RESOLUTION - ACTION REQUESTED 2017-430

MEETING: June 27, 2017

TO: The Board of Supervisors

FROM: Mike Healy, Public Works Director

RE: Approve Second Amendment with Willdan Eng for Triangle Rd Task Order 16-04

RECOMMENDATION AND JUSTIFICATION:
Approve Second Amendment to Task Order 16-04 Under the On-Call Engineering Services Agreement with Willdan for Labor Compliance Management Services for the Triangle Road Construction Project in the Not-To-Exceed Amount of $33,739, Bringing the Total Task Order for Construction Services to $125,328; and Authorize the Board of Supervisors Chair to Sign the Amendment.

The County experienced a need for additional construction inspection services in part due to contractor work scheduling and performance concerns that resulted in additional hours expended that originally envisioned to complete this project. This project also required additional professional materials testing services and Federal Labor Compliance efforts to insure contractor compliance with project specifications which is a large portion of this final change order proposal.

Labor compliance management services are a specialized skill set which the County does not currently have. These services are eligible for project funding and there is sufficient funding to support this expense.

Even with this and the previous contract amendment this price is still roughly $17,000 less than the next lowest proposal received for these professional services.

BACKGROUND AND HISTORY OF BOARD ACTIONS:
On August 2, 2016 Resolution 2016-414 the Board approved a First Amendment for Labor Compliance Management Services.
On May 26, 2016 Task Order 16-04 was created for consulting services.
On April 26, 2016 Resolution 16-200 the Board approved a three year agreement with Willdan Engineering for Construction Inspection/Project Management and Specific Engineering Services as Detailed in the Scope of Work for Various Public Works Projects.

ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:
Do not approve, outstanding invoices will remain unpaid.
FINANCIAL IMPACT:
Sufficient funding for this action is included in the project budget.

ATTACHMENTS:
Willdan Eng. 2nd amd Task Order 16-04 Triangle Rd. (DOC)
Willdan 1st amd TO 16-04 (PDF)
Task Order #16-04 Willdan Triangle Rd (PDF)
On Call Engineering Agreement Willdan (PDF)

CAO RECOMMENDATION
Requested Action Recommended

Dallin Kimble
Dallin Kimble, County Administrative Officer 6/20/2017

RESULT: ADOPTED BY CONSENT VOTE [UNANIMOUS]
MOVER: Rosemarie Smallcombe, District I Supervisor
SECONDER: Merlin Jones, District II Supervisor
AYES: Smallcombe, Jones, Long, Cann, Menetrey
SECOND AMENDMENT TO AGREEMENT TO TASK ORDER 16-04

THIS SECOND AMENDMENT TO AGREEMENT TO TASK ORDER 16-04 is made and entered into this 27th day of June, 2017, by and between the County of Mariposa, a political subdivision of the State of California, hereinafter referred to as “County”, and Willdan Engineering, hereinafter referred to as “Contractor”.

WHEREAS, County and Contractor have heretofore entered into a Contract dated April 26, 2016, wherein Contractor agreed to perform construction inspection/project management and project specific on-call engineering services as described on Exhibit “A” attached thereto (the “Master Agreement”); and

WHEREAS, County and Contractor entered into Task Order 16-04 dated May 26, 2016 wherein the Contractor agreed to provide a licensed civil engineer to perform construction management, material testing, and construction inspection services for the Triangle Road Rehabilitation Project; and

WHEREAS, County and Contractor entered into the First Amendment dated August 2, 2016 to provide Labor Compliance Management Services and increase compensation by Thirteen Thousand Seven Hundred Fifty Five Dollars ($13,755) for a total amount of Ninety One Thousand Five Hundred Eighty Nine Dollars (91,589).

WHEREAS, County and Contractor desire to amend said Task Order to increase the compensation to be provided to Contractor for material testing, labor compliance, inspection and construction management services in the amount of Thirty Three Thousand Seven Hundred Thirty Nine Dollars ($33,739) for a total amount of One Hundred Twenty Five Thousand Three Hundred Twenty Eight Dollars ($125,328).
NOW, THEREFORE, the parties hereto in consideration of the mutual covenants herein recited, hereby agree as follows:

1. Paragraph 4.01, “COMPENSATION”, is hereby amended to provide that an additional Thirty Three Thousand Seven Hundred Thirty Nine Dollars ($33,739) will be added to the amended Task Order making the total compensation paid to Contractor in the not to exceed amount of One Hundred Twenty Five Thousand Three Hundred Twenty Eight Dollars ($125,328).

2. Except as herein amended, the agreement dated April 26, 2016 together with Task Order 16-04 dated May 26, 2016, and the First Amendment dated August 2, 2016 shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have caused this Amendment to be executed on the date first above written.

COUNTY OF MARIPOSA:  

[Signature]
Marshall Long, Chairman  
Mariposa County Board of Supervisors

CONTRACTOR:  

[Signature]  
Willdan Engineering

ATTEST:  

[Signature]
RENE LAROCHE  
Clerk of the Board

APPROVED AS TO FORM:  

[Signature]  
STEVEN W. DAHLEM  
County Counsel

LAST UPDATED 1/9/17