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**31**

**CONSTRUCTION COMMITTEE**

**July 19, 2007**

**PROJECT: CANOGA STATION/PARK-AND-RIDE PROJECT**

**CONTRACT: C0739, CANOGA STATION/PARK AND RIDE, SULLY-MILLER CONTRACTING COMPANY**

**ACTION: CONTRACT MODIFICATION NO. 12.00 IN THE CREDIT AMOUNT OF \$343,650**

**RECOMMENDATION**

Authorize the Chief Executive Officer to execute Contract Modification No. 12.00 to Contract No. C0739 Canoga Station/Park-and-Ride with Sully-Miller Contracting Company for decreased Contaminated and Hazardous Soil quantities in the credit amount of \$343,650, decreasing the Total Contract Price from \$12,703,241 to \$12,359,591.

Within Construction Committee authority:       Yes     No       N/A

**RATIONALE**

Contract No. C0739 is a fixed price, locally funded procurement, for the Canoga Station/Park-and-Ride. The scope of work consists of constructing approximately one-third mile extension of the Orange Line busway, bicycle/pedestrian path and landscaping; a new full-featured station; and the development of new surface park and ride facilities.

On January 30, 2006, Contract No. C0739, Canoga Station/Park-and-Ride, was awarded to Sully-Miller Contracting Company in the amount of \$13,732,500. The Notice to Proceed was issued on February 21, 2006, with a completion date of November 8, 2006.

The Canoga Station was opened to the public in December 2006. Metro staff is proceeding with closing out Contract C0739. Incorporated within the Schedule of Quantities and Prices are bid items for Contaminated and Hazardous Soil Removal. Only 30% of the estimated quantity for Contaminated Soil Removal was required and none of the estimated quantity for Hazardous Soil Removal was required. This Contract Modification reduces the value down to actual quantities used.

## IMPACTS TO OTHER CONTRACTS

For the credit amount identified within this Board action, only this contract, Contract No. C0739, is impacted.

## FINANCIAL IMPACT

|                                   |                     |
|-----------------------------------|---------------------|
| Original Contract Award           | \$13,732,500        |
| Current Cumulative Contract Value | <u>\$12,703,241</u> |
| This action                       | (\$ 343,650)        |
| New Cumulative Contract Value     | \$12,359,591        |

The funds for this contract action are available within the FY08 Capital Budget of \$1,929,000 and within budget Cost Center No. 8510 for Project 800117 Canoga Station/Park-and-Ride Project. The life of project budget for Project 800117 adopted by the Board in March 2005 is \$26,000,000. This recommendation is within the current life of project budget. Since this is a multi-year project, the project manager will be responsible for budgeting the project costs in future years consistent with the Board adopted total project budget. Funding sources for Project 800117 are Proposition C 10% Bonds/Cash and City of Los Angeles.

## COST RECOVERY

Potential for Cost Recovery:  Yes  No  N/A

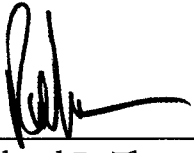
## ALTERNATIVES CONSIDERED

The Board may reject this recommendation. However, staff is not recommending this action, as this is a credit amount and not implementing this action will delay close out of this Contract.

## ATTACHMENTS

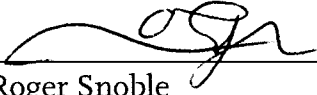
- A. Procurement Summary
- A-1. Procurement History
- A-2. List of Subcontractors

Prepared By: William R. Brown, Project Control Manager  
Roger F. Dames, Deputy Executive Officer, Project Manager



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Richard D. Thorpe  
Chief Capital Management Officer  
Construction Project Management



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Roger Snoble  
Chief Executive Officer

**BOARD REPORT ATTACHMENT A  
PROCUREMENT SUMMARY**

|    |   |   |   |
|----|---|---|---|
| 1. | Contract Number: C0739  |   |   |
| 2. | Recommended Vendors: SULLY-MILLER                                 |   |   |
| 3. | Cost/Price Analysis Information: N/A                              |   |   |
|    | A. Bid/Proposed Price:<br>N/A                                     | Recommended Negotiated Price:<br>N/A  |   |
|    | B. Details of Significant Variances: N/A                          |   |   |
| 4. | Contract Type: <b>FIXED PRICE</b>                                 |   |   |
| 5. | Procurement Dates:  |   |   |
|    | A. Issued: N/A  |   |   |
|    | B. Advertised: N/A  |   |   |
|    | C. Pre-proposal Conference: N/A                                   |   |   |
|    | D. Proposals Due: N/A   |   |   |
|    | E. Pre-Qualification Completed: N/A                               |   |   |
|    | F. Conflict of Interest Form Submitted to Ethics: <b>04/26/06</b> |   |   |
| 6. | Small Business Participation:                                     |   |   |
|    | A. Bid Goal: <b>20%MBE</b>  | Date Small Business Evaluation Completed:<br><b>Prime's commitment is a voluntary Anticipated Level of Participation (VALP)</b> |   |
|    | B. Small Business Commitment: <b>4.09% MBE</b>                    |   |   |
| 7. | Invitation for Bid/Request for Proposal Data:                     |   |   |
|    | Notifications Sent:<br>N/A  | Bids/Proposals Picked up:<br>N/A  | Bids/Proposals Received:<br>N/A         |
| 8. | Evaluation Information:   |   |   |
|    | A. Bidders/Proposers Names:<br>N/A                                | <u>Bid/Proposal Amount:</u><br>N/A  | <u>Best and Final Offer Amount:</u> N/A |
|    | B. Evaluation Methodology: N/A                                    |   |   |
| 9. | Protest Information: N/A  |   |   |
|    | A. Protest Period End Date: N/A                                   |   |   |
|    | B. Protest Receipt Date: N/A                                      |   |   |
|    | C. Disposition of Protest Date: N/A                               |   |   |
|    | Contract Administrator:<br><b>Valerie Dean</b>                    | Telephone Number:<br><b>922-1032</b>  |   |
|    | Project Manager:<br><b>Hitesh Patel</b>                           | Telephone Number:<br><b>922-7212</b>  |   |

## BOARD REPORT ATTACHMENT A-1

### PROCUREMENT HISTORY

#### BACKGROUND ON CONTRACTOR(S)

Sully-Miller Contracting Company was founded in 1923 and is recognized as a successful paving contractor in Southern California. Sully-Miller completes an average of \$100 million in projects of varying size each year. Sully-Miller is a fully integrated company, producing their own asphalt material, with crews specializing in asphalt lay-down, concrete site work and underground utility installation. By keeping this work-in house, Sully-Miller is better able to control the project and deliver an on time, quality job.

The corporate management team has extensive background in all aspects of the industry. Sully-Miller has a pool of skilled labor to draw from, enabling them to respond to the demand of numerous concurrent projects. Their equipment division maintains a large fleet of company-owned equipment, which provides the ability to support construction projects as needed.

#### PROCUREMENT BACKGROUND

Contract No. C0739 is a fixed price, locally funded procurement, for the Canoga Station/Park-and-Ride. The scope of work consists of construction of approximately one-third mile extension of the busway, bicycle/pedestrian path and landscaping; a new full-featured station; and the development of new surface park and ride facilities.

On January 30, 2006, Contract No. C0739, Canoga Station/Park-and-Ride, was awarded to Sully-Miller Contracting Company in the amount of \$13,732,500.

On February 21, 2006, the Notice to Proceed was issued with a completion of November 8, 2006.

On June 22, 2006 the Metro Board of Directors approved Contract Modification 1 for the Credit amount of \$1,190,000.00 for the deletion of Parking Lot B decreasing the award value from \$13,732,500 to \$12,542,500. Since that time, additional Contract Modifications, within staff authority, have been executed bringing the contract value as of June 1, 2007, to \$12,703,241.

## BOARD REPORT ATTACHMENT A-2

### LIST OF CONTRACTORS/SUBCONTRACTORS

#### SMALL BUSINESS PARTICIPATION

The Diversity and Economic Opportunity (DEOD) established a Voluntary Anticipated Levels of Participation (VALP) goal of 20% Minority Business Enterprise (DBE) and a 7% Woman Business Enterprise goal for this contract. Achievement of the project goal is strictly voluntary. The Prime Contractor, Sully-Miller Contracting Company committed to 4.09% MBE participation, but has not voluntarily submitted reporting information.

| <b>Subcontractor</b> | <b>Commitment</b> | <b>Current Attainment<sup>1</sup></b> | <b>Current Participation<sup>2</sup></b> | <b>Current Status</b> |
|----------------------|-------------------|---------------------------------------|--|-----------------------|
| Ace Fence            | 4.09%             | Not<br>Voluntarily<br>Reported        | Not<br>Voluntarily<br>Reported           | N/A                   |
| Covarrubias Brothers |                   |                                       |  |                       |
| Sudhakar Company     |                   |                                       |  |                       |
| <b>TOTAL</b>         | <b>4.09%</b>      |                                       |  |                       |

<sup>1</sup>Current Attainment = Total Actual Amount Paid-to-Date to Subs ÷ Total Relevant Contract Amount

<sup>2</sup>Current Participation = Total Actual Amount Paid-to-Date to Subs ÷ Total Actual Amount Paid-to-Date to Prime