

Memorandum

To: CHAIR AND COMMISSIONERS
CALIFORNIA TRANSPORTATION COMMISSION

CTC Meeting: March 26, 2015

Reference No.: 2.8b.(2)
Action Item

From: NORMA ORTEGA
Chief Financial Officer

Prepared by: Bruce Roberts, Acting Chief
Division of Rail and Mass
Transportation

Subject: **REQUEST TO EXTEND THE PERIOD OF CONTRACT AWARD FOR PROPOSITION 116
RAIL PROGRAM PROJECTS
WAIVER 15-08**

RECOMMENDATION:

The California Department of Transportation recommends that the California Transportation Commission (Commission) approve a six-month time extension for the period of contract award to August 31, 2015, for the Fullerton Transportation Center Elevators project, in Orange County.

ISSUE:

In August 2014, the Commission approved Resolution BFP-14-01 allocating \$1,718,000 in Proposition 116 funds to the City of Fullerton (City) for the Fullerton Transportation Center Elevators project. The City will not be able to award a third-party construction contract by the deadline due to unexpected circumstances. On November 4, 2014, the City opened bids for construction of the two new traction elevators. However, the lowest responsible bid was approximately \$500,000 over the City engineer's estimates. Currently, the City does not have sufficient funds to cover this cost overrun, but is actively considering all funding options. In the event that the contract cannot be awarded to one of the original bidders, the City would be required to re-bid the project, which would include re-advertising, bid opening, bid evaluation and City Council approval. It is anticipated that this process would take approximately six months to complete.

Therefore, the City requests a six-month time extension for the period of contract award to August 31, 2015 to secure additional funding and award a third-party construction contract.

BACKGROUND:

Resolution G-99-25, Guidelines for Allocating, Monitoring, and Auditing of Funds for Local Assistance Projects, adopted by the Commission on August 18, 1999, stipulates that funds allocated for local project development or right of way costs must be expended by the end of the second fiscal year following the fiscal year in which the funds were allocated. The Commission may approve a waiver to the timely use of funds deadline one time only for up to 20 months in accordance with Section 14529.8 of the Government Code.