



# CITY COUNCIL STAFF REPORT



August 23, 2022

## ITEM TITLE

Appropriation: Appropriate Funds to the “Sidewalk Replacement Fiscal Year 2020/21 (STL0448)” Project from the TransNet Fund for Contract Change Orders with Just Construction, Inc.

**Report Number:** 22-0239

**Location:** No specific geographic location

**Department:** Engineering

**Environmental Notice:** The Project qualifies for a Categorical Exemption pursuant to the California Environmental Quality Act State Guidelines Section 15301 Class 1 (Existing Facilities) and Section 15302 Class 2 (Replacement or Reconstruction).

## Recommended Action

Adopt a resolution approving the appropriation of \$96,000 from the available balance of the TransNet Fund to the Sidewalk Replacement Fiscal Year 2020/21 (STL0448) Project for contract change orders with Just Construction, Inc. **(4/5 Vote Required)**

## SUMMARY

On April 6, 2022, the Director of Finance awarded a construction contract to Just Construction for the Sidewalk Replacement Program FY2020/21 (CIP# STL0448) project. Due to differing overall quantities and additional items of work encountered in the field as compared to the construction contract, actual costs to the project will exceed the approved contingencies. Adoption of this resolution would appropriate an additional \$96,000 above the originally approved amount for construction change orders to cover contractor and staff costs.

## ENVIRONMENTAL REVIEW

The Director of Development Services has reviewed the proposed project for compliance with the California Environmental Quality Act (CEQA) and has determined that the project qualifies for a Categorical Exemption pursuant to State CEQA Guidelines Section 15301 Class 1 (Existing Facilities) and Section 15302 Class 2 (Replacement or Reconstruction) because the proposed actions would not result in a significant effect on the environment, create a cumulative impact, damage a scenic highway, or cause a substantial adverse change in the significance of a historical resource. Thus, no further environmental review is required.

## **BOARD/COMMISSION/COMMITTEE RECOMMENDATION**

Not applicable

## **DISCUSSION**

The Public Works Department replaces damaged sidewalk at various locations throughout the City through the “Sidewalk Replacement Program” on a yearly basis. CIP# STL0448 addresses the FY 2020/21 list of locations for the program.

On Wednesday, March 23, 2022, the Director of Engineering & Capital Projects received seven (7) sealed bids for the “Sidewalk Replacement Program FY2020/21 (CIP# STL0448)” project.

On April 6, 2022, the Director of Finance awarded a construction contract to Just Construction for CIP# STL0448. Due to differing overall quantities and additional items of work encountered in the field as compared to the construction contract, actual costs to the project will exceed the approved contingencies. Approval of the proposed resolution would appropriate an additional \$96,000 above the originally approved amount for construction change orders to cover contractor and associated staff costs. If the resolution is adopted, in accordance with Chula Vista Municipal Code section 2.56.160(C)(2), the City Engineer can then approve construction change orders to covers such costs.

## **DECISION-MAKER CONFLICT**

Staff has determined that this decision solely concerns repairs, replacement, or maintenance of existing streets, water, sewer, storm drainage or similar facilities and therefore pursuant to California Code of Regulations Title 2, sections 18700 and 18702.2(d)(1)) does not present a real property-related conflict of interest under the Political Reform Act (Cal. Gov't Code § 87100, et seq.).

## **CURRENT-YEAR FISCAL IMPACT**

Approval of the resolution will appropriate \$96,000 in TransNet to cover the additional project and staff costs associated with CIP STL0448. Sufficient funding is available for said appropriation; therefore, there is no additional impact to the TransNet Fund.

## **ONGOING FISCAL IMPACT**

Upon completion of the project, the improvements will require routine maintenance.

## **ATTACHMENTS**

None

*Staff Contact: Jose Luis Gomez, Principal Civil Engineer*