

# Memorandum

To: CHAIR AND COMMISSIONERS  
CALIFORNIA TRANSPORTATION COMMISSION

CTC Meeting: December 14-15, 2011

Reference No.: 2.8b.(1)  
Action Item

From: NORMA ORTEGA  
Chief Financial Officer

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Local Assistance

Subject: **REQUEST TO EXTEND THE PERIOD OF CONTRACT AWARD FOR LOCALLY-ADMINISTERED STIP PROJECTS, PER RESOLUTION G-06-08 WAIVER-11-61**

## **RECOMMENDATION:**

The California Department of Transportation recommends the California Transportation Commission (Commission) extend the period of contract award for the time periods identified for each project on the attached document.

## **ISSUE:**

The Commission allocated \$2,557,000 for the construction of the five locally-administered State Transportation Improvement Program (STIP) projects identified on the attachment. The responsible agencies have been unable to award the contracts within six months of allocation. The attachment describes the details of the projects and the explanations for the delays. The respective agencies request extensions, and the planning agencies concur.

## **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. STIP 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 Section 14529.8 of the Government Code.

Attachment

Time Extension/Waiver – Project Contract Award Deadline  
 Local Streets and Roads Projects

Project #	Applicant County PPNO Project Description Reason for Project Delay	Extension Amount  <i>Construction Only</i>	Allocation Date Resolution Number Number of Months Requested Extended Deadline CT Recommendation
1	County of Tehama Tehama County PPNO 02-2428 Lake California Drive Bikeway, TE	\$276,000	06/23/2011 FP-10-38 6 Months 06/30/2012 Approve
<p>The County of Tehama (County) is requesting a six-month extension to the period of contract award for the Lake California Drive Bikeway, Transportation Enhancement (TE) project. The County has experienced delays in obtaining approval of the Authorization to Proceed with Construction (E-76) and contract advertisement issues which were beyond its control.</p> <p>The County did not meet the original deadline of October 20, 2011 to obtain E-76, and will not be able to meet the original award date of December 6, 2011 due to several factors. Firstly, the County recently learned that the project is required to undergo Americans with Disabilities Act Access Review by the Division of State Architect (DSA) of the Department of General Services. Secondly, the County is a rural county and faces special challenges with meeting contract Disadvantage Business Enterprise requirements. Therefore, the County has decided to use an extended advertising period to ensure responsive bids.</p> <p>The County received E-76 approval on November 4, 2011. The County is submitting project plans to DSA for review by mid-November 2011. The County estimates that DSA review will take a total of 12 weeks; eight weeks for DSA to review and comment and four weeks for the County to respond and resolve issues. The County anticipates advertising the contract with an extended advertising period by the end of February 2012, and estimates that it will be able to award contract by the end of April 2012. If no bids are received or if bids must be rejected, additional time will be required to re-advertise the project and receive new bids. This process will require a minimum of eight weeks. Therefore, the City requests a six-month time extension to June 30, 2012, to allow time for unforeseen bidding issues.</p>			
2	City of Dorris Siskiyou County PPNO 02-2476 Dorris Centennial Welcome Plaza TE	\$92,000	06/23/2011 FP-10-38 6 Months 06/30/2012 Approve
<p>The City of Dorris (City) is requesting a six-month extension to the period of contract award for the Dorris Centennial Welcome Plaza TE project. The City is proposing to revise contract award timeline to Spring 2012 to avoid winter shut down and the resulting cost of material fluctuation and ensure successful plant establishment during the short summer construction season.</p> <p>If the City awards the contract by the deadline of December 2011, the project would have to be shut down immediately due to inclement winter condition in the foothills. This would cause the contractor to have reduced bonding capacity and be exposed to material price fluctuation, which could result in fewer bids. Delaying the award until the spring will reduce the risk of bids higher than the engineer's estimate. Also, the geographical location of the City provides for a limited growing season. Delaying the award to Spring will provide better opportunity for successful plant establishment for trees, shrubs and lawn, which are included in the scope of the project. Therefore, the City requests a six-month time extension to June 30, 2012.</p>			

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3	County of Alameda Alameda County PPNO 04-2100F Grove Way Sidewalk Improvement, TE	\$1,150,000	05/12/2011 FP-10-30 6 Months 05/31/2012 Approve
<p>The County of Alameda (County) is requesting a six-month extension to the period of contract award for the Grove Way Sidewalk Improvement, TE project. The County has experienced unforeseen delays with contract advertisement and award due to difficulties with implementing the relocation of existing utility poles that are in conflict with the project.</p> <p>The original contract award timeline assumed that existing utility poles would be substantially relocated by September 2011, and that contract advertisement would occur during the August/September 2011 timeframe. However, Pacific Gas &amp; Electric, the utility owner, has informed the County that a number of trees would have to be removed in order to relocate the utility poles in question. The plan to remove trees in turn has created the need to revisit the visual impacts of the overall project, including the utility relocation and the need to disclose relevant information to adjacent property owners.</p> <p>The resulting delays to the schedule, in order to conduct a new visual impact study and related activities, require the advertisement of the contract to be postponed by four months to January 2012, with contract award estimated to be in March 2012. If no bids are received or if bids must be rejected, additional time will be required to re-advertise the project and receive new bids. This process will require a minimum of eight weeks. Therefore, the County requests a six-month time extension to May 31, 2012, to allow time for unforeseen bidding issues.</p>			
4	City of Santa Rosa Sonoma County PPNO 04-5156K Sixth Street Bicycle and Pedestrian Linkage, TE	\$692,000	05/12/2011 FP-10-29 5 Months 04/30/2012 Approve
<p>The City of Santa Rosa (City) is requesting a five-month extension to the period of contract award for the Sixth Street Bicycle and Pedestrian Linkage, TE project. The City has experienced unforeseen delays with contract advertisement and award due to difficulties with executing a cooperative agreement for construction with the Department.</p> <p>The Department required a cooperative agreement for construction prior to advertisement of the contract. The first draft of the cooperative agreement with the Department was submitted in June 2011. In August 2011, the Department revised the cooperative agreement to reflect the specific division of allocation for Federal and State portions of the funding. The City scheduled a presentation to the City Council and the agreement was approved by the City Council on September 30, 2011. The City is currently preparing the advertising documents. The City anticipates advertising the contract by the end of December and awarding the contract by end of February 2012. If no bids are received or if bids must be rejected, additional time will be required to re-advertise the project and receive new bids. This process will require a minimum of eight weeks. Therefore, the County requests a five-month time extension to April 30, 2012, to allow time for unforeseen bidding issues.</p>			

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5	City of Newport Beach Orange County PPNO 12-2135R Bristol Street North Landscape Improvement, TE	\$347,000	06/23/2011 FP-10-41 6 Months 06/30/2012 Approve
<p>The City of Newport Beach (City) is requesting a six-month extension to the period of contract award for the Bristol Street North Landscape Improvement, TE project. The City has experienced delays in obtaining approval of the Authorization to Proceed with Construction (E-76) and contract advertisement issues, which were beyond its control.</p> <p>The City could not submit the E-76 package prior to the federal fiscal year deadline of September 2, 2011, due to redesign issues. Additionally, the preparation and approval of the new DBE forms for contract advertisement has delayed the submittal of the E-76 package to the Department. The City now anticipates submitting the E-76 for approval by November 30, 2011, and obtaining approval by the end of December 2011. The City estimates being able to advertise the contract in February 2012 and award by the end of April 2012. If no bids are received or if bids must be rejected, additional time will be required to re-advertise the project and receive new bids. This process will require a minimum of eight weeks. Therefore, the City requests a six-month time extension to June 30, 2012, to allow time for unforeseen bidding issues.</p>			