



# County of Fresno

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## Legislation Text

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**File #:** 16-1056, **Version:** 1

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**DATE:** August 23, 2016

**TO:** Board of Supervisors

**SUBMITTED BY:** Steven E. White, Director  
Department of Public Works and Planning

**SUBJECT:** Contract No. 16-03-C, Mt. Whitney Paved Pedestrian Walkway, Federal Project No. ATPL-5942-(257)

### RECOMMENDED ACTION(S):

- 1. Receive verbal report on the bid opening for Contract No. 16-03-C, Lanare Paved Pedestrian Bikeway on Mt. Whitney from Grantland to Garfield, and award Contract No. 16-03-C to the bidder with the lowest responsive bid.**
- 2. Authorize the Director of Department of Public Works and Planning, or designee, to execute Contract Change Orders up to the limit allowable under Public Contract Code Section 20395(d) for Contract No. 16-03-C.**

Approval of the recommended actions will authorize the award of an Active Transportation Program (ATP) project and allow the Director, or designee, to execute change orders up to the statutory limit. In order to allow the project schedule to continue as planned, the Department of Public Works and Planning is recommending that the Board receive a verbal report on the bid opening and award the project, thereby permitting an expedited start to construction.

### ALTERNATIVE ACTION(S):

If the first recommended action is not approved, the project will be delayed. If the second recommended action is not approved, the Director's authority to approve Contract Change Orders will be limited to a lesser amount than allowed under the Public Contract Code.

### FISCAL IMPACT:

There is no Net County Cost associated with the recommended actions. The ATP will provide 74% of the funding for contract construction. The County's share of the local match will be paid out of the Road Fund and is included in the FY 2016-17 Public Works and Planning - Roads Org 4510 Adopted Budget. The contract construction cost is anticipated to range between \$80,000 and \$89,000.

### DISCUSSION:

The purpose of the ATP is to encourage increased use of active modes of transportation, such as biking and walking. The scope of work consists of constructing a dedicated four foot wide paved pedestrian path separated from the roadway on the north side of Mount Whitney Avenue between Grantland Avenue and Garfield Avenue in the community of Lanare, just west of Riverdale. This project will provide enhanced safety and accessibility for residents traveling to and from school bus stops, church, the general store, and community center in Lanare.

All applicable ADA standards will be met, thereby increasing and improving connectivity and mobility of physically challenged users.

The work to be done, in general, consists of constructing a dedicated pedestrian/bicycle path separated from the roadway on the north side of Mount Whitney Avenue between Grantland Avenue and Garfield Avenue in the low-income community of Lanare, just west of Riverdale. The new 4-foot wide paved path will be separated from the existing paved surface by an approximately 6 foot dirt shoulder.

The first recommended action allows Department staff to present a verbal report for a bid opening held on August 11, 2016 for the subject project. The verbal report includes the estimated cost of construction based upon the low bid, the list of bidders, and their respective bid amounts. The bid and bidder and results were posted for public viewing on the Department's website ten days prior to today's Board hearing. The information was also delivered to the Clerk to the Board seven days prior to today's hearing.

The second recommended action will allow the Director to execute change orders for the project up to the statutory limit, based on the lowest responsive bid amount. For road projects, Public Contract Code (PCC) Section 20395(d) limits the extent to which the Director may be authorized to execute Contract Change Orders to ten percent of the first \$250,000, plus five percent of the contract amount in excess of \$250,000, up to a maximum authorization of \$210,000. The Board's authorization for the Director to approve Contract Change Orders up to this statutory limit would reduce the time required to process changes, reduce paperwork, help keep costs down, and reduce potential claims for additional cost and time due to administrative delays. This Change Order authorization would not apply to, nor allow, changes to the scope of the work.

Specifications for the project were prepared by the Department's Design Division. Construction is anticipated to begin in early September, and be completed in October.

OTHER REVIEWING AGENCIES:

Caltrans provides oversight on projects where federal funds are allocated.

REFERENCE MATERIAL:

BAI #53, June 21, 2016

ATTACHMENTS INCLUDED AND/OR ON FILE:

Location map

CAO ANALYST:

John Hays