

Memorandum

To: CHAIR AND COMMISSIONERS
CALIFORNIA TRANSPORTATION COMMISSION

CTC Meeting: January 25, 2012

Reference No.: 2.8b.(3)
Action Item

From: NORMA ORTEGA
Chief Financial Officer

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Division Chief
Local Assistance

Subject: **REQUEST TO EXTEND THE PERIOD OF CONTRACT AWARD FOR LOCAL BRIDGE SEISMIC RETROFIT ACCOUNT (LBSRA) , PER LBSRA GUIDELINES WAIVER-12-03**

RECOMMENDATION:

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

ISSUE:

The Department sub-allocated \$2,268,199 for the construction of three locally-administered Local Bridge Seismic Retrofit Account (LBSRA) projects identified on the attachment. The responsible agencies will be unable to award the contracts within six months of the sub-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 May 2008, the Commission adopted the LBSRA Guidelines, under Resolution LBS1B-G-0708-001, which require the agency implementing a project to request a time extension if the project will not be awarded within six months of the sub-allocation date. The LBSRA Guidelines stipulate that the Commission may approve a waiver to the timely use of funds deadline one time only for up to 20 months.

Attachment

**Time Extension/Waiver – Project Contract Award Deadline
Local Bridge Seismic Retrofit Account Projects**

Applicant County PPNO Project Description Reason for Project Delay	Extension Amount Construction Only	Sub-Allocation Date Number of Months Requested Extended Deadline CT Recommendation
<p>1 City of Modesto Stanislaus EA: 10-107724 Carpenter Road over Tuolumne River Bridge No. 38C0050</p> <p>The City of Modesto (City) is requesting a six-month time extension to the period of contract award for the Carpenter Road over Tuolumne River project. This City has to hire a consultant for bridge inspection and construction management prior to contract award. The process to acquire a consultant could not begin until authorization for the construction engineering phase was approved by FHWA. The authorization was received in August 2011. The consultants were interviewed in October 2011. The selected consultant's cost proposal exceeded one million dollars, which requires a pre-award audit by the Department. The pre-award request was submitted to the Department in November 2011 and can take several months to complete. Once the pre-award audit is completed and the Department approves the consultant, the City will put the construction contract out to bid.</p> <p>In order to account for the pre-award audit and contingency during the construction bid process, the City is requesting a six-month time extension to August 31, 2012.</p>	<p>\$1,238,193</p>	<p>08/18/2011 6 Months 08/31/2012 Approve</p>
<p>2 Monterey County Monterey EA: 05-141004L Schulte Road over Carmel River Bridge No. 44C0115</p> <p>Monterey County (County) is requesting a two-month time extension to the period of contract award for the Schulte Road over Carmel River project. The project was delayed due to right of way and related escrow issues. The property involved in the right of way delay was acquired on July 11, 2011, but the escrow on this property did not close until November 28, 2011. Due to the right of way issue, the advertisement of this project was delayed. The City anticipates to begin advertisement of the project in December 2011, with the bid opening to take place in the middle of January 2012. Once a contractor is selected, the County Board of Supervisors requires six to eight weeks for processing the contract award. Therefore, the County is requesting a two-month time extension to March 31, 2012.</p>	<p>\$508,121</p>	<p>07/21/2011 2 Months 03/31/2012 Approve</p>
<p>3 County of Tulare Tulare EA: 06-928101 Avenue 416 over King River Bridge No. 46C0027</p> <p>The County of Tulare (County) is requesting a six-month extension to the period of contract award for the Avenue 416 over King River project. This project involves the construction of a new bridge to replace the functionally obsolete structure. There is a large environmental impact to an existing riparian vegetation habitat that contains protected migratory birds and bat species. These migratory birds and bats will be humanely removed from their habitats during non-nesting/breeding season, which generally occurs between mid-September and January. Another facet to this project will be the water level of the river for the large cranes and other equipment to access the river bottom. The river's water level is generally lowest from mid-September through December/January. The ideal time to start construction would be September. Since the federal authorization for this project was received at the beginning of September 2011, there was insufficient time to advertise and award the project to begin construction on time.</p> <p>Additionally, as of November 2011, the County has completed their selection process to execute a contract with an environmental consultant to assist with oversight of the construction engineering portion of the project. The process to execute an agreement will take approximately two months and includes negotiation with the consultant, County Counsel, and ultimately the Board of Supervisors for approval. The process to advertise and award the construction contract will take approximately four months. A contract award is projected to be in place by end of June 2012. The additional six months extension from the original deadline of February 29, 2012 will allow for any contingencies with environmental issues or the construction award process. Therefore, the County is requesting a six-month time extension to August 31, 2012.</p>	<p>\$521,885</p>	<p>08/29/2011 6 Months 08/31/2012 Approve</p>