

# REGIONAL TRANSIT ISSUE PAPER

Agenda Item No.	Board Meeting Date	Open/Closed Session	Information/Action Item	Issue Date
5	06/13/11	Open	Action	05/24/11

Subject: Approving a Reimbursement Agreement with the City of Sacramento and Amendment No. 1 to Contract Change Order No. 9 with Stacy Witbeck, Inc.

## ISSUE

Whether or not to approve: (1) the Reimbursement Agreement for 12 inch Water Main Installation on North 7<sup>th</sup> Street with the City of Sacramento; and (2) Amendment No. 1 to Contract Change Order No. 9 to the Contract for Design-Build of the Minimal Operable Segment (MOS1) of the Downtown-Natomas-Airport Rail Corridor Project with Stacy and Witbeck, Inc.

## RECOMMENDED ACTION

Adopt Resolution No. 11-06-\_\_\_\_, Approving the Reimbursement Agreement for 12 Inch Water Main Installation on North 7<sup>th</sup> Street with the City of Sacramento; and Amendment No. 1 to Contract Change Order No. 9 to the Contract for Design-Build of the Minimal Operable Segment (MOS1) of the Downtown-Natomas-Airport Rail Corridor Project with Stacy and Witbeck, Inc.

## FISCAL IMPACT

Budgeted:	Yes	This FY:	\$	18,800
Budget Source:	Capitol (Downtown-Natomas-Airport Light Rail Extension	Next FY:	\$	N/A
Funding Source:	Measure A	Annualized:	\$	N/A
Cost Cntr/GL Acct(s) or Capital Project #:	404.08.01.04.01	Total Amount:	\$	18,800
Total Budget:	\$ 139,804.89			

## DISCUSSION

On September 14, 2009, the Board conditionally awarded a Design-Build (DB) Contract for the Minimal Operable Segment 1 (MOS 1) for the Downtown-Natomas-Airport Rail Corridor Project, now known as the Green Line to the River District Project (GL-1). Notice to Proceed was issued to Stacy & Witbeck, Inc. (SWI) on November 30, 2009.

On July 26, 2010, the Board approved Contract Change Order (CCO) No. 9 to the Contract, relating to a 12" waterline conflict on 7<sup>th</sup> Street, in the amount of \$121,004.89, based on a planned sharing of costs between RT (\$60,502.45) and the City of Sacramento (\$60,502.44). At the time, a formal reimbursement agreement with the City had not been finalized and Staff informed the Board that the reimbursement agreement would be brought to the Board at a later date for approval. To avoid a delay to the project, the waterline work proceeded prior to completion of the

Approved:

Presented:

Final 6/1/11  
General Manager/CEO

Director, Construction Management

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reimbursement agreement.

During the waterline work, two construction-related issues were encountered that required field changes. RT, the City, and SWI reviewed the cost impacts of the field changes and agreed that the value of the changed work is \$18,800.00. RT and City have agreed to share this additional amount.

Staff is requesting that the Board approve the Reimbursement Agreement with the City of Sacramento, under which the City of Sacramento agrees to pay the amount of \$69,902.50 to reimburse RT for amounts paid to SWI for the waterline relocation work and that the Board also approve an amendment to CCO #9 to add \$18,800 to the total consideration.

Staff recommends approval of the Reimbursement Agreement and Amendment No. 1 to Contract Change Order #9.

RESOLUTION NO. 11-06-\_\_\_\_\_

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

June 13, 2011

**APPROVING THE REIMBURSEMENT AGREEMENT FOR 12 INCH WATER MAIN INSTALLATION ON NORTH 7<sup>TH</sup> STREET WITH THE CITY OF SACRAMENTO; AND AMENDMENT NO. 1 TO CONTRACT CHANGE ORDER NO. 9 TO THE CONTRACT FOR DESIGN-BUILD OF THE MINIMAL OPERABLE SEGMENT (MOS1) OF THE DOWNTOWN-NATOMAS-AIRPORT RAIL CORRIDOR PROJECT WITH STACY AND WITBECK, INC.**

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

THAT, the Reimbursement Agreement for 12 inch Water Main Installation on North 7<sup>th</sup> Street with the City of Sacramento, whereby the City of Sacramento (therein "City") agrees to pay the Sacramento Regional Transit District (therein "RT") the amount of \$69,902.50 to reimburse RT for payments made to RT's Design-Builder for work related to a City waterline, is hereby approved.

THAT, Amendment No. 1 to Contract Change Order No. 9 to the Contract for Design-Build of the Minimal Operable Segment (MOS1) of the Downtown-Natomas-Airport Rail Corridor Project with Stacy and Witbeck, Inc., whereby the total consideration for Contract Change Order No. 9 is increased by \$18,800, from \$121,004.89 to \$139,804.89, is hereby approved.

THAT, FY 2011 Capital revenue is increased by the \$69,902.44 for revenue provided by the City of Sacramento Department of Utilities.

THAT, the General Manager/CEO is hereby authorized and directed to execute said Reimbursement Agreement and Amendment No. 1.

\_\_\_\_\_  
DON NOTTOLI, Chair

A T T E S T:

MICHAEL R. WILEY, Secretary

By: \_\_\_\_\_  
Cindy Brooks, Assistant Secretary