

# Memorandum

To: CHAIR AND COMMISSIONERS  
CALIFORNIA TRANSPORTATION COMMISSION

CTC Meeting: October 8, 2014

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

From: NORMA ORTEGA  
Chief Financial Officer

Prepared by: Rihui Zhang, Chief  
Division of Local Assistance

Subject: **REQUEST TO EXTEND THE PERIOD OF CONTRACT AWARD FOR PROPOSITION 1B LOCAL BRIDGE SEISMIC RETROFIT ACCOUNT PROJECTS, PER LBSRA GUIDELINES WAIVER 14-39**

## **RECOMMENDATION:**

The California Department of Transportation (Department) recommends the California Transportation Commission (Commission) extend the period contract award for the Proposition 1B Local Bridge Seismic Retrofit Account (LBSRA) projects on the attached document.

## **ISSUE:**

The Department sub-allocated \$2,158,612 for the seismic retrofit of two locally-administered Proposition 1B LBSRA projects, which are identified on the attachment. The responsible agencies have been unable to award the contracts within six months of sub-allocation. The attachment describes the details of the projects and the explanations for the delays. The respective agencies are requesting extensions, and the planning agencies concur.

## **BACKGROUND:**

In May 2008, the Commission adopted the LBSRA Guidelines (Resolution LBS1B-G-0708-001), which requires the implementing agency 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 Program

Project #	Applicant County Project Description Reason for Project Delay	Extension Amount  <i>Construction Only</i>	Sub-Allocation Date Federal ID Number Number of Months Requested Extended Deadline CT Recommendation
1	City of Oakland Alameda County Embarcadero Bridge over Lake Merritt Channel Bridge No: 33C0030	\$1,699,812	04/02/2014 5012(037) 12 Months 10/31/2015 Support
<p>The City of Oakland (City) is requesting a 12-month time extension to the period of contract award for the Embarcadero Bridge over Lake Merritt Channel project. The City has experienced delays in awarding the project due to bidding issues.</p> <p>The City opened bids in May 2014 and all bidders' cost estimates were higher than the engineer's estimate for the project. From June through September 2014 a constructability and design review occurred in order to modify project documents for bid re-advertisement. The City plans to submit the revised design document by October 2014 and re-advertise in November 2014. Bidders will be evaluated in January 2015 and the award recommendation report will be submitted to the City Council by February 2015. The City expects to award the project by early March 2015. However, if bids come in above the engineer's estimate a second time, the City will need to request additional funds from the Department which could result in an additional four-month delay. To allow for any unforeseen bidding issues, the City is requesting an additional three months. Therefore, the City is requesting a 12-month extension to October 31, 2015.</p>			
2	City of Fremont Alameda County Niles Boulevard over Bay Area Rapid Transit (BART) Bridge No: 33C0128	\$458,800	03/28/2014 5322(019) 5 months 02/28/2015 Support
<p>The City of Fremont (City) is requesting a five-month time extension to the period of contract award for the Niles Boulevard over BART bridge project. The City has not awarded a construction contract due to delays receiving approval to hire a construction management (CM) firm for the bidding process.</p> <p>The City selected a CM firm in March 2014. Due to the contract being over \$1 million, a request for an audit package was sent to the City in May 2014. As a result, the City received a letter of deficiencies and addressed the issue in late August 2014. Once the City hired the CM firm, it had to perform a final constructability review, which is estimated to be completed in September 2014. The project should be ready to re-advertise by the end of September 2014. This City plans to open a bid in November 2014, and award by December 2014. To allow for any unforeseen bidding issues, the City is requesting an additional two months. Therefore, the City is requesting a five-month extension to February 28, 2015.</p>			