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DEPARTMENT OF TRANSPORTATION

CITY OF SACRAMENTO
CALIFORNIA

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ENGINEERING SERVICES DIVISION

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March 14, 2005

City Council
Sacramento, California

Honorable Members in Session:

SUBJECT: POWER INN ROAD WIDENING PROJECT (PN: TK11) – TRANSFER OF FUNDS AND APPROVAL OF SUPPLEMENTAL CONSULTANT SERVICES AGREEMENT NO. 1

LOCATION AND COUNCIL DISTRICT:

Power Inn Road from Folsom Boulevard to 14th Avenue. Council District 6 (see location map - Attachment A).

RECOMMENDATION:

This report recommends that the City Council adopt the attached resolution:

- Approving the transfer of \$154,544 (Fund 201 – Measure A) from State and Federal Grant Match (PN: TX01) to the Power Inn Road Widening Project (PN: TK11);
- Directing Staff to bring a Measure A (Fund 201) reallocation request in the amount of \$154,544 to the Sacramento Transportation Authority (STA) Board for approval;
- Authorizing and directing the City Manager to execute the Supplemental Consultant Services Agreement No. 1 (on file with the City Clerk's office) in the amount of \$193,047 with Mendoza & Associates Consulting Engineers; and
- Resetting the City Manager's Supplemental Agreement authority.

**CONTACT PERSONS: Mehrdad Nazeri, Senior Engineer, 808-7460
Tim Mar, Supervising Engineer, 808-7531**

City Council
Power Inn Road Widening Project (PN: TK11)
March 14, 2005

FOR COUNCIL MEETING OF: April 26, 2005

SUMMARY:

This report requests transferring \$154,544 (Fund 201) from State and Federal Grant Match (PN: TX01) to the Power Inn Road Widening Project (PN: TK11), and approval of Supplemental Agreement No. 1 with Mendoza & Associates Consulting Engineers in the amount of \$193,047, for the following items:

- Additional cost to provide inspection, due to extension of completion time.
- Additional cost due to extended public outreach.

COMMITTEE/COMMISSION ACTION:

None.

BACKGROUND INFORMATION:

In 1997, the City of Sacramento initiated the Southeast Area Transportation (SEAT) study to identify potential improvements to existing roadways and new parallel roadways to reduce traffic and improve operations in the vicinity of Howe Avenue/Folsom Boulevard. The SEAT study led to the Power Inn Road Widening Project (PN: TK11), which will increase the number of through lanes from four to six lanes between Folsom Boulevard and 14th Avenue, including construction of bike lanes, traffic signals, street lighting, sidewalk, landscaping, and median improvements.

The project was awarded to Azteca Construction Company (Azteca), and the Notice to Proceed was issued on July 24, 2003. Azteca started construction on August 13, 2003 with a scheduled completion date of August 20, 2004.

On November 10, 2004, the Travelers Casualty & Surety Company of America (Travelers) (the payment and performance bond surety for Azteca Construction) notified the City that Azteca had voluntarily defaulted and was unable to complete its contract with the City.

On January 21, 2005, the City signed a "Takeover Agreement" with Travelers, in which Travelers is responsible for completion of all remaining work pursuant to the General Contract. The estimated total construction amount (including change orders) with Azteca was \$3,554,777. Approximately \$700,000 worth of construction work was remaining to be completed.

Travelers hired McGuire and Hester Construction Company to complete the remaining work. McGuire and Hester began work on February 15, 2005 and is scheduled to complete all work (weather permitting) by the end of May 2005.

City Council
Power Inn Road Widening Project (PN: TK11)
March 14, 2005

Supplemental Agreement No. 1 in the amount of \$193,047 will compensate Mendoza & Associates for additional services related to the on-going inspection and public relations. The City will seek reimbursement of this amount from Travelers.

FINANCIAL CONSIDERATIONS:

The current project budget is \$6,516,085. As of April 13, 2005, the Power Inn Road Widening Project (PN: TK11) has an unobligated balance of \$459,534. The approval of the transfer of \$154,544 (Fund 201) from State and Federal Grant Match (PN: TX01) will increase the project budget to \$6,670,629, and the unobligated balance to \$614,078, which is sufficient to execute Supplemental Consultant Services Agreement No. 1 with Mendoza & Associates Consulting Engineers in the amount of \$193,047.

STA Board approval is required for all Measure A reallocations. Staff will submit the reallocation request for action at the next scheduled STA Board meeting. The reallocation of Measure A in the amount of \$154,544 is contingent upon STA Board approval. There is a minimal risk that the STA Board will not approve the reallocation request. If the Board does not approve the reallocation request, Staff will return to City Council for further direction.

ENVIRONMENTAL CONSIDERATIONS:

On September 26, 2000, the City Council certified an Environmental Impact Report (EIR) and adopted Findings of Fact and a Statement of Overriding Considerations and a Mitigation Monitoring Plan for the Power Inn Road/Folsom Boulevard Intersection Area Improvement Project. In compliance with the National Environmental Policy Act (NEPA), a Categorical Exclusion was issued by the Federal Highway Administration (FHWA) on October 31, 2000.

Section 15162 of the California Environmental Quality Act (CEQA) guidelines provides that an additional EIR need not be prepared unless subsequent changes are proposed in the project, substantial changes occur with respect to the project circumstances, or new information of substantial importance to the project becomes known or available. As none of the conditions listed above relating to Section 15162 exist, additional environmental review is not required for approving a Supplemental Agreement.

POLICY CONSIDERATIONS:

Approval of this Supplemental Agreement is consistent with Title 3 of the Sacramento City Code. This report is consistent with the City's Strategic Plan goals for enhancing and preserving neighborhoods and improving and diversifying the transportation system.

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ESBD CONSIDERATIONS:

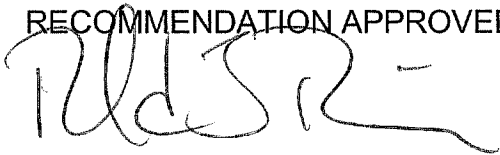
There are no ESBD considerations for this agreement due to the federal Disadvantaged Business Enterprise (DBE) project participation requirements. Mendoza & Associates Consulting Engineers is a certified DBE. There is 100% DBE participation on this project.

Respectfully submitted,



Nicholas Theocharides
Engineering Services Manager

RECOMMENDATION APPROVED:



ROBERT P. THOMAS
City Manager

Approved:



for: Marty Hanneman
Director, Department of Transportation

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Map Contact
B. KIKSMAN

Power Inn Road Widening (PN: TK11) Folsom Boulevard to 14th Avenue



MARCH 2005



RESOLUTION NO.

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF _____

POWER INN ROAD WIDENING PROJECT (PN: TK11) – APPROVAL OF SUPPLEMENTAL CONSULTANT SERVICES AGREEMENT NO. 1

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SACRAMENTO THAT:

1. The FY 04/05 Capital Improvement Program budget is amended by transferring \$154,544 (Fund 201 – Measure A) from the State and Federal Grant Match (PN: TX01) to the Power Inn Road Widening Project (PN: TK11);
2. Staff is directed to bring a Measure A (Fund 201) reallocation request, in the amount of \$154,544 to the Sacramento Transportation Authority (STA) Board for approval;
3. The City Manager is authorized to execute Supplemental Consultant Services Agreement No. 1 in the amount of \$193,047 (Fund 511) with Mendoza & Associates Consulting Engineers; and
4. The City Manager’s Consultant Services Agreement authority is reset.

MAYOR

ATTEST:

CITY CLERK

FOR CITY CLERK USE ONLY

RESOLUTION NO.: _____

DATE ADOPTED: _____

