

Memorandum

To: CHAIR AND COMMISSIONERS

CTC Meeting: June 10-11, 2009

Reference No.: 2.8b.(4)
Action Item

From: CINDY McKIM
Chief Financial Officer

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Mass Transportation

Subject: **REQUEST TO EXTEND THE PERIOD OF CONTRACT AWARD FOR LOCALLY-ADMINISTERED STIP PROJECTS, PER RESOLUTION G-06-08 WAIVER-09-23**

RECOMMENDATION:

The California Department of Transportation (Department) recommends the California Transportation Commission (Commission) extend the period of contract award for the San Francisco Bay Area Rapid Transit District's Station Lighting Renovation project (PPNO 2009P) for six months, to December 30, 2009.

ISSUE:

On December 11, 2008, the Commission approved Resolution MFP-08-04 allocating \$3,000,000 to the San Francisco Bay Area Rapid Transit District (BART) for the Station Lighting Renovation project. The scheduled contract award has slipped due to a shift in priorities of BART resources in order to complete the emergency repairs caused by an electrical fire at the Hayward Yard Gap Breaker Station in May 2008. More specifically, staff electricians and electrical engineers were pulled away from their standard duties for approximately six months causing all routine activities to be back-logged.

While the fire happened in May 2008, which required full dedication of all available resources to the Hayward Yard site, recovery was not realized until November 2008. Unfortunately, it turned out that BART was overly optimistic in how long it would take to diminish the backlog of activities. Work related to the fire is now manageable, and the bid packages for the Station Lighting Renovation project are being developed. BART anticipates awarding a contract by September 2009.

BACKGROUND:

In June 2006, the Commission adopted Resolution G-06-08, which requires the agency implementing a project to request a time extension if the project will not be awarded within six months of the allocation. Current State Transportation Improvement Program guidelines stipulate that the Commission may approve a waiver to the contract award deadline one time only for up to 20 months in accordance with Government Code Section 14529.8.