 1104(3) of Purchasing Resolution 23256.

FISCAL IMPACT:

This fiscal impact of the recommended action is \$25,764.50. Sufficient funds are available in Project account numbers 9908227-440223 (Adair Sidewalk – Gas Tax Fund), 9908229-440221 (Adair Sidewalk – SB821 Grant, Transportation Projects Fund), 9908327-440223 (Bonita Sidewalk – Gas Tax Fund), and 9908329-440221 (Bonita Sidewalk – SB821 Grant, Transportation Projects Fund) to issue the change order.

Prepared by: Kris Martinez, Public Works Director
Certified as to
availability of funds: Edward Enriquez, Chief Financial Officer/Treasurer
Approved by: Rafael Guzman, Assistant City Manager
Approved as to form: Kristi J. Smith, Interim City Attorney