

January 13, 2009

AGENDA ITEM NO.
<u>COUNCIL MEETING</u>
APPROVED BY

DEPARTMENT DIRECTOR
CITY MANAGER

FROM: PATRICK N. WIEMILLER, Director 
Public Works Department

THROUGH: EFREN BAÑUELOS, Assistant Director 
Public Works Department, Capital Management Division

BY: JAMES SULLIVAN, Construction Manager
Public Works Department, Construction Management Division

SUBJECT: APPROVE A CONTRACT TIME EXTENSION TO MARK WILSON
CONSTRUCTION FOR THE FRESNO FIRE STATION NOS. 11 AND 13
RENOVATIONS/ADDITIONS (COUNCIL DISTRICT NOS. 4 AND 6)

KEY RESULT AREA

Customer Satisfaction, Employee Satisfaction, and Prudent Financial Management

RECOMMENDATIONS

That the City Council approve Contract Change Order No. 6 with Mark Wilson Construction, Inc. to provide a contract time extension of 81 working days and authorize the Public Works Director or his designate to sign the Change Order on behalf of the City.

EXECUTIVE SUMMARY

On March 4, 2008, Council awarded a construction contract in the amount of \$1,932,871.00 to Mark Wilson Construction for Fresno Fire Stations Nos. 11 & 13 Renovations/Additions. A Notice to Proceed was issued on April 14, 2008, with a computed completion date of October 1, 2008. To date, there have been five (5) Contract Change Orders approved for \$95,272.00, (4.9% of the original contract price), with no time extensions.

During the assessment as described in the Background below, potential structural deficiencies at Station No. 11 were noted by the Structural Engineer who had been retained to certify the seismic adequacy of this building. This Change Order will provide a time extension to allow the contractor to perform the additional investigative and retrofit work necessary to obtain the required certification.

Funding for this work is provided for in Contract Change Order No. 5. Such work to be performed at an estimated, not to exceed cost of \$35,000.00.

KEY OBJECTIVE BALANCE

This project best balances the three Key Objectives, Prudent Financial Management, Customer Satisfaction and Employee Satisfaction. This project will enable the City of Fresno Fire Department to increase the number of Engine Companies at each station without expending funds required for brand new stations. This demonstrates good Financial Management by the award to the lowest responsive and responsible bidder and in cost savings on capital buildings and the future maintenance. Customer Satisfaction is increased by improved service to the community. Employee Satisfaction will be derived by the modernized living and working areas at the stations. This Project is located in Council District Nos. 4 and 6.

BACKGROUND

Fire Stations Nos. 11 and 13 have been enlarged in order to accommodate more staff and equipment as well as to assure that appropriate building safety issues are addressed. These projects are being funded from proceeds of the Series 2008A Lease Revenue Bonds. To ensure sufficient collateral is available, each property had to be appraised for its value. Needed for each appraisal was seismic information attesting to each structure's earthquake integrity.

Fire Station No. 11 was the only Fire Department facility to be collateralized not having complete architectural or structural records indicating that needed changes were made when the station was remodeled in the early 1980's. Without these documents, destructive investigation of five critical walls, including the removal of existing drywall and ceiling surfaces in the buildings' older section is necessary to assess the underlying structural components and modify them as then found necessary to comply with these current standards.

Staff has reviewed the impact to this project and proposes an 81 working day contract time extension due to the above circumstances. Section 6-7 of the City Standard Specification allows extensions of contract time due to required "Extra Work".

The Council could deny an extension of contract time of 81 working days in which case the Contractor would exceed the contract time incurring liquidated damages of \$1,500.00 per calendar day.

FISCAL IMPACT

None for this Contract Change Order.