



## Legislation Details (With Text)

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**Title:** Approve Contract Change Order No. 05 in the amount of \$155,555 to Avison Construction, Inc., for the Veterans Boulevard South Extension, Project ID PW00883 (Council District 2)

**Sponsors:** Public Works Department

**Indexes:**

**Code sections:**

**Attachments:** 1. 21-444 Contract Change Order No 05

Date	Ver.	Action By	Action	Result
4/8/2021	1	City Council	approved	Pass

## REPORT TO THE CITY COUNCIL

**April 8, 2021**

**FROM:** SCOTT L. MOZIER, PE, Director  
Public Works Department

**THROUGH:** WILLIAM C. HERR, Assistant Director  
Public Works Department, Construction Management and Facilities Divisions

**BY:** BRIAN KUJAWSKI, Senior Engineering Inspector  
Public Works Department, Construction Management Division

## SUBJECT

Approve Contract Change Order No. 05 in the amount of \$155,555 to Avison Construction, Inc., for the Veterans Boulevard South Extension, Project ID PW00883 (Council District 2)

## RECOMMENDATIONS

Staff recommends that City Council approve Contract Change Order No. 05 with Avison Construction, Inc., of Madera, California, for a total increase in contract amount of \$155,555 for the Veterans Boulevard South Extension Project.

## EXECUTIVE SUMMARY

Staff recommends City Council approval of Contract Change Order No. 05 for the Veterans Boulevard South Extension Project to meet Buy America requirements of the Surface Transportation

Assistance Act of 1982 (section 165) and the Intermodal Surface Transportation Efficiency Act of 1991 (ISTEA) sections 1041(a) and 1048(a) and the regulations adopted pursuant thereto on all steel and iron materials incorporated into the work. This Change Order will ensure that all manufacturing processes for steel and iron materials furnished for incorporation into the work occurred in the United States of America.

City Council approval of Contract Change Order No. 05 allows for payment to Avison Construction, Inc., to furnish American steel and iron materials in lieu of non-domestic materials for incorporation into the work. The project is funded by State Local Partnership Program grant, Local Measure "C", and Developer Fee funding.

## **BACKGROUND**

On August 27, 2020, a Contract was awarded in the amount of \$6,563,662 to Avison Construction, Inc., for the Veterans Boulevard South Extension project. The Notice to Proceed was issued with a starting date of November 23, 2020, and completion date of October 7, 2021. There have been four Contract Change Orders executed to date for a total amount of \$125,000 and a net change of 1.9% of the original contract price.

During the course of the work, it was determined that Buy America provisions are needed for implementation on this phase of the Veterans Boulevard Project. Buy America provisions are required for integration into this construction contract per Article 18 of U.S. Department of Transportation General Terms and Conditions Under the Fiscal Year 2019 BUILD Transportation Grants Program. Although this phase of the Veterans Boulevard Project is not allocated BUILD grant money, it is subject to the aforementioned Article since it is encompassed in the overall Veterans Boulevard NEPA footprint.

Contract Change Order No. 05 will provide payment to Avison Construction, Inc., to furnish domestic steel and iron materials in lieu of non-domestic materials for incorporation into the work which was not included in the original scope work.

Staff recommends that City Council approve Contract Change Order No. 05 on behalf of the City of Fresno.

## **ENVIRONMENTAL FINDINGS**

This is not a project for the purposes of CEQA pursuant to CEQA guidelines section 15378(b)(5), as it is an administrative action that will not result in direct or indirect changes to the environment.

## **LOCAL PREFERENCE**

Local Preference was not considered because this action does not include a bid or an award of a City construction contract.

## **FISCAL IMPACT**

This Contract Change Order has no impact to the General Fund and will be completely funded with contingency funds already included in the approved project budget. The project is funded by State Local Partnership Program grant, Local Measure "C", and Developer Fee funding.

Attachment:  
Contract Change Order No. 05