

AGENDA STAFF REPORT

MEETING NAME: REGULAR BOARD MEETINGS

MEETING DATE(S): APRIL 17 & 21, 2025

FROM: ERIC WECK P.E., ENGINEERING MANAGER

FOR: ACTION X DIRECTION _____ INFORMATION _____



CONTRACT AMENDMENT WITH DOWNING CONSTRUCTION, INC. AND BUDGET AUGMENTATION FOR THE CONSTRUCTION OF THE REGIONAL SEWER CONVEYANCE LINE

STAFF RECOMMENDATION

Authorize the General Manager to execute a Contract Amendment with Downing Construction, Inc. for additional costs due to unforeseen tasks and field issues during construction of the Regional Sewer Conveyance Line for a not to exceed amount of \$234,187.59 and augment the project budget by \$138,932.59.

SUMMARY

On November 17, 2022, the Board of Directors awarded a contract for the construction of the Regional Sewer Conveyance Line (RSCL) to Downing Construction, Inc. (Downing Construction), in the total amount of \$6,508,281.00, and has since been increased to \$7,006,953.85. Due to extra construction costs and unforeseen circumstances, an extra \$138,932.27 is needed to complete the electrical work and replenish the construction contingency to \$45,500, equating to approximately 10% of the remaining construction work for Downing Construction, Inc.

ANALYSIS

Downing Construction was affected by issues that impacted their ability to complete the project per the original schedule. There were several significant unforeseen events, including Southern California Edison delays, burrowing owl monitoring, mitigation, and Tropical Storm Hillary impacts that contributed to the overall project cost. The requested Contract Change Order of \$234,187.59 is to complete the electrical components of the Diversion Structure at the Horton Wastewater Treatment Plant. However, this change order amount exceeds the project's remaining contingency.

FISCAL IMPACT & STRATEGIC PLAN IMPLEMENTATION

The increase in project budget costs of \$138,932.27 for Downing Construction is required to bring the project to completion. This action is consistent with Strategic Smart Plan Goal 4.3 Maintain and renew assets while facilitating strategic Capital Improvements.

| FINANCIAL DATA | | |
|---|---|--|
| Cost Associated with this action: | \$138,932.27 | |
| Current FY cost: | \$138,932.27 | |
| Future FY cost: | 0 | |
| Is it covered in current year budget: | YES <input type="checkbox"/> | NO <input checked="" type="checkbox"/> |
| Budget adjustment needed: | YES <input checked="" type="checkbox"/> | NO <input type="checkbox"/> |
| If yes, year needed: | FY24/25 | |
| All previous contracts including dates, amounts and board approvals are attached or have been made available. | | |
| FUNDING SOURCES | | |
| Source of funds: | 301-Wastewater | |
| BID/Job# | 11426 | |
| Current BID/Job balance | \$694,763.43 | |
| Balance remaining if approved: | \$833,695.70 | |

ATTACHMENTS

Contract Change Order No. 13

Contract between MSWD and Downing Construction 11/17/22