



Office of the City Manager

CONSENT CALENDAR
June 13, 2017

To: Honorable Mayor and Members of the City Council
From: Dee Williams-Ridley, City Manager
Submitted by: Scott Ferris, Director, Parks Recreation & Waterfront
Subject: Contract No. 10339 Amendment: B Bros Construction for James Kenney Seismic Retrofit Project

RECOMMENDATION

Adopt a Resolution authorizing the City Manager to amend Contract No. 10339 with B Bros Construction for James Kenney Seismic Retrofit project, increasing the amount by \$140,000 for an amended total amount not to exceed \$2,429,600.

FISCAL IMPACTS OF RECOMMENDATION

Funding for this contract amendment is available in the FY 2017 budget in the Parks Tax Fund (450-5850-450.65-81-14CB04). No other funding is required, and no other projects will be delayed due to this expenditure.

Original contract not-to-exceed (NTE) amount	\$2,289,600
Parks Tax Fund (Fund 450-5850-450.65-81-14CB04)	\$140,000
Total construction cost	\$2,429,600

The Contract Management System number for this contract is CMS No. SCL5X.

CURRENT SITUATION AND ITS EFFECTS

The contract with B Bros Construction for the seismic upgrade project at James Kenney Community Center, was executed in August 2016 for a total amount not to exceed \$2,289,600. During construction, unforeseen existing conditions required that additional work be performed. The City is presently negotiating change orders with B Bros Construction, for which an increase in the NTE authorization is needed. Additionally, the City's parks maintenance staff has identified deferred maintenance repairs or replacements needed in parks facilities. This work was not included in the contract scope, but is necessary to maintain accessibility and safe conditions at the City's parks.

BACKGROUND

This seismic upgrade of the James Kenney Community Center includes exterior framing and sheathing; architectural siding; new windows and doors; related patch and repair

work, both interior and exterior, and fencing. Work also includes fire protection sprinklers throughout the building, relocation of side mounted exhaust fans to the roof, and necessary ADA upgrades. These park improvements are part of the City's ongoing program to repair, renovate, and improve safety and accessibility at aging Parks facilities.

The project was advertised for bids on May 5, 2016, and bids were opened on June 7, 2016 (Specification No 16-11052-C). The City received 8 bids, from a low of \$1,670,000 to a high of \$2,393,431. B Bros Construction was the lowest responsive and responsible bidder. References for B Bros Construction were satisfactory and the City executed contract number 10339 with B Bros Construction for this project.

ENVIRONMENTAL SUSTAINABILITY

The proposed improvements will help reduce energy consumption at the James Kenney Community Center, which is consistent with the Climate Action Plan.

RATIONALE FOR RECOMMENDATION

The City and B Bros Construction are negotiating a price within the City's budget for renovations and safety improvements. This increase to the contract is necessary to perform additional deferred maintenance repairs, safety enhancements, and to complete current change orders. The City does not have the in-house labor or equipment resources to complete these construction activities.

ALTERNATIVE ACTIONS CONSIDERED

None

CONTACT PERSON

Scott Ferris, Director, Parks Recreation & Waterfront, 981-6700
Taylor Lancelot, Assistant Civil Engineer, Department of Public Works, 981-6421

Attachments:

1: Resolution

RESOLUTION NO. ##,###-N.S.

CONTRACT NO. 10339 AMENDMENT: B BROS CONSTRUCTION FOR JAMES
KENNEY SEISMIC RETROFIT

WHEREAS, on July 19, 2016, by Resolution No. 67,627-N.S., the City Council authorized Contract No. 10339 with B Bros Construction in an amount not to exceed \$2,289,600 for the James Kenney Seismic Retrofit Project; and

WHEREAS, an increase of \$140,000 to the not-to-exceed contract amount is necessary to make deferred maintenance repairs and complete final change orders; and

WHEREAS, the City has neither the labor nor the equipment necessary to undertake this construction work; and

WHEREAS, funds are available in the FY 2017 budget in the Parks Tax Fund (450-5850-450.65-81-14CB04), and the contract amendment has been entered in the City's contract database as CMS No. SCL5X.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the City Manager is authorized to execute an amendment to contract no. 10339 with B Bros Construction for the James Kenney Seismic Retrofit project, increasing the contract amount by \$140,000, for a total amended amount not to exceed \$2,429,600.

