

Memorandum

To: CHAIR AND COMMISSIONERS
CALIFORNIA TRANSPORTATION COMMISSION

CTC Meeting: March 16-17, 2016

Reference No.: 2.5e.(9)
Action Item

From: NORMA ORTEGA
Chief Financial Officer

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

Subject: ALLOCATION FOR SUPPLEMENTAL FUNDS FOR PREVIOUSLY VOTED PROJECT
RESOLUTION FA-15-27

RECOMMENDATION

The California Department of Transportation (Department) recommends that the California Transportation Commission (Commission) allocate an additional \$1,400,000 in State Transportation Improvement Program (STIP) Regional Improvement Program (RIP) funds, and \$1,300,000 in State Highway Operation and Protection Program (SHOPP), for a total of \$2,700,000, for the Freeway Widening Project in Ventura County (EA 07-0607U).

ISSUE

Additional funds are needed for one previously approved project in order to close-out the construction contract.

RESOLUTION

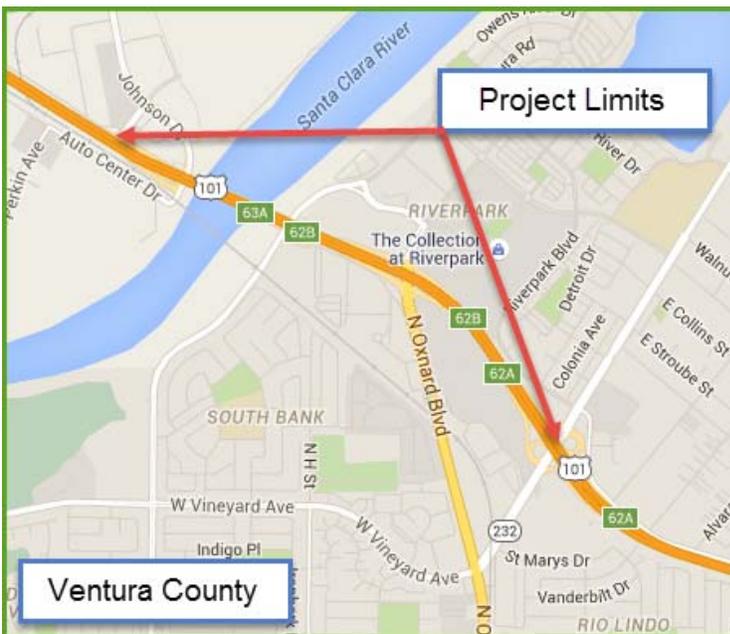
Resolved, that \$2,700,000 be allocated from the Budget Act of 2015, Budget Act Item 2660-0042-3093 and Budget Act of 2014, Budget Act Items 2660-302-0042 and 2660-302-0890, to provide funds to close-out the construction contract of the following project.

Dist-Co- <u>Route</u>	<u>Fund</u>	Original Allocated <u>Amount</u>	Total Award <u>Amount</u>	Current <u>Allocation</u>	Allocation <u>Adjustment</u>	Revised <u>Allocation</u>	% Increase Above Total <u>Award Amount</u>
07-Ven-101	STIP (RIP)	\$ 53,295,000		\$ 48,292,550	\$1,400,000	\$49,692,550	
	SHOPP	\$ 37,640,000		\$ 33,560,715	\$1,300,000	\$ 34,860,715	
	Total	\$90,935,000	\$83,710,000	\$81,853,265	\$2,700,000	\$84,553,265	3.2%

PROJECT DESCRIPTION

The project is located on Route 101 in Ventura County in the cities of Oxnard and Ventura, from Route 323 to Montalvo Spur Overhead. The project will widen the roadway and bridges along this route.

PROJECT LOCATION



FUNDING STATUS

In December 2001, the Commission allocated \$53,295,000 of STIP RIP funds and \$37,640,000 of State Highway Operation and Prevention Plan (SHOPP) funds for a total of \$86,855,000 for this project. The project was awarded for \$83,710,000. Additional funds in the amount of \$2,700,000 are needed in order to close-out the construction contract. The current allotment, including G-12 adjustment, is \$81,853,265.

REASONS FOR COST INCREASE

Additional funds are needed to pay for the final settlement reached between the Department and the contractor. The contractor initially filed a claim for \$20,000,000; however, after years of negotiations, the Department reached a final settlement with the contractor in the amount of \$7,200,000. The Department paid \$4,500,000 of the settlement amount to the contractor on December 1, 2015. The remaining \$2,700,000 will be paid upon approval of this supplemental request.

When the project was bid, the Special Provisions indicated that access to the work site was unrestricted for the majority of the project. Once the contractor mobilized, various permitting agencies restricted access to a very limited area. The various permitting agencies required the Department to fence off and control access to the riverbed, thereby reducing the contractor's efficiency.

The Department suspended the work in the active channel because access to the Santa Clara River Bridge was not possible through the road shown on the Contract Plans. According to the Department of Fish and Game, the active river bed stated in the permit is between levee to levee; however, the Department's interpretation of the active river bed was the 10-foot wide water passing through the river. This suspension precluded the contractor from working on the controlling operation in the active channel, which is not in line with the Contract Special Provisions documents. This interpretation reduced the Contractor's work access by more than 50 percent.

The contract Special Provisions allowed work during winter months but the work times were restricted by various agencies after work commenced. The work restrictions for summer work and winter work essentially limited the contractor to work approximately six months out of the first two years.

The above factors resulted in the Department granting an additional 249 working days to the contractor to complete the work. The delays also resulted in the cost escalation of materials such as steel, concrete, and fuel.

DETERMINATION

The Department has determined that this request for \$2,700,000 is needed in order to pay the contractor for the delays, labor and material escalation and close out the construction contract.

Attachment

2.5 Highway Financial Matters

Project #	Allocation Amount	Recipient RTPA/CTC County Dist-Co-Rte Postmile	Project Title Location Project Description Project Support Expenditures	PPNO Program Funding Year Item # Fund Type Program Codes Project ID Adv Phase EA	State Federal Current Amount by Fund Type	State Federal Additional Amount by Fund Type	State Federal Revised Amount by Fund Type
2.5e.(9)			Supplemental Funds for Previously Voted Projects			Resolution FA-15-27	
1	\$1,400,000	Department of Transportation VCTC Ventura 07-VEN-101 22/R23.7	Near Oxnard from Route 232 to Johnson Drive. Supplemental funds are needed to Close-out Contract. Total revised amount \$49,692,550 (Project is Combined with SHOPP EA 07-018640 PPNO 2194 under EA 07-0607U). <u>Outcome/Output:</u> Widen roadway, replace bridge, and modify interchanges.	07-1213M GF RIP/2001-02 301-0042 SHA 301-0890 FTF 20.20.075.413 RIP/2001-02 301-0042 SHA 301-0890 FTF 20.20.075.613 GF RIP/2003-04 301-0042 SHA 301-0890 FTF 20.20.075.400 RIP/2003-04 301-0042 SHA 301-0890 FTF 20.20.075.600 GF RIP/2004-05 301-0042 SHA 20.20.075.400 RIP/2004-05 301-0042 SHA 20.20.075.600 GF RIP/2005-06 301-0042 SHA 301-0890 FTF 20.20.075.400 RIP/2005-06 301-0042 SHA 301-0890 FTF 20.20.075.600 RIP/2015-16 301-0042 SHA 301-0890 FTF 20.20.075.600 070000020	\$2,477,587 \$21,627,426 \$137,000 \$1,063,000 \$116,000 \$897,000 \$14,987 \$14,647 \$101,400 \$777,000 \$85,150 \$656,000 \$28,000 \$1,372,000	\$2,477,587 \$21,627,426 \$137,000 \$1,063,000 \$116,000 \$897,000 \$14,987 \$14,647 \$101,400 \$777,000 \$85,150 \$656,000 \$28,000 \$1,372,000	

2.5 Highway Financial Matters

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2.5e.(9)			Supplemental Funds for Previously Voted Projects			Resolution FA-15-27	
2	\$1,300,000	Department of Transportation <u>VCTC</u> Ventura 07-VEN-101 R22/R23.7	Near Oxnard - Route 232 to Johnson Drive. <u>Outcome/Output:</u> Replace bridge (scour). Supplemental funds are needed to Close-out Contract. Total revised amount \$34,860,715 (Project is Combined with STIP EA 07-06073 PPNO 1213M under EA 07-0607U).	07-2194 SHOPP/2001-02 302-0042 SHA 302-0890 FTF 20.20.201.111 SHOPP/2003-04 302-0042 SHA 302-0890 FTF 20.20.201.111 SHOPP/2004-05 302-0890 SHA 20.20.201.111 SHOPP/2005-06 302-0042 SHA 302-0890 FTF 20.20.201.111 SHOPP/2014-15 302-0042 SHA 302-0890 FTF 20.20.201.111	\$3,165,938 \$27,724,062 \$8,265 \$129,450 \$996,000	\$26,000 \$1,274,000	\$3,165,938 \$27,724,062 \$8,265 \$129,450 \$996,000 \$26,000 \$1,274,000
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