

TO: City Council
FROM: Ryan Blaser, Engineer III
DATE: September 1, 2026
SUBJECT: Percival Creek Fish Passage Barrier Removal Project – Request for Increase to Change Order Authority

1) Recommended Action:

Approve and authorize the increase to the Transportation and Engineering Director's change order authority under Tumwater Municipal Code 2.14.060 from 10 percent to 20 percent for the Percival Creek Fish Passage Barrier Removal project.

This was recommended for approval on the consent calendar at the August 20, 2026 Public Works Committee meeting.

2) Background:

This project is for the removal and replacement of a fish barrier culvert conveying Percival Creek under Sapp Road. The replacement culvert will be a 60 feet long by 19 feet wide by 8.5 feet high box culvert. Other improvements include improved instream large wood and streambed material, roadway reconstruction, and additional multimodal facilities for the Percival Creek crossing. These improvements will restore access to approximately 7,300 feet of mainstream habitat, 9,052 square feet of spawning habitat, and 882,750 square feet of rearing habitat in cool water for Chinook, chum, coho, steelhead, sea-run cutthroat, and resident trout.

The City Council awarded the construction contract to Active Construction Inc. in the amount of \$1,930,930.00. The project is currently under construction and is anticipated to be completed by Fall 2026.

Per Tumwater Municipal Code (TMC) 2.14.060, Change orders or contract amendments, *"In addition to, and without limiting, the authority granted elsewhere in this chapter, a department director is authorized to approve and sign contract change orders or contract amendments, provided the total change order or contract amendment does not exceed the original contract amount by more than ten percent and sufficient funds are available within the existing budget."*

The awarded contract of \$1,930,930 was less than the \$2,257,550 in grant funding the City secured for construction. To allow the possibility of utilizing all available grant funds, staff are proactively requesting City Council approval to increase change order authority. A 20 percent increase in the contract will result in a total authority of \$2,317,116.

3) Policy Support:

Strategic Priorities and Goals 2025 – 2026:

Be a Leader in Environmental Health and Sustainability – Improve overall habitat and water quality by assessing fish passages, removing obstructions, converting urban-density septic systems, and collaborating with area Tribes.

4) Alternatives:

- ☐ Reject the request for additional funds.

5) Fiscal Notes:

Tumwater has secured \$2,100,000 from WSDOT's PROTECT funding program and \$257,550 as an RCO grant. These grants are non-matching grants; however additional funds to complete the project will be City of Tumwater Storm Drain Funds.

6) Attachments:

- A. Vicinity Map