



Agenda Report

File #: 20-0607

**AGENDA REPORT
REQUEST FOR CITY COUNCIL ACTION**

DATE: 07/15/2020

TO: Honorable Mayor and City Council Members

FROM: Library and Recreation Services Department

SUBJECT:

City Council consideration of City Council approval of Contract Change Order No. 4 for construction of ADA Improvements at Various Parks - Parking Lot & Sidewalks Year 1 Project, NIB 20-022CA.

**RECOMMENDED ACTION:
That the City Council:**

- a. Approve Contract Change Order No. 4 in the amount of \$12,133.00 to TSR Construction and Inspections, Inc., the contractor completing ADA Improvements at Various Parks - Parking Lot & Sidewalks Year 1 Project, NIB 20-022CA.
- b. Authorize the City Manager to execute Contract Change Order No. 4 to the existing Contract between the City and TSR Construction and Inspections, Inc.
- c. Authorize the Purchasing Manager to issue Change Order No. 4 to Purchase Order P21581 to TSR Construction and Inspections, Inc. in the amount of \$12,133.00, for a total amount of \$205,512.50, which represents a cumulative total construction cost increase of 26.41%.

ANALYSIS:

The ADA Improvements at Various Parks - Parking Lot & Sidewalks Year 1 Project (Project), NIB 20-022CA, was awarded to TSR Construction and Inspections, Inc. by the Corona City Council at its regular meeting on December 4, 2019. This Project involved the correction of accessibility concerns at four of Corona's parks, Citrus, Mountain Gate, Promenade, and Santana Parks, as required by the Americans with Disabilities Act (ADA). This Project is the first of five years of improvements at the City's 36 parks to increase accessibility in compliance with the terms of a settlement agreement.

The Project included improvements that generally consisted of modifying the parking lot grade for

accessible stalls, installing new parking signage and striping, ensuring the proper number of accessible stalls, and installing sidewalk treatments such as truncated domes. The Plans and Specifications for this project were completed by NV5 and reviewed by City staff. The project was advertised pursuant to Corona Municipal Code requirements, and at the time of approval, authorization to approve necessary change orders up to 20% was granted. See the attached copy of the approved staff report for reference, as shown on Exhibit "A".

Subsequently, Purchase Order P21581 was issued to TSR Construction and Inspections Inc. on January 6, 2020 and the Notice to Proceed on January 13, 2020. Agreements dictated construction was to be completed no later than February 28, 2020. TSR began construction on January 20, 2020.

As construction began, discrepancies between the plans and existing site conditions were identified. Further, several improvements were found in the field, also not referenced in the plans, that would result in a better finished product. Staff worked with TSR Construction and Inspections, Inc. on needed corrections and improvements.

Change Order No. 1, for Citrus Park, in the amount of \$8,095.50 (representing 4.98% of total project costs) included the removal of truncated domes from the sidewalk not identified on the plans, removal and reinstallation of additional sidewalk to provide for a path of travel transition of less than 2%, and an additional 23 tons of asphalt concrete for parking lot improvements.

Change Order No. 2, for Mountain Gate Park, in the amount of \$17,685.00, brought contract change orders to a cumulative 15.86% of the original contract amount. These changes included an additional 63 tons of asphalt concrete for the parking lots, additional slot paving and grinding and overlay, not initially anticipated, to complete required improvements, and the removal and replacement of sidewalk adjacent to the parking lot to ensure the pathway maintained a slope of less than 2%.

Change Order No. 3, for Promenade Park, in the amount of \$5,022.50, increased the cumulative contract change orders to 18.95%. Additional work resulted from the removal and replacement of additional sidewalk near the tennis courts to provide a level transition, five additional tons of asphalt concrete, and the removal of an existing ramp panel to provide a better transition than called out in the original plans.

The final change order, Change Order No. 4, for Santana Park, is in the amount of \$12,133.00. This increases the total cumulative contract change orders to 26.41%. The most notable changes included additional sidewalk removal and replacement near the playground parking lot area to ensure that the accessible pathway extended beyond the immediate area creating a level pathway from the parking stalls to the rest of the park. An additional seven tons of asphalt concrete overlay was required at three parking lot locations.

Copies of the approved change orders are attached, as shown on Exhibits "B" and "C", and reflect the final amount of all bid items with revised quantities as compared to initial bid estimates. Due to the time constraints in the settlement agreement, staff instructed the contractor to complete the work as needed to avoid potential financial penalties for delaying work.

COMMITTEE ACTION:

Not applicable.

STRATEGIC PLAN:

This item supports the City's Strategic Plan Goal 1: Promote Public Safety: Protect our Residents and Businesses; Objective C: Ensure adequate funding for investments and improvement in infrastructure that support public safety. The recommended action will help achieve these goals by providing funding to upgrade existing City park parking lots and sidewalks to be compliant with Americans with Disabilities Act ("ADA") standards.

FISCAL IMPACT:

There is currently a Capital Improvement Project ("CIP") for this project, No. 68690 for Citywide Improvements. CIP 68690 has sufficient funds for this change order.

ENVIRONMENTAL ANALYSIS:

This action is exempt pursuant to Section 15061(b)(3) of the Guidelines for the California Environmental Quality Act (CEQA), which states that a project is exempt from CEQA if the activity is covered by the general rule that CEQA applies only to projects that have the potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA. This action merely authorizes the approval of a change order for work previously performed at existing parks and parking lot facilities. There is no possibility that approving this action will have a significant effect on the environment. Therefore, no environmental analysis is required, as it is exempt from CEQA.

PREPARED BY: TRACY MARTIN, UTILITIES PROJECT MANAGER

REVIEWED BY: SCOTT BRIGGS, PURCHASING SPECIALIST V

REVIEWED BY: KIM SITTON, ACTING ADMINISTRATIVE SERVICES DIRECTOR

REVIEWED BY: TOM KOPER, ACTING PUBLIC WORKS DIRECTOR

REVIEWED BY: DAVID MONTGOMERY-SCOTT, LIBRARY AND RECREATION SERVICES DIRECTOR

REVIEWED BY: ROGER BRADLEY, ASSISTANT CITY MANAGER

SUBMITTED BY: JACOB ELLIS, CITY MANAGER

Attachments:

1. Exhibit A - Approved Staff Report
2. Exhibit B - Change Order No. 4
3. Exhibit C - Change Orders No. 1-3