



CITY OF POMONA COUNCIL REPORT

February 3, 2020

To: Honorable Mayor and Members of the City Council

From: James Makshanoff, City Manager

Submitted by: Rene Guerrero, Public Works Director

Subject: **APPROVAL OF INCREASED CHANGE ORDER CAPACITY FOR
“ADA COMPLIANCE PROGRAM – CURB RAMPS, SIDEWALKS,
AND PUBLIC FACILITIES/STRUCTURES – CITYWIDE, [PHASE III:
ADA TRANSITION PLAN]” PROJECT NO. 428-2590-XXXXX-81055**

RECOMMENDATION: It is recommended that the City Council take the following actions:

- 1) Approve increased change order capacity for the contract between the City of Pomona and FS Contractors, Inc. for “ADA Compliance Program - Curb Ramps, Sidewalks, and Public Facilities/Structures – Citywide [Phase III: ADA Transition Plan]”, Project No. 428-2590-XXXXX-81055 from \$120,861 (15%) to \$182,098 (22.6%) for minor additional work required for close-out of the project, which exceeds the \$100,000 allowed by City Code Section 2-1001(b)(14) and is commensurate with the size and scope of this project; and,
- 2) Authorize the City Manager to execute the change order on behalf of the City.

EXECUTIVE SUMMARY: This action will result in increased change order capacity for the Lincoln Park ADA improvements contract with FS Contractors, Inc. for additional work:

- Additional weed barrier will be added to mulched planter areas to minimize weeds and lower maintenance costs; and,
- Miscellaneous punch-list work, not originally part of this project, needed for more efficient operations/maintenance (added irrigation valves, various concrete, etc.)

This work is expected to be completed within 30 days of approval.

FISCAL IMPACT: Approval of this action will increase the change order capacity for the contract between the City of Pomona and FS Contractors, Inc. for “ADA Compliance Program - Curb Ramps, Sidewalks, and Public Facilities/Structures – Citywide [Phase III: ADA Transition Plan],” Project No. 428-2590-XXXXX-81055 by 7.6% from \$120,861 (15%) to \$182,098 (22.6%). The current budget is sufficient and funds are available within this project, as shown below:

Category	ADA Curb Ramps and Sidewalks Compliance Program- Citywide Phase II: Lincoln Park, Project No. 428-2590-XXXXX-81055
Current Budget	\$ 2,220,349
Expenditures/Encumbrances (as of January 21,2020)	(\$2,061,178)
Change Order Capacity Increase	\$61,237
Balance for Management, Contingencies, and Inspection	//////////////////// \$97,934

PUBLIC NOTICING REQUIREMENTS: N/A

PREVIOUS RELATED ACTION: On July 16, 2018, at its regular meeting, City Council awarded a construction contract to FS Contractors, Inc. in the amount of \$805,740 and approved a change order capacity of \$120,861.

DISCUSSION: FS Contractors, Inc. is substantially complete with the project of constructing ADA improvements in and immediately adjacent to Lincoln Park. There are punch-list work items remaining including: 1) additional weed barrier in mulched planter areas to minimize weed growth and lower maintenance costs, and 2) Miscellaneous punch-list work, not originally part of this project, needed for more efficient operations/maintenance (added irrigation valves, various concrete, etc.)

ALTERNATIVE(S): Staff does not recommend making other substantial modifications to the project, or bidding separately the minor additional punch-list work. If the minor additional punch-list work is significantly delayed, then the City may face delay charges and related operational/maintenance inefficiency impacts.

Prepared by:

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Acting City Engineer