

# REGIONAL TRANSIT ISSUE PAPER

Agenda Item No.	Board Meeting Date	Open/Closed Session	Information/Action Item	Issue Date
9	7/26/10	Open	Action	07/19/10

Subject: Approving Contract Change Order No. 9 extending 12" waterline on 7th Street for the Green Line to the River District Project

## ISSUE

Whether or not to approve Contract Change Order No. 9 extending 12" waterline on 7th Street for the Green Line to the River District Project.

## RECOMMENDED ACTION

Adopt Resolution No. 10-07-\_\_\_\_\_, Approving Contract Change Order No. 9 to the Contract for Design-Build of the Minimal Operating Segment (MOS1) for the Downtown-Natomas-Airport Rail Corridor Project.

## FISCAL IMPACT

Budgeted:	Yes	This FY:	\$	60,502.45*
Budget Source:	Capital (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:	\$	60,502.45*

**Contract Change Order No. 9 Proposal:** \$121,004.89  
**Contract Change Order No.9 Net Value** \$121,004.89

\*Assumes City follows through on commitment to pay 50% of the cost proposed by Stacy & Witbeck.

## DISCUSSION

On September 14, 2009, the Board conditionally awarded the Design Build (D/B) 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 the Stacy & Witbeck, Inc. (SWI) on November 30, 2009 and design and construction efforts have commenced.

During design and construction efforts, a conflict relating to a 12" waterline on 7<sup>th</sup> Street, between B Street and Richards Boulevard was discovered. The conflict relates to the serviceability of the connection point and possible impacts due to the new light rail/catenary pole alignment. The City of Sacramento Department of Utilities (DOU) asserted that the connection point needed to be moved 550' north to allow for servicing, and SWI asserted that the existing point of connection

Approved:

Presented:

FINAL 7/21/10

General Manager/CEO

Greg Gamble, Director, Construction Management

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was adequate and that the new connection point was a betterment that must be paid for by the City.

RT, City DOU and SWI met and discussed measures and approaches that may mitigate the impacts of this issue and have agreed on a proposed cost sharing. SWI provided a quote of \$121,004.89 to perform the required work. The City has tentatively agreed to pay half of the quoted amount and has provided a staff-level letter to that effect. Staff is currently pursuing a more concrete agreement with the City, which will be brought to the Board for approval at a later date. If the City reneges on the tentative agreement, RT will bear the entire \$121,004.89 cost.

Based on its construction experience to date, SWI has informed RT that it may encounter hazardous materials or differing site conditions during the course of performing the waterline work. SWI has tentatively estimated the costs of addressing such hazardous materials/differing site conditions at \$30,400. The contract provides (as part of the approved total consideration) for a hazardous materials/differing site conditions allowance of \$200,000. The allowance may be expended only through a written Contract Change Order. In addition to authorizing performance of the waterline work for a cost of \$121,004.89, Contract Change Order No. 9 would authorize the use of up to \$30,400 of the hazardous materials/differing site conditions allowance to reimburse SWI for costs incurred to remediate hazardous materials/differing site conditions encountered during performance of the waterline work.

Staff recommends approval of Contract Change Order No. 9 to extend a 12" waterline on 7<sup>th</sup> Street for the Green Line to the River District Project.

RESOLUTION NO. 10-07-\_\_\_\_\_

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

July 26, 2010

**APPROVING CONTRACT CHANGE ORDER NO. 9 TO THE CONTRACT FOR DESIGN-BUILD OF THE MINIMAL OPERABLE SEGMENT (MOS1) FOR THE DOWNTOWN-NATOMAS-AIRPORT RAIL CORRIDOR PROJECT**

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

THAT, Contract Change Order No. 9 to the Contract for Design-Build of the Minimal Operable Segment (MOS1) for the Downtown-Natomas-Airport Rail Corridor Project between Sacramento Regional Transit District (therein "RT") and Stacy & Witbeck, Inc. (therein "Design-Builder"), whereby Design-Builder agrees to perform engineering and construction work required for the extension of the 12" waterline on 7<sup>th</sup> Street for the project and RT agrees to pay the sum of \$121,004.89 for such work and, in addition, authorizes expenditure of up to \$30,400 from the hazardous materials/differing site conditions allowance under the conditions set forth in the Contract, is hereby approved.

THAT, the General Manager/CEO is hereby authorized and directed to execute said Contract Change Order.

\_\_\_\_\_  
STEVE MILLER, Chair

A T T E S T:

MICHAEL R. WILEY, Secretary

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