

Honorable Mayor and Members
of the City Council
City Hall
Torrance, California

Members of the Council:

**SUBJECT: Public Works – Accept and appropriate developer funds to the Torrance Boulevard Rehabilitation, T43/44 and approve a change order for the provision of traffic improvements on Torrance Boulevard.
Expenditure: \$215,000.**

RECOMMENDATION

Recommendation of the Public Works Director that City Council:

1. Accept a check from Providence Health System-Southern California in the amount of \$215,000 for traffic improvements on Torrance Boulevard at the intersections of Henrietta Street and Anza Avenue and appropriate said funds to the Torrance Boulevard Rehabilitation, T-43/44.
2. Approve Change Order No. 3 to Public Works Agreement C2008-180 with Sully Miller Contracting Co. in the amount of \$215,000 to perform said traffic improvements on Torrance Boulevard.

Funding

Funding is available from the recommended appropriation.

BACKGROUND AND ANALYSIS

On September 9, 2008, Council awarded a Public Works Agreement (C2008-180) to Sully-Miller Contracting Co. for construction of the Torrance Boulevard Rehabilitation, T-43/44. Construction began in October and is ongoing. Improvements include pavement reconstruction and overlay and the replacement of displaced concrete curb, gutter and sidewalk.

During construction, Providence Health System-Southern California ("PHS-SC") obtained a Conditional Use Permit ("CUP") to develop the property at the northeast corner of Torrance Boulevard and Henrietta Street, the former Daily Breeze property. The CUP required the construction of a westbound right-turn lane on Torrance Boulevard at Henrietta Street. As with past Capital Improvement Project ("CIP") construction projects, the Public Works Department – Engineering Division has worked with property owners to include their required public-right-of-way improvements to be constructed as part of a CIP construction contract. Essentially, the property owner provides the funding and the City administers the design and construction. This policy is beneficial to both the property owner and the City because it allows for required improvements to be completed at a cost that is significantly lower than what a

property owner would pay, and it prevents excavation into the newly paved street after a CIP project is completed. This past practice is proposed for this project.

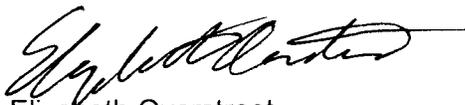
Staff worked with PHS-SC and Sully-Miller Contracting Co. to reach an agreed upon cost of \$114,492.63 for the improvements on Torrance Boulevard at Henrietta Street.

Staff from the Community Development Department worked with PHS-SC to also agree to design and pay for the installation of traffic signal and striping modifications at the intersection of Torrance Boulevard at Anza Avenue. Improvements include the installation of protected/permissive left-turn phasing on Torrance Boulevard and dual left-turn lanes on Anza Avenue. This upgrade will improve traffic circulation and reduce travel delays at the intersection of Torrance Boulevard and Anza Avenue. The improvements at the intersection of Torrance Boulevard and Anza Avenue have been designed, however, the cost has not yet been negotiated and finalized. In order to avoid construction delays, Public Works staff has asked PHS-SC to pay a deposit of approximately \$100,000 to the City now. If the total cost for this work is less than the deposit, the remainder will be refunded to PHS-SC. However, if the cost exceeds the deposit, PHS-SC will pay the additional amount. In any case, Public Works staff will not authorize the work until all funding is provided by PHS-SC.

Accordingly, PHS-SC has issued a check in the amount of \$215,000 payable to the City to complete the work at both intersections. In order to correctly account for and make the funds available for construction, the funds must first be accepted and then subsequently appropriated to the Torrance Boulevard Rehabilitation, T-43/44. The requested appropriation will increase the overall budget for the Torrance Boulevard Rehabilitation, T-43/44 by \$215,000 and be used to cover the recommended Change Order No. 3 to Public Works Agreement C2008-180 with Sully-Miller Contracting Co. The change order will increase the amount of the Public Works Agreement with Sully-Miller Contracting Co. from \$5,918,068.07 to \$6,133,068.07, an increase of \$215,000.

Respectfully submitted,

ROBERT J. BESTE
Public Works Director


By Elizabeth Overstreet
Engineering Manager

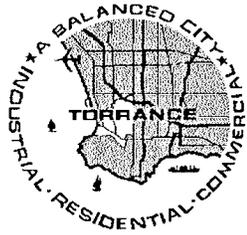
CONCUR:


Robert J. Beste
Public Works Director


LeRoy J. Jackson
City Manager

Attachment: A. Change Order No. 3 to Public Works Agreement C2008-180

City of Torrance, Public Works Department
CHANGE ORDER



FED. NO.:

PERMIT NO.: CON 08-00540	PLAN #: Torrance Boulevard Rehabilitation, CIP # T-43/44	CHANGE ORDER NO. 3
CONTRACTOR: Sully-Miller Contracting Co.		PROJECT ENGINEER: William Kamimura PHONE (310) 618-3078
CONTRACT NO.: C2008-180	FILE REFERENCE: T-43/44	INSPECTOR: Ron Katayama PHONE: (310) 901-9224
CONTRACT DESCRIPTION: Construction of CIP Project No. T-43/44 includes pavement reconstruction and overlay, and replacement of damaged or "uplifted" concrete curb, gutter and sidewalk as shown on City Of Torrance Plan No. ST-1016.		
YOU ARE HEREBY AUTHORIZED AND INSTRUCTED TO MAKE THE FOLLOWING CHANGE(S): Construct improvements on Torrance Boulevard at the intersections of Anza Avenue and Henrietta Street. All work shall be completed in accordance with the project specifications.		
METHOD OF PAYMENT (may be combination):		
<input type="checkbox"/> Contract Unit Prices	<input checked="" type="checkbox"/> Negotiated Prices	<input checked="" type="checkbox"/> Time & Materials (Estimated)*
\$ _____	\$ <u>\$114,492.63</u>	\$ <u>\$100,507.37</u>
CHANGE TO CONTRACT COST:		CHANGE TO CONTRACT TIME:
Original Contract Cost:	\$5,874,267.00	Original Working Days: 265
Previous Change Orders	\$ 43,801.07	Previous Work Days Changes: 3
Additions/Deletions to Bid Items per this C.O.:	\$ 0.00	Current C.O. Work Days Change: 0
To be billed per this C.O.:*	\$ 215,000.00	New Total Working Days: 268
New Contract Cost: *	<u>\$ 6,133,068.07</u>	
* Estimate Only <input type="checkbox"/>		
CITY OF TORRANCE: Engineering Manager: <u><i>[Signature]</i></u>		Date: <u>5/28/09</u>
APPROVED: City Engineer: <u><i>[Signature]</i></u>		Date: <u>5/28/09</u>
Public Works Director: _____		Date: _____
NOTE: This Change Order is effective as the date approved by the City Council. Notify the Engineering Manager immediately if there is any disagreement.		