

Memorandum

To: CHAIR AND COMMISSIONERS

CTC Meeting: December 12-13, 2007

Reference No.: 2.8b.(3)
Action Item

From: CINDY McKIM
Chief Financial Officer

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Transportation Programming

Subject: **REQUEST TO EXTEND THE PERIOD OF CONTRACT AWARD FOR STIP AND SHOPP PROJECTS, PER RESOLUTION G-06-08 WAIVER-07-33**

RECOMMENDATION:

The Department of Transportation (Department) recommends the California Transportation Commission (Commission) approve the time extension for the period indicated for three State Transportation Improvement Program (STIP) projects and three State Highway Operation and Protection Program (SHOPP) projects described on the attachment.

ISSUE:

On June 7, 2007, the Commission allocated \$35,457,000 for the three STIP projects and \$1,330,000 for the one SHOPP project identified on the attached list; and on July 26, 2007, the Commission allocated \$71,900,000 for the two SHOPP projects also identified on the attached list. In accordance with Resolution G-06-08, the deadline to award contracts for projects allocated on June 7, 2007, is December 7, 2007; and, the deadline to award contracts for projects allocated in July 26, 2007, is January 26, 2008. The Department will not be able to meet the deadline for these projects and is requesting time extensions for the period of contract award. The attachment shows the details of these projects and the delays that have resulted in the extension request.

BACKGROUND:

In June 2006, the Commission adopted Resolution G-06-08, making the six-month period to award a permanent requirement under the STIP Guidelines.

Attachment

2.8b.(3) Time Extension / Waiver - Contract Award

Project Number	PPNO	Project Dist-EA	County-Route	Description	Fund Source	Allocated Amount (x \$1,000)	Allocation Date	Reason For Delay	Department's Request	
									Months	until end of (month-yr)
1	5281	03-2A9211	Pla-89	From Route 28 in Tahoe City to Squaw Valley Road in Truckee. Water quality highway improvement project.	SHOPP	\$ 24,900	07/26/07	A delay is being caused due to a legal issue between the design consultant and the design sub-consultant on a 96-plan sheet addendum to the current bid package. The addendum is necessary to improve non-standard elements of the project. A time extension is needed in the event that these negotiations take longer than anticipated. The project was advertised on 8/20/07. Bid opening date is 12/11/07.	6	Jul-08
2	4678	03-2A9401	Pla-28	From Tahoe State Park in Tahoe City to Route 267. Water quality highway improvement project.	SHOPP	\$ 47,000	07/26/07	Right of way certificate for this project was issued on 4/30/07 and the project was Ready to List (RTL) on 5/11/07. The award for this project has been delayed due to SB 1210 requirements. Five out of 50 parcels identified on the right of way certificate for this project are going to condemnation. Three of these parcels have settled, the other two parcels are going through litigation. At time of allocation, it was assumed the process to obtain an Order of Possession (OP) would take nine months from the date the resolution of necessity was approved, which was 4/25/07. Actual durations have been longer. A court hearing is being scheduled for December. Depending on the outcome of the court hearing, additional time might be needed to complete the condemnation process. Advertise date 4/15/08. Bid opening date 6/15/08.	6	Jul-08
3	5091	03-2E9801	Nev, Pla-80	In Nevada and Placer Counties, on Route 80 near Floriston. Install median rumble strips.	SHOPP	\$ 1,330	06/07/07	The bids for this project were opened on 9/11/07. There were high variations in the bids received. The lowest bid was 71 percent under the Engineer's Estimate. After reviewing all bids, it was determined that the variations in the bids were due to different interpretations of the grinding specifications used by contractors, therefore all bids were rejected. The Department is in the process of updating the special provisions to include more clarification on the methods of grinding. The project will be re-advertised on 3/10/08. Bid opening date is 4/8/08.	6	Jun-08
4	3325	07-127211	LA-138	Near Palmdale. Widen Route 138 from 2 lanes to 4 lanes and construct standard width shoulders.	STIP	\$ 7,151	06/07/07	The award for this project has been delayed due to SB 1210 requirements. Eleven of 25 parcels are in the condemnation process. A final court ruling for an Order of Possession (OP) for these parcels is expected by the end of January 2008. This time extension will allow the Department to advertise and award the project based on the following schedule: Advertise date 2/4/08, Bid opening date 3/14/08.	6	Jun-08
5	3327	07-127231	LA-138	Near Palmdale. Widen Route 138 from 2 lanes to 4 lanes and construct standard width shoulders.	STIP	\$ 9,298	06/07/07	The award for this project has been delayed due to SB 1210 requirements. One of 11 parcels went to condemnation. An Order of Possession was granted by the court on 11/18/07. This time extension will allow the Department to advertise and award the project based on the following schedule: Advertise date 12/10/07, Bid opening date 1/17/08.	3	Mar-08
6	0168M	07-168001	LA-5	In Los Angeles County. Construct an elevated 2-lane High Occupancy Vehicle connector between Route 5 and Route 14.	STIP	\$ 19,008	06/07/07	An amendment to the funding agreement for this project has been requested by Los Angeles County Metropolitan Transportation Authority to replace some of the local measure funding with Federal CMAQ funds. The final amendment was approved in mid September 2007. Some delays were also associated with obtaining the Federal Authorization form (E-76) requiring an unanticipated emission reduction study. The federal authorization has since been obtained, and the project was advertised on 10/22/07. Bid opening is scheduled for 12/06/07.	3	Mar-08