

RESOLUTION NO. 18-143

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS AUTHORIZING INCREASING THE DIRECTOR OF TRANSPORTATION'S CHANGE ORDER AUTHORITY TO A TOTAL OF \$45,000 FOR DEPARTMENT OF TRANSPORTATION CONTRACT NUMBER 170049 FOR CONSTRUCTION OF THE 2017 STORM DAMAGE REPAIRS ON BRANSCOMB ROAD, COUNTY ROAD 429, MILEPOST 17.21 (LAYTONVILLE AREA)

WHEREAS, the Mendocino County Department of Transportation (DOT) is desirous of performing storm damage permanent repairs utilizing contractor forces on Branscomb Road, County Road (CR) 429, milepost (MP) 17.21; and

WHEREAS, costs of construction of the 2017 Storm Damage Repairs on Branscomb Road, CR 429, MP 17.21, are anticipated to be paid for by the Federal Highway Administration (FHWA) and the Road Fund; and

WHEREAS, by Resolution Number (No.) 17-064, the Board of Supervisors authorized the Director of Transportation to sign the Notice to Bidders inviting bids for DOT Contract No. 170049 and to award the contract to the lowest responsive bidder; and

WHEREAS, DOT Contract No. 170049 was awarded to Bouthillier's Construction with a bid of \$360,730; and

WHEREAS, under Section 20395 of the California Public Contract Code, the Board of Supervisors may authorize the Director of Transportation to execute contract change orders subject to certain cost limitations; and

WHEREAS, by Resolution 07-008, the Board of Supervisors authorized the Director of Transportation to execute changes to any DOT contract that exceeds \$250,000 by up to \$25,000, plus 5% of the amount of the original contract costs in excess of \$250,000, and in no event shall any change or alteration exceed \$150,000; and

WHEREAS, pursuant to Resolution 07-008, the Director's original contract change order authority amount for DOT Contract No. 170049 was \$30,536.50; and

WHEREAS, contract change orders for this project to date have come to \$42,622; and

WHEREAS, initial project funding included a 10% contingency budget of \$36,730, with 88.53% of that amount reimbursed by the FHWA; and

WHEREAS, the additional change order amount above the contingency budget is anticipated to be reimbursed at 88.53%; and

WHEREAS, the Director of Transportation recommends the Board increase change order authority and budget to a total of \$45,000 to allow for completion of the 2017 Storm Damage Repairs project on Branscomb Road, CR 429, MP 17.21, with anticipated reimbursement of most costs.

NOW, THEREFORE, BE IT RESOLVED that the Mendocino County Board of Supervisors:

1. Authorizes the Director of Transportation to use up to \$8,270 from the Road Fund to front the costs of the extra work involved with DOT Contract No. 170049 for construction of the 2017 Storm Damage Repairs on Branscomb Road, CR 429, MP 17.21; and
2. Authorizes the Director of Transportation to award Contract Change Orders for DOT Contract No. 170049 with Bouthillier's Construction up to a total of \$45,000.

The foregoing Resolution introduced by Supervisor McCowen, seconded by Supervisor Croskey, and carried this 25th day of September, 2018, by the following vote:

AYES: Supervisors Brown, McCowen, Croskey, Gjerde, and Hamburg
NOES: None
ABSENT: None

WHEREUPON, the Chair declared said Resolution adopted and SO ORDERED.

ATTEST: CARMEL J. ANGELO
Clerk of the Board

DAN HAMBURG, Chair
Mendocino County Board of Supervisors

Deputy

I hereby certify that according to the provisions of Government Code Section 25103, delivery of this document has been made.

APPROVED AS TO FORM:
KATHARINE L. ELLIOTT
County Counsel

BY: CARMEL J. ANGELO
Clerk of the Board

Deputy