



Office of the City Manager

CONSENT CALENDAR
May 31, 2022

To: Honorable Mayor and Members of the City Council

From: Dee Williams-Ridley, City Manager

Submitted by: Liam Garland, Director, Department of Public Works

Subject: Contract No. 32000246 Amendment: CF Contracting, Inc. for Sacramento Complete Streets Improvements Project

RECOMMENDATION

Adopt a Resolution authorizing the City Manager to execute an amendment to Contract No. 32000246 with CF Contracting, Inc. for work on the Sacramento Complete Streets Improvement Project ("Project"), Specification No.20-11379-C, increasing the contract amount by \$250,000 for an amended total not to exceed \$2,725,200.

FISCAL IMPACTS OF RECOMMENDATION

Funding for this CF Contracting, Inc. contract amendment will be included in the FY2023 Transportation Budget in the Measure BB Local Streets and Roads (LSR) Fund 134 pending the approval of the first Amendment to the Annual Appropriations.

Original Contract:

Measure B LSR Fund (130-54-622-668-0000-000-431-665110)	\$550,629
Measure BB B&P Fund (135-54-622-668-0000-000-431-665110)	\$675,893
Caltrans Grand Fund (344-54-622-668-0000-000-431-665110)	\$1,248,678
Original Authorized Contract Amount (NTE)	\$2,475,200

This Amendment:

Measure BB LSR Fund (134-54-622-668-0000-000-431-665110)	\$250,000
Amended Contract Amount (New NTE)	\$2,725,200

CURRENT SITUATION AND ITS EFFECTS

CF Contracting, Inc. has substantially completed the construction of the Project. There are several outstanding extra work claims that the City and CF Contracting, Inc., will need to come to agreement on prior to project closeout. City staff estimates that an additional \$250,000 in funds may be needed.

BACKGROUND

On April 14, 2020, Council authorized the City Manager to execute a \$2,475,200 contract with CF Contracting, Inc., the lowest of five bidders in a competitive public bid process, to construct the Project. The contract included a 10 percent contingency, which was

intended to cover unexpected costs encountered during the construction phase. However, as construction progressed, the contingency was found to be insufficient.

The contingency was depleted by several unanticipated changes to work due to unforeseen conditions. Underground utility conflicts were encountered that necessitated significant changes to the new traffic signal system at the Virginia Street and Sacramento Street intersection. The changes included re-siting large cast-in-drilled-hole foundations, modifying foundation sections, altering pole and signal head configurations, and remapping conductor schedules. Additionally, the existing asphalt thickness was significantly thicker than the design plans indicated, which resulted in extra costs related to both removal and replacement of the pavement section. Finally, a traffic accident at the University/Sacramento intersection destroyed the traffic signal controller.

ENVIRONMENTAL SUSTAINABILITY AND CLIMATE IMPACTS

The project improvements are intended to make Sacramento Street between Addison Street and Virginia Street more accessible for walking, bicycling, and riding transit, thereby reducing emissions from trips made via single occupancy vehicles. The project improvements are also expected to reduce collisions between motor vehicles, pedestrians, and bicyclists.

RATIONALE FOR RECOMMENDATION

The amended contract must be executed to ensure timely payment to the Contractor.

ALTERNATIVE ACTIONS CONSIDERED

No alternative action was considered.

CONTACT PERSON

Joe Enke, Manager of Engineering Engineer, Public Works Department, (510) 981-6411
Terrence Salonga, Associate Civil Engineer, Public Works Department, (510) 981-6447

Attachments:

1: Resolution

RESOLUTION NO. ##,###-N.S.

CONTRACT NO. 32000246 AMENDMENT: CF CONTRACTING, INC FOR
SACRAMENTO COMPLETE STREETS IMPROVEMENTS PROJECT

WHEREAS, Council authorized the City Manager to enter into a contract with CF Contracting, Inc. for construction of the Sacramento Complete Streets Improvements Project in the amount of \$2,475,200 on April 14, 2020 (Resolution No. 69,355-N.S.); and

WHEREAS, unanticipated conditions were recently encountered during construction, resulting in additional work and cost to complete the Project; and

WHEREAS, additional contract funding is insufficient to compensate the contractor for the additional costs; and

WHEREAS, the City has neither the staff nor the equipment needed to undertake the additional work; and

WHEREAS, funding for this contract amendment in the amount of \$250,000 will be available in the FY 2023 budget from the Measure BB Local Streets & Roads Fund 134 via the approval of the First Amendment to the FY 2023 Annual Appropriations Ordinance.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the City Manager is authorized to execute an amendment to Contract No. 32000246 with CF Contracting, Inc. for work on the Sacramento Complete Streets Improvements Project, Specification No. 20-11379-C, increasing the contract amount by \$250,000 for an amended total not to exceed \$2,725,200.

