



# Agenda Report

March 30, 2020

**TO:** Honorable Mayor and City Council

**FROM:** Department of Public Works

**SUBJECT: AUTHORIZATION TO AMEND CONTRACT NO. 31,603 WITH FS CONTRACTORS, INC. FOR CITYWIDE SIDEWALK IMPROVEMENTS - 2020 TO INCREASE THE NOT-TO-EXCEED AMOUNT BY \$230,000 FROM \$1,419,000 TO \$1,649,000**

**RECOMMENDATION:**

It is recommended that the City Council:

1. Find that pursuant to the provisions of the California Environmental Quality Act (CEQA) and the CEQA Guidelines that the effects of the Proposed Project are typical of those generated within that class of projects (i.e., Class 1 – Existing Facilities) which consist of, among other things, the repair, maintenance or minor alteration of existing public or private structures, facilities, or topographical features, involving negligible or no expansion of use beyond that existing at the time of this determination, and that, therefore, pursuant to Section 15301 of the CEQA Guidelines, the Proposed Project will not cause a significant effect on the environment and is, therefore, categorically exempt from the provisions of CEQA;
2. Authorize the City Manager to execute a contract amendment with FS Contractors, Inc. to increase the contract by \$230,000 for a total not-to-exceed amount of \$1,649,000 for additional concrete repairs; and
3. Amend the Department of Public Works Fiscal Year (FY) 2020 Operating Budget by recognizing and appropriating \$200,000 in Private Capital to 10122003-92114 to fund the requested sidewalk repair work.

**BACKGROUND:**

On October 28, 2019 the City Council awarded a contract to FS Contractors, Inc. to repair sidewalks and other appurtenant concrete improvements citywide in an amount not to exceed \$1,419,000, as part of the City's Annual ADA Sidewalk Improvements Program – FY 2020.

In addition to City's annual general funded sidewalk project, property owners pay the City for removal and replacement of damaged sidewalks at the time of building permit issuance or property sales per Pasadena Municipal Code Chapter 12.04.030. Sidewalk payments made by property owners from August 2019 through March 2020 will be recognized in FY 2020 budget for construction in the current contract. This will allow an additional \$150,000 to be included to the contract with FS Contractors, Inc., at the original bid prices for sidewalk repair.

Additionally, the Department of Water and Power will be installing new sidewalk and curb ramps along the Arroyo Boulevard frontage of Sheldon Reservoir using existing funding in the *Reservoir Improvements* (1037) project. As a result, it is proposed that the contract with FS Contractors, Inc. also be increased by \$80,000 to complete the additional work of similar scope.

Accordingly, the number of working days stipulated in the contract shall be increased from 100 to 160 working days to complete the overall added work.

The proposed contract amendment will increase the not-to-exceed amount as follows:

Original Contract Const. Management	\$	1,419,000
Additional cost	\$	<u>230,000</u>
Contract Not to Exceed Amount	\$	1,649,000

**COUNCIL POLICY CONSIDERATION:**

The project is consistent with the City Council's goals to improve, maintain and enhance public facilities and infrastructure, and improve mobility and accessibility throughout the City. It also supports the Public Facilities Element of the General Plan by maintaining public facilities to enhance the quality of life of the community.

**ENVIRONMENTAL ANALYSIS:**

Pursuant to the provisions of the California Environmental Quality Act (CEQA) and the CEQA Guidelines, the effects of the Proposed Project are typical of those generated within that class of projects (i.e., Class 1 – Existing Facilities) which consist of, among other things, the repair, maintenance or minor alteration of existing public or private structures, facilities, or topographical features involving negligible or no expansion of use beyond that existing at the time of this determination, and that, therefore, pursuant to Section 15301 of the CEQA Guidelines, the Proposed Project will not cause a significant effect on the environment and is, therefore, categorically exempt from the provisions of CEQA.

**FISCAL IMPACT:**

The cost of this action is \$230,000 to increase Contract No. 31,603 with FS Contractors, Inc. to a not-to-exceed amount of \$1,649,000. A total of \$200,000 in private capital is being recommended for appropriation to 10122003-92114 with \$150,000 to be encumbered for the contract amendment and the remaining \$50,000 to be used towards staff costs associated with managing the project.

Funding for this action will be paid for by sidewalk payments received from property owners as part of the City's Sidewalk Repair Program. Sidewalk fees have been collected in 30122003-702800 and upon Council action, will be recognized and transferred to an operating budget project 10122003-92114, established for management of the Sidewalk Repair Program.

Funding for the Sheldon Reservoir work in the amount of \$80,000 was planned in the existing budgeted appropriations in *Reservoir Improvements* (1037) project.

The following table represents a project summary:

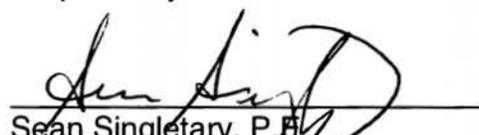
<b>Original Contract</b>	<b>\$</b>	<b>1,419,000</b>
<b>Additional</b>	<b>\$</b>	<b>230,000</b>
<b>Total Fiscal Impact</b>	<b>\$</b>	<b>1,649,000</b>

Respectfully submitted,



ARA MALOYAN, P.E.  
Director of Public Works

Prepared by:



Sean Singletary, P.E.  
Principal Engineer

Approved by:



STEVE MERMELL  
City Manager