

CITY OF YUBA CITY  
STAFF REPORT

**Date:** March 16, 2021

**To:** Honorable Mayor & Members of the City Council

**From:** Public Works Department

**Presentation by:** Diana Langley, Public Works Director

**Summary**

**Subject:** Franklin Avenue Improvements Project (18-01) – Contingency Increase

**Recommendation:**

- A. Adopt a Resolution authorizing an increase in the construction contingency of \$210,000, with a finding that it is in the best interest of the City.
- B. Authorize a supplemental appropriation and direct the Finance Director to make a budget transfer in the amount of \$210,000 from Unallocated TDA Funds to CIP Account No. 1242 (Franklin Avenue Pedestrian Improvements).

**Fiscal Impact:** \$210,000 – Account No. 911242 (Franklin Avenue Pedestrian Improvements)

**Purpose:**

To rehabilitate roadways and utilities for City residents and provide safer pedestrian and bicyclist travel routes for students.

**Background:**

On April 7, 2020, Council awarded a construction contract to Darren Taylor Construction, Inc. of Anderson, CA for construction of the Franklin Avenue Improvements Project. The project location is along Franklin Avenue between S. Palora Avenue and Gray Avenue. This portion of Franklin Avenue is utilized heavily by Yuba City High School students. The construction of the improvements will increase safety for the pedestrians and bicyclists who utilize the route, providing a safer route to and from the high school.

The existing roadway was in poor condition. Storm drainage only existed for a portion of the project limits, and pedestrians and bicyclists did not have a safe designated area for travel. The project design included installation of sewer laterals to all lots within the project limits, installation of storm drainage improvements throughout the project area, rehabilitation of the street section, and widening of the roadway to allow for installation of bike lanes, landscaped parkway strips, ADA-compliant curb ramps, and sidewalks.

Construction commenced in July 2020 and is now substantially complete.

**Analysis:**

During the course of construction, several contract modifications were identified by City staff as being necessary to complete the project. This extra work was authorized on a time and materials basis in order to keep the project moving forward and minimize the City’s liability for delay claims by the contractor. The extra work included adjusting existing driveways to new sidewalk elevations, installing new heavy-duty driveways to better facilitate proposed development, storm drain and sanitary sewer modifications due to unforeseen utility conflicts, extensive digouts of existing utility trenches backfilled with sand, and removal/replacement of additional asphalt concrete due to unsuitable conditions over the existing concrete street.

As part of the post-mortem for this project, staff will incorporate the lessons learned from this project into future design documents. Additional research into existing utilities and geotechnical conditions in certain key areas are design tasks that could potentially minimize contract modifications going forward.

**Fiscal Impact:**

With the construction contract award, Council authorized a total construction cost for the project of \$1,378,143.22, which consists of the following components:

|                           |                 |
|---------------------------|-----------------|
| Construction Contract:    | \$ 1,178,143.22 |
| Construction Contingency: | \$ 150,000.00   |
| Construction Management:  | \$ 50,000.00    |
| Total:                    | \$ 1,378,143.22 |

With the contract modifications identified in the Analysis section, staff is requesting an increase in the construction contingency of \$210,000. This increase would bring the total construction contingency to \$360,000.

Staff recommends transferring \$210,000 from Unallocated TDA Funds to CIP Account No. 911242. There are approximately \$955,000 in Unallocated TDA Funds available.

**Alternatives:**

There is no reasonable alternative as the work has been completed and authorized per the contract documents.

**Recommendation:**

- A. Adopt a Resolution authorizing an increase in the construction contingency of \$210,000, with a finding that it is in the best interest of the City.
- B. Authorize a supplemental appropriation and direct the Finance Director to make a budget transfer in the amount of \$210,000 from Unallocated TDA Funds to CIP Account No. 1242 (Franklin Avenue Pedestrian Improvements).

**Attachments:**

- 1. Resolution – Authorizing an increase in the construction contingency

Prepared by:

*/s/ Kevin Bradford*

Kevin Bradford  
Deputy Public Works Director – Engineering

Submitted by:

*/s/ Dave Vaughn*

Dave Vaughn  
City Manager

Reviewed by:

Department Head

Finance

City Attorney

DL

SM

SLC by email

# ATTACHMENT 1

**RESOLUTION NO.**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF YUBA CITY  
AUTHORIZING AN INCREASE IN CONSTRUCTION CONTINGENCY FUNDING FOR  
THE FRANKLIN AVENUE IMPROVEMENTS PROJECT (18-01)**

WHEREAS, on April 7, 2020, the City of Yuba City (City) awarded a construction contract to Darren Taylor Construction, Inc., in the total amount of \$1,178,143.22 for the Franklin Avenue Improvements Project, with the finding that it is in the best interests of the City; and

WHEREAS, with the award of said construction contract the City authorized a construction contingency amount of \$150,000; and

WHEREAS, upon commencing construction activities it was discovered that several contract modifications were necessary to complete the project, including adjusting existing driveways to new sidewalk elevations, installing new heavy-duty driveways to better facilitate proposed development, storm drain modifications due to unforeseen utility conflicts, sanitary sewer modifications due to unforeseen utility conflicts, extensive digouts of existing utility trenches backfilled with sand, and removal/replacement of additional asphalt concrete due to unsuitable conditions over the existing concrete street; and

WHEREAS, the work has been completed and authorized in accordance with the contract documents.

NOW, THEREFORE, be it resolved by the City Council of the City of Yuba City as follows:

1. The City Council finds that all of the facts set forth in the recitals above are true and correct and incorporated herein.
2. The City Council hereby authorizes an increase in the construction contingency of \$210,000, with a finding that it is in the best interest of the City.
3. The City Council hereby authorizes a supplemental appropriation and directs the Finance Director to make a budget transfer in the amount of \$210,000.00 from Unallocated TDA Funds to CIP Account No. 1242 (Franklin Avenue Pedestrian Improvements).
4. This Resolution shall become effective immediately.

The foregoing resolution was duly and regularly introduced, passed, and adopted by the City Council of the City of Yuba City at a regular meeting thereof held on the 16<sup>th</sup> day of March, 2021.

AYES:

NOES:

ABSENT:

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Marc Boomgaarden, Mayor

ATTEST:

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Ciara Wakefield, Deputy City Clerk

APPROVED AS TO FORM  
COUNSEL FOR YUBA CITY:

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Shannon Chaffin, City Attorney  
Aleshire & Wynder, LLP