File #: 21-0369, **Version:** 1

TO: **Honorable Mayor and Members of the City Council**

THRU: **Rick Otto, City Manager**

FROM: **Christopher Cash, Public Works Director**

1. SUBJECT

Second Amendment to Contract with Alfaro Communications Construction, Inc. for Tustin Street at Meats Avenue Right Turn Lane Improvements.

2. SUMMARY

Second Amendment to Contract with Alfaro Communications Construction, Inc. for Tustin Street at Meats Avenue Right Turn Lane Improvements (Bid No. 189-05, SP-3892), and authorizing final contract payment for extra work.

3. RECOMMENDED ACTION

Approve the second amendment to contract with Alfaro Communications Construction, Inc. in the amount of $45,000 for extra work; and authorize the Mayor and City Clerk to execute on behalf of the City.

4. FISCAL IMPACT

The total expenditure for this amendment is $45,000, for a total project cost of $630,686.80, and will be funded in Tustin/Meats Critical Intersection (30025) through funds:

Transportation System Improvement Program B - West Orange (284)	$141,165.56
Transportation System Improvement Program - City-Wide (287)	16,506.14
Reimbursable Capital Projects (550)	473,015.10
Total	$630,686.80

5. STRATEGIC PLAN GOALS

Goal 1: Provide for a safe community

b: Provide and maintain infrastructure necessary to ensure the safety of the public.

Goal 4: Provide outstanding public service

b: Provide facilities and services to meet customer expectations.

6. DISCUSSION AND BACKGROUND

On January 8, 2019, City Council awarded the Tustin Street at Meats Avenue Right Turn Lane Improvements project to Alfaro Communications Construction, Inc. (ACCI). The scope of work for the

project was to construct a right-turn lane for the northbound direction at the intersection of Tustin Street and Meats Avenue. ACCI submitted a list of contract change order requests for additional payment. After reviewing all of the contract change order requests, staff engaged in discussions with ACCI, an initial amount of $21,025.59 was paid to compensate ACCI for the extra work agreed upon under the First Amendment to Contract.

Subsequently, staff and ACCI continued to negotiate the remaining contract change order requests, and after extensive negotiations, staff and ACCI have agreed on this second and final change order payment in the amount of $45,000. The combined total cost of the contract change order requests is $66,025.59. Therefore, staff recommends City Council approves the Second Amendment to Contract, in an additional amount of $45,000 for the extra work. The original awarded contract amount was $573,354.94. The First Amendment and Second Amendment to the Contract combined represent a 10% increase from the awarded contract amount bringing the new contract amount to $630,331.80.

7. ATTACHMENTS

- Second Amendment to Contract