

REGIONAL TRANSIT ISSUE PAPER

Agenda Item No.	Board Meeting Date	Open/Closed Session	Information/Action Item	Issue Date
11	11/08/10	Open	Action	10/12/10

Subject: Rescinding Board Resolution No. 10-09-0116 and Delegating Authority to General Manager/CEO to execute Contract Change Orders and Reimbursement Agreements for undergrounding of overhead utilities as part of the Green Line to the River District Project.

ISSUE

Whether or not to Rescind Resolution No. 10-09-0116 and delegate authority to the General Manager/CEO to execute Contract Change Orders to the Contract for Design-Build of the Minimal Operable Segment (MOS1) for the Downtown-Natomas-Airport Rail Corridor Project with Stacy & Witbeck and Reimbursement Agreements for undergrounding of SMUD and AT&T facilities as part of the Project.

RECOMMENDED ACTION

Adopt Resolution No. 10-11-____, Rescind Resolution No. 10-09-0116 and Conditionally Delegating Authority to the General Manager/CEO to Execute Contract Change Orders to the Contract for Design-Build of the Minimal Operable Segment (MOS1) for the Downtown-Natomas-Airport Rail Corridor Project with Stacy & Witbeck, Inc. (SWI) and Reimbursement Agreements for Undergrounding of SMUD and AT&T Utilities.

FISCAL IMPACT

Budgeted:	Yes	This FY:	\$	1,100,000
Budget Source:	Capital	Next FY:	\$	1,100,000
Funding Source:	City of Sacramento	Annualized:	\$	
Cost Cntr/GL Acct(s) or	910800	Total Amount:	\$	
Capital Project #:	404.10.01			
Total Budget:	\$ 1,100,000			

Electric Utility undergrounding (OCS) Budget \$1,100,000^(a)

^(a) WBS 404.10.01 SMUD Undergrounding

*Contingent upon agreement with CITY to pay 100% of the cost proposed by SMUD.

DISCUSSION

On September 13, 2010, the Board conditionally delegated authority to the General Manager/CEO to execute Contract Change Orders and Reimbursement Agreements relating to the

Approved:

Presented:

FINAL 11/1/10

General Manager/CEO

Director, Construction Management

C:\Temp\BCL Technologies\NitroPDF6\@BCL@E8071CF5\@BCL@E8071CF5.doc

Agenda Item No.	Board Meeting Date	Open/Closed Session	Information/Action Item	Issue Date
11	11/08/10	Open	Action	10/12/10

Subject: Rescinding Board Resolution No. 10-09-0116 and Delegating Authority to General Manager/CEO to execute Contract Change Orders and Reimbursement Agreements for undergrounding of overhead utilities as part of the Green Line to the River District Project.

undergrounding of SMUD and AT&T overhead facilities. That conditional delegation was limited to \$800,000, which represented the estimated value of the work.

Since that time, both SMUD and AT&T have revised the scope of the undergrounding work and the estimated cost of the work is now approximately \$900,000 and funded contingencies total approximately \$150,000. The City has agreed, in principle, to fund the entire cost of the undergrounding, with the work carried out by SWI, and to enter into a reimbursement agreement with RT for this purpose.

To minimize the schedule effect of this work, Staff recommends the Board: (1) Rescind Resolution No. 10-09-0116 previously granting the General Manager/CEO to issue Contract Change Orders up to \$800,000; (2) authorize the General Manager/CEO to execute any Contract Change Orders to the SWI Contract that are required to underground the SMUD and AT&T utilities, contingent upon execution of a agreement with the City of Sacramento to reimburse RT for the cost of such work; and (3) to enter into and agreement or agreements with the City of Sacramento related to the reimbursement for this work.

RESOLUTION NO. 10-11-_____

Adopted by the Board of Directors of the Sacramento Regional Transit District on this date:

NOVEMBER 8, 2010

**RESCINDING RESOLUTION NO. 10-09-0116 AND CONDITIONALLY DELEGATING
AUTHORITY TO THE GENERAL MANAGER/CEO TO EXECUTE CONTRACT
CHANGE ORDERS TO THE CONTRACT FOR DESIGN-BUILD OF THE MINIMAL
OPERABLE SEGMENT (MOS1) FOR THE DOWNTOWN-NATOMAS- AIRPORT RAIL
CORRIDOR PROJECT WITH STACY & WITBECK, INC. AND REIMBURSEMENT
AGREEMENTS FOR UNDERGROUNDING OF SMUD AND AT&T UTILITIES**

BE IT HEREBY RESOLVED BY THE BOARD OF DIRECTORS OF THE
SACRAMENTO REGIONAL TRANSIT DISTRICT AS FOLLOWS:

THAT, Resolution No. 10-09-0116 is hereby rescinded.

THAT, contingent upon execution of an agreement or agreements with the City of Sacramento and the Sacramento Municipal Utility District (SMUD) to fully reimburse RT for the cost of such work, the General Manager/CEO is hereby authorized to execute Contract Change Orders to the Contract for Design-Build of the Minimal Operable Segment (MOS1) for the Downtown-Natomas-Airport Rail corridor Project with Stacy & Witbeck, Inc. for undergrounding of overhead utilities owned by SMUD and AT&T on 7th Street between North B and Richards Boulevard, provided that the aggregate total amount to be paid under all such Contract Change Orders may not exceed \$1,100,000.00.

THAT, the General Manager/CEO is hereby authorized to enter into an agreement or agreements with the City of Sacramento and SMUD to reimburse RT for the cost of undergrounding SMUD and AT&T facilities on 7th Street between North B and Richards Boulevard.

STEVE MILLER, Chair

A T T E S T:

MICHAEL R. WILEY, Secretary

By: _____
Cindy Brooks, Assistant Secretary