State of California
DEPARTMENT OF TRANSPORTATION

California State Transportation Agency

Memorandum

TAB 79

To: CHAIR AND COMMISSIONERS
CALIFORNIA TRANSPORTATION COMMISSION

CTC Meeting: October 21-22, 2015

PASSED BY CTC Reference No.: 2.8b.(3)
Action Item

OCT 2 2 2015
CALIFORNIA
TRANSPORTATION COMMISSION

From: NORMA ORTEGA
Chief Financial Officer

Prepared by: Bruce De Terra, Chief
Division of Transportation
Programming

Subject: **REQUEST TO EXTEND THE PERIOD OF CONTRACT AWARD FOR STATE ADMINISTERED PROJECTS ON THE STATE HIGHWAY SYSTEM, PER STIP GUIDELINES**
WAIVER 15-44

RECOMMENDATION

The California Department of Transportation (Department) recommends that the California Transportation Commission (Commission) approve time extensions for the period indicated for six State Highway Operation and Protection Program (SHOPP) projects and one STIP project described on the attachment.

ISSUE

On February 20, 2015, the Department allocated $284,000 for one SHOPP project using its delegated authority. On March 26, 2015, the Commission allocated $5,332,000 for three SHOPP projects and $8,470,000 for one STIP project. On April 7, 2015, the Department allocated $1,752,000 for one SHOPP project using its delegated authority. On May 28, 2015, the Commission allocated $5,200,000 for one SHOPP project. In accordance with Resolution G-06-08, the deadline to award contracts for project allocated in February 2015 is August 31, 2015, for projects allocated in March 2015 is September 30, 2015, for project allocated in April 2015 is October 31, 2015, and for project allocated in May 2015 is November 30, 2015. The Department will not be able to meet the deadlines for these projects and is requesting time extensions for the period of contract award. The attachment shows the details of each project and the delays that have resulted in the time extension request.

BACKGROUND

Current STIP Guidelines, Resolution G-13-07, stipulate that the agency implementing a project request a time extension if the project will not be awarded within six months of the allocation. The Commission may approve waivers to the timely use of funds deadline one time only for up to 20 months in accordance with Government Code Section 14529.8.

Attachment

2.8b.(3) Time Extension / Waiver - Contract Award
Waiver 15-44

Project Number	Dist-PPNO	EA	County-Route	Description	Fund Source	Allocated Amount (x $1,000)	Allocation Date	Request Months	Request until end of (month-yr)
1	06-6690	0R020	Ker-58	Add high friction surface treatment and install guardrail.	SHOPP	$ 284	02/20/15	12	Aug-2016
Reason for Delay: Project was advertised on April 27, 2015. Bids were opened on May 21, 2015. Two bids were received. Low bidder did not meet the Disadvantaged Business Enterprise goal requirements or show a good faith effort. The project could not be awarded to the second lowest bidder due to insufficient funds. This 12-month time extension will allow the Department sufficient time to re-design a portion of the project and re-advertise using existing funds.									
~~2~~	~~06-6606~~	~~0G900~~	~~Mad-41~~	~~Construct passing lanes.~~	~~STIP~~	~~$ 8,470~~	~~03/26/15~~	~~6~~	~~Mar-2016~~
Reason for Delay: ~~Project was advertised on May 26, 2015. Bids were opened on July 2, 2015. Four bids were received. Low bidder did not meet the Disadvantaged Business Enterprise goal requirements. If the low bid contractor is unable to show a good faith effort, then awarding the project to the second or third lowest bidder will require more time. This six-month time extension will allow the Department sufficient time to evaluate other bidders' qualifications and award the project.~~									
3	10-3100	0Y90U	SJ-99	Install ramp metering systems and rehabilitate pavement. **(Projects combined for construction.)**	SHOPP	$ 1,500	03/26/15	6	Mar-2016
4	10-3060					$ 3,500	03/26/15		
Reason for Delay: The combined project, 10-0Y90U, was advertised on June 15, 2015. Bids were opened on July 22, 2015. Four bids were received. All four were above the Engineer's Estimate. The lowest bidder was determined to be non-responsive. The Department recommends awarding the project to the second lowest bidder, which is 24.6 percent over the Engineer's Estimate. The Department is concurrently seeking a supplemental vote to award the project to the second lowest bidder. This six-month time extension will allow the Department sufficient time to award the project.									
5	10-0155	0P670	Tuo-108	Construct soil vapor extraction/air sparging remediation system.	SHOPP	$ 332	03/26/15	6	Mar-2016
Reason for Delay: Project was advertised on May 26, 2015. Bids were opened on June 16, 2015. The project received only one bid and the bidder was determined to be non-responsive. This six-month time extension will allow the Department sufficient time to re-package, re-advertise, and award the project.									
6	04-0076A	2A331	Ala-84	Construct minor safety improvement elements.	SHOPP	$ 1,752	04/07/15	9	Jul-2016
Reason for Delay: Bids for the project were opened June 10, 2015. The project received only one bid. Delay to award due to bidder qualifications. The Contract Evaluation Branch determined the low bidder did not meet the Disadvantaged Business Enterprise goal requirements and there are no other bidders. This nine-month time extension will allow the Department sufficient time to re-advertise and award this project.									
7	02-3426	2E800	Sis-5	Improve Truck Inspection facility.	SHOPP	$ 5,200	05/28/15	7	Jun-2016
Reason for Delay: Project was advertised on June 22, 2015. Bids were opened on July 22, 2015. Three bids were received with the lowest bid being more than 20 percent over the Engineer's Estimate. The decision was made to award to the apparent lowest responsible bidder contingent on a supplemental vote. However, all three bidders where found non-responsive. This seven-month time extension will allow the Department sufficient time to repackage the contract with some minor cost-saving changes and re-submit it for supplemental vote and advertisement.									