



# City of Fresno

2600 Fresno Street  
Fresno, CA 93721  
[www.fresno.gov](http://www.fresno.gov)

**Meeting Minutes - Final**  
**City of Fresno Capital Projects**  
**Oversight Board**  
**BOARDMEMBERS**  
**Chair Joe Garcia**  
**Vice Chair Michael Lopez**  
**Board Member Ann Kloose**  
**Board Member Sal Gonzales**  
**Board Member Brian Whelan**  
**Board Member Nathan Alonzo**  
**Board Member Bill Robinson**

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Monday, October 15, 2018

5:30 PM

City Hall Meeting Room A  
(2165)  
2600 Fresno Street, 2nd  
Floor

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**Regular Meeting**

The purpose of this meeting of the City of Fresno Capital Project Oversight Board is to meet and consider the following:

## 1. CALL TO ORDER

*The meeting was called to order at 5:41 p.m. and Roll Call was taken.  
Boardmember Robinson was in attendance during roll call, but could not participate in any voting until after he was administered the Oath of Office.*

**Present** 6 - Chair Joe Garcia, Board Member Ann Kloose, Board Member Sal Gonzales, Board Member Brian Whelan, Board Member Nathan Alonzo, and Board Member Bill Robinson

**Absent** 1 - Vice Chair Michael Lopez

## 2. APPROVAL OF THE AGENDA

On motion of Board Member Kloose, seconded by Board Member Alonzo, that the above be approved. The motion carried by the following vote:

**Aye:** 5 - Chair Garcia, Board Member Kloose, Board Member Gonzales, Board Member Whelan and Board Member Alonzo

**Absent:** 1 - Vice Chair Lopez

**Abstain:** 1 - Board Member Robinson

### 3. APPROVAL OF THE MINUTES

**On motion of Board Member Gonzales, seconded by Board Member Kloose, that the above be approved. The motion carried by the following vote:**

**Aye:** 4 - Chair Garcia, Board Member Kloose, Board Member Gonzales and Board Member Alonzo

**Absent:** 1 - Vice Chair Lopez

**Abstain:** 2 - Board Member Whelan and Board Member Robinson

[ID18-1212](#) Approval of the July 23, 2018 minutes

### 4. OATH OF OFFICE

[ID18-1227](#) Oath of Office to William (Bill) Robinson

*City Clerk Spence administered the Oath of Office to Boardmember Bill Robinson.*

### 5. WORKSHOPS - DPU Large Construction Contracts Update

[ID18-1218](#) DPU Large Construction Contracts Change Status Report

*This item was presented to the Oversight Board by Director Carbajal, Public Utilities Department. Director Carbajal explained that although this item is titled "Workshop" it is the Capital Improvement Program large construction contract change status reports. It is the history of change as it is processed across all the major projects.*

*Director Carbajal stated that at this point he could put the slides on the screens and go through the report or take questions directly from the Board. Chair Garcia asked if there were any changes or additions from the previous report. Director Carbajal discussed change order number 17 and stated that it has been prepared and signed off on by the contractor. The Department of Public Utilities was not able to get change order 17 on this agenda, but they will bring it back at a future date. Director Carbajal also stated that you can see the items that have moved from pending or supplemental change to*

*draft change order state. There is also ongoing work on RTM Segments B and C. There have been no change orders processed for RTM segments B and C.*

*Boardmember Kloose asked a question about the City traffic control plans which led to a discussion on traffic control plans and whether the traffic control plans are incorporated into the bid document.*

## 6. CHANGE ORDERS

[ID18-1221](#) Approve Southeast Surface Water Treatment Facility (SESWTF) Project, Change Order No. 16

*The item above was presented to the Oversight Board by Director Carbajal, Public Utilities Department. He stated that this change order will add 38 calendar days to the contract completion date. This change order is needed to account for concurrent delays by the City and the contractor. The contractor is still wrapping up but the plant is in the hands of the City. Staff recommends approval of this change order.*

*Change order number 17 will be brought to the board soon. We will then be working to close out this contract.*

*Boardmember Whelan asked if this change order was not approved, what would the cost be to the contractor. Director Carbajal responded that if the change order was not approved they would have to negotiate liquidated damages. He also acknowledged that both the City and the contractor contributed to the delays.*

*There was discussion regarding construction contingencies and pending claims. Boardmember Gonzales thanked staff for doing a great job on a project of this magnitude.*

**On motion of Board Member Gonzales, seconded by Board Member Robinson, that the above Action Item be approved. The motion carried by the following vote:**

[ID18-1220](#) Approve Kings River Pipeline (KRP) Project, Change Order No. 7

*Director Carbajal presented this item to the Oversight Board stating this is*

*one of their most challenging projects. The pipeline is installed and operational. We do have substantial claims filed by the contractor for changing conditions during construction. The City is ready to sit down and mediate, but the contractor is not ready.*

*Director Carbajal stated that they are at a point of closing out the supplemental items. He talked about a few of the items and stated this is why the change order is -253,472.36. After we mediate, after we settle, or even go to litigation, there would be a final change order to deal with that. Boardmember Kloose asked about item number 4 and Director Carbajal responded.*

*Chair Garcia asked about items one and two and if they were design errors. Director Carbajal responded.*

*Upon call, there were no public comments.*

## **7. UNSCHEDULED COMMUNICATION**

*Upon call, there were no unscheduled comments from the public.*

## **8. MEMBER COMMENTS**

*Upon call, there were no member comments.*

## **9. ADJOURN**

*The meeting was adjourned at 6:27 p.m.*

*The above minutes were approved at the December 3, 2018 meeting with a motion from Boardmember Gonzales and a second from Vice Chair Lopez. The motion passed on a vote of 7-0.*