# MEMORANDUM

## To: CHAIR AND COMMISSIONERS CALIFORNIA TRANSPORTATION COMMISSION

**CTC Meeting**: March 22-23, 2023

From: STEVEN KECK, Chief Financial Officer

Reference Number: 2.8b.(1), Action Item

**Prepared By**: James R. Anderson, Chief Division of Financial Programming

## Subject: REQUEST TO EXTEND THE PERIOD OF CONTRACT AWARD FOR SHOPP PROJECTS, ON THE STATE HIGHWAY SYSTEM, PER SHOPP GUIDELINES WAIVER 23-13

## ISSUE:

Should the California Transportation Commission (Commission) approve time extensions for contract award for 21 State Highway Operation and Protection Program (SHOPP) projects, for the time periods indicated, as described in the attachment?

## **RECOMMENDATION:**

The California Department of Transportation (Department) recommends that the Commission approve time extensions for contract award for 21 SHOPP projects, for the time periods indicated, as described in the attachment.

## BACKGROUND:

In August 2022, the Commission allocated \$644,729,000 in Construction Capital for 21 SHOPP projects. In accordance with the SHOPP Guidelines (Guidelines), the deadline to award contracts for projects allocated in August 2022 is February 28, 2022. The Department is requesting time extensions for the period of contract award. The attachment shows the details of each project and the delays that have resulted in these time extension requests.

Current SHOPP Guidelines stipulate that the agency implementing a project request a time extension if the project will not be awarded within one Commission meeting after expiration. Expiration of construction funds occurs six months after a project receives its construction allocation. The Commission may approve waivers to the timely use of funds deadline one-time only for up to 20 months.

Attachment

*"Provide a safe and reliable transportation network that serves all people and respects the environment."* 

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#### Time Extension/Waiver – Contract Award for State Highway Operation and Protection Program

Project Number: 1 County: Contra Costa District: 04 PPNO: 0481U EA: 0J480 Route: 4 Allocation Amount: \$14,305,000 Phase: Construction Allocation Date: 08/18/2022 Allocation Resolution Number: FP-22-10 Number of Months Requested: 9 months Extended Deadline: 11/30/2023 Department Recommendation: Support

## **SHOPP Collision Reduction project**

The Department requests a 9-month time extension to the period of contract award for the Construction (CON) phase of the SHOPP Collision Reduction project in Contra Costa County, as the Department experienced delays in awarding the project.

This project is located near the Cities of Hercules, Martinez, and Concord, at various locations from Interstate 80 (I-80) to 0.3 miles east of Bailey Road, and proposes to upgrade the guardrail to the current standards. The project has an award deadline of February 28, 2023.

The project was advertised on November 14, 2022, and the bid opening was scheduled for January 24, 2023. The project received four bids, all above the Engineer's Estimate (EE). The lowest bid came in 17 percent above the EE. Additional time is needed to analyze the bids and request supplemental funds to award the project, if needed, at the May 2023 Commission meeting or re-advertising the project. The Department anticipates that the re-advertising process will take significant time, given the need to revise the contract Plans, Specifications, and Estimates (PS&E) package. Consequently, a project development expenditure time extension is being concurrently requested at the March 2023 Commission meeting.

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Project Number: 2 County: Sonoma District: 04 PPNO: 1493M EA: 0K520 Route: 12 Allocation Amount: \$27,681,000 Phase: Construction Allocation Date: 08/18/2022 Allocation Resolution Number: FP-22-10 Number of Months Requested: 6 months Extended Deadline: 08/31/2023 Department Recommendation: Support

## **SHOPP Pavement Rehabilitation project**

The Department requests a 6-month time extension to the period of contract award for the CON phase of the SHOPP Pavement Rehabilitation project, in Sonoma County, as the Department experienced delays in awarding the project.

This project is located on SR 12, in the City of Santa Rosa, from Llano Road to Farmers Lane, and proposes to rehabilitate pavement and upgrade guardrails and curb ramps to current standards. The project has an award deadline of February 28, 2023.

The project reached the ready to list milestone on June 2022, and the project was fully programmed and allocated funds concurrently at the August 2022 Commission meeting. However, The authorization of this project's Federal funds was delayed by two months, in turn delaying its advertisement.

The Department advertised the project on November 14, 2022, and held bid opening on January 25, 2023. Additional time is needed to address potential bid protests that this project may encounter after bid opening and to provide schedule contingency to address the risk of higher bids and the potential need to request supplemental funds to award this project should the need arise.

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Project Number: 3 County: Contra Costa District: 04 PPNO: 1487E EA: 3J070 Route: 80 Allocation Amount: \$68,269,000 Phase: Construction Allocation Date: 08/18/2022 Allocation Resolution Number: FP-22-10 Number of Months Requested: 6 months Extended Deadline: 08/31/2023 Department Recommendation: Support

## SHOPP Roadway Preservation project

The Department requests a 6-month time extension to the period of contract award for the CON phase of the SHOPP Roadway Preservation project in Contra Costa County, as the Department experienced delays in awarding the project.

This project is located on I-80, in the Cities of Hercules, Rodeo, and Crocket, from SR 4 to the Carquinez Bridge. The project intends to rehabilitate the roadway by replacing the pavement with plain jointed concrete pavement and asphalt concrete. The project has an award deadline of February 28, 2023.

The Department advertised the project on November 14, 2022. However, the project received 70 bidder inquiries pertaining to structural sections, panel lengths, quantity verification, specifications modifications, and the addition of erosion control items, which the Department addressed by issuing multiple addendums, and the bid opening was delayed. As a result, the Department held bid opening on February 7, 2023, and the target award was also delayed to March 31, 2023.

Therefore, the Department is requesting a 6-month time extension to address any bid protests and award a contract from February 28, 2023 to August 31, 2023.

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Project Number: 4 County: Santa Clara District: 04 PPNO: 1492C EA: 4J910 Route: 87 Allocation Amount: \$55,503,000 Phase: Construction Allocation Date: 08/18/2022 Allocation Resolution Number: FP-22-10 Number of Months Requested: 6 months Extended Deadline: 08/31/2023 Department Recommendation: Support

## SHOPP Pavement Rehabilitation project

The Department requests a 6-month time extension to the period of contract award for the CON phase of the SHOPP Pavement Rehabilitation project in Santa Clara, as the Department experienced delays awarding the project.

This project is located on SR 87, in the City of San Jose, from SR 85 to West Julian Street. The project intends to rehabilitate pavement by grinding and replacing roadway, upgrade concrete barrier, replace damaged slabs with rapid set concrete, upgrade existing electrical systems, repair areas of settlement by injecting polyurethane, upgrade guardrails and drainage, install shoulder rumble strips, and upgrade traffic signs. The project has an award deadline of February 28, 2023.

The Department advertised the project on November 14, 2022. However, the project received several bidder inquiries about revising the project plans and the notice to bidders and special provisions, and the bid book, which the Department addressed by issuing multiple addendums. As a result, the bid opening was delayed until February 28, 2023. The Department is requesting additional time to account for any unforeseen issues during bid opening and award.

Therefore, the Department is requesting a 6-month time extension to address any bid protests and award a contract from February 28, 2023 to August 31, 2023.

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Project Number: 5 County: Santa Barbara District: 05 PPNO: 2649 EA: 1H430 Route: 101 Allocation Amount: \$20,876,000 Phase: Construction Allocation Date: 08/18/2022 Allocation Resolution Number: FP-22-10 Number of Months Requested: 20 months Extended Deadline: 10/31/2024 Department Recommendation: Support

## SHOPP Bridge Preservation project

The Department requests a 20-month time extension to the period of contract award for the CON phase of the SHOPP Bridge Preservation project in Santa Barbara County, as the Department experienced delays in awarding the project.

This project is located on United States Highway (US) 101, in the City of Goleta, from SR 217 to 0.3 miles north of San Jose Creek Bridge (No. 51-0163). This project proposes to replace two bridges. The project has an award deadline of February 28, 2023.

The Department advertised the project on September 19, 2022, and held bid opening on November 17, 2022. The project received three bids. The two lowest bidders were determined to be non-responsive. However, the third bid came in 20 percent higher than the EE. The Department is currently evaluating its options to either request supplemental funds to award the project to the third lower bidder or to re-package the contract and re-advertise.

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Project Number: 6 County: Los Angeles District: 07 PPNO: 4979 EA: 32030 Route: 605 Allocation Amount: \$44,911,000 Phase: Construction Allocation Date: 08/18/2022 Allocation Resolution Number: FP-22-10 Number of Months Requested: 6 months Extended Deadline: 08/31/2023 Department Recommendation: Support

## SHOPP Roadway Preservation project

The Department requests a 6-month time extension to the period of contract award for the CON phase of the SHOPP Roadway Preservation project, as the Department experienced delays in awarding the project.

This project is located on I-605, in various Cities, from Orange County line to 0.1 mile north of Telegraph Road; also on SR 91 from 0.2 mile west of I-605 to I-605. The project intends to rehabilitate pavement by replacing of full structural section and damaged slab, cold plane, and pavement overlay. The project has an award deadline of February 28, 2023.

This project is combined with two other SHOPP projects (EA 07-32150 and EA 07-33890) under EA 07-3203U. The Department advertised this project on November 14, 2022, and received multiple bidder inquiries that led the Department to discover a Los Angeles County Metropolitan Transportation Authority project (EA 07-34130) with a similar scope of work on one of the ramps of I-605. To avoid conflict, this scope of work needed to be removed from the Department's project (EA 07-3203U). An addendum will be issued to all bidders to address this change by early March 2023, and bid opening will be held at the end of March 2023. As a result, bidders will have more time to review and revise their bid prices. Considering the uncertainties of the bidder's inquiries, bidder analysis, and approval after bid opening, the Department is requesting additional time.

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Project Number: 7 County: Los Angeles District: 07 PPNO: 4979 EA: 32150 Route: 605 Allocation Amount: \$12,059,000 Phase: Construction Allocation Date: 08/18/2022 Allocation Resolution Number: FP-22-10 Number of Months Requested: 6 months Extended Deadline: 08/31/2023 Department Recommendation: Support

## **SHOPP Storm Water Mitigation project**

The Department requests a 6-month time extension to the period of contract award for the CON phase of the SHOPP Storm Water Mitigation project in Los Angeles County, as the Department experienced delays in awarding the project.

This project is located in the Cities of Long Beach, Lakewood, Cerritos, Norwalk, and Downey, from Orange County line to I-5. The project intends to construct best management practices for stormwater treatment, including biofiltration swales/strips and detention basins, and install infiltration devices to treat stormwater to meet national pollution discharge elimination system permit requirements. The project has an award deadline of February 28, 2023.

This project is combined with two other SHOPP projects (EA 07-32030 and EA 07-33890) under EA 07-3203U. The Department advertised this project on November 14, 2022, and received multiple bidder inquiries that led the Department to discover a Los Angeles County Metropolitan Transportation Authority project (EA 07-34130) with a similar scope of work on one of the ramps of I-605. To avoid conflict, this scope of work needed to be removed from the Department's project (EA 07-3203U). An addendum will be issued to all bidders to address this change by early March 2023, and bid opening will be held at the end of March 2023. As a result, bidders will have more time to review and revise their bid prices. Considering the uncertainties of the bidder's inquiries, bidder analysis, and approval after bid opening, the Department is requesting additional time.

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Project Number: 8 County: Los Angeles District: 07 PPNO: 5229 EA: 33890 Route: 605 Allocation Amount: \$2,124,000 Phase: Construction Allocation Date: 08/18/2022 Allocation Resolution Number: FP-22-10 Number of Months Requested: 6 months Extended Deadline: 08/31/2023 Department Recommendation: Support

## SHOPP Collision Reduction project

The Department requests a 6-month time extension to the period of contract award for the CON phase of the SHOPP Mobility project in Los Angeles County, as the Department experienced delays in awarding the project.

This project is located in the Cities of Long Beach, Lakewood, and Cerritos, from the Orange County line to 183rd Street. The project intends to construct maintenance vehicle pullouts, anchor assemblies for sign post sleeves, access roads, cable railing, and gates to reduce maintenance needs and enhance highway worker safety. The project has an award deadline of February 28, 2023.

This project is combined with two other SHOPP projects (EA 07-32150 and EA 07-32030) under EA 07-3203U. The Department advertised this project on November 14, 2022, and received multiple bidder inquiries that led the Department to discover a Los Angeles County Metropolitan Transportation Authority project (EA 07-34130) with a similar scope of work on one of the ramps of I-605. To avoid conflict, this scope of work needed to be removed from the Department's project (EA 07-3203U). An addendum will be issued to all bidders to address this change by early March 2023, and bid opening will be held at the end of March 2023. As a result, bidders will have more time to review and revise their bid prices. Considering the uncertainties of the bidder's inquiries, bidder analysis, and approval after bid opening, the Department is requesting additional time.

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Project Number: 9 County: Los Angeles District: 07 PPNO: 5077 EA: 33030 Route: 10 Allocation Amount: \$6,984,000 Phase: Construction Allocation Date: 08/18/2022 Allocation Resolution Number: FP-22-10 Number of Months Requested: 12 months Extended Deadline: 02/29/2024 Department Recommendation: Support

## SHOPP Collision Reduction project

The Department requests a 12-month time extension to the period of contract award for the CON phase of the SHOPP Pavement Rehabilitation project, in Los Angeles County, as the Department experienced delays in awarding the project.

This project is located on I-10, in the Cities of Alhambra, Monterey Park, San Gabriel, Rosemead, and El Monte, from 0.3 miles west of South Fremont Avenue under-crossing to 0.3 miles east of Durfee Avenue under-crossing. The project proposes to upgrade the concrete barrier transition at overhead sign structures. The project has an award deadline of February 28, 2023.

The Department advertised this project on November 14, 2022, and held bid opening on December 22, 2022. A total of 10 contractors obtained the plans for potential bidding; however, the project received only one bid and was determined to be non-responsive. By communicating with the potential bidders, the Department concluded that this project had received only one bid out of 10 potential bidders due to the working proximity to the railroad tracks, short working windows, and the high number of construction activities that can only be performed at night.

The Department has determined to re-package the PS&E and revisit the work windows and locations to attract more bidders. Consequently, the project will be re-advertised on August 15, 2023, and the re-bid opening will be held on October 4, 2023.

Therefore, the Department is requesting a 12-month time extension, to re-package, re-advertise, and award a contract from February 28, 2023 to February 29, 2024.

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Project Number: 10 County: Los Angeles District: 07 PPNO: 5145 EA: 33230 Route: 33 Allocation Amount: \$4,285,000 Phase: Construction Allocation Date: 08/18/2022 Allocation Resolution Number: FP-22-10 Number of Months Requested: 12 months Extended Deadline: 02/29/2024 Department Recommendation: Support

## SHOPP Safety Enhancement project

The Department requests a 12-month time extension to the period of contract award for the CON phase of the SHOPP Safety Enhancement project in Los Angeles County, as the Department experienced delays in awarding the project.

This project is located on SR 33, in the City of Ojai, from 0.2 miles to 0.4 miles north of North Fork Matilija Creek Bridge. The project intends to widen the roadway, replace the existing rock block wall with a concrete barrier, and install additional warning signs. The project has an award deadline of February 28, 2023.

The Department advertised the project on November 14, 2022, and held bid opening on January 12, 2023. However, during the project awarding process, the State of California experienced record rainfall in January 2023, which washed out several portions of the highway, closing the roadway within the project area. Director's Order Emergency work is required to rebuild many roadway embankments and washed-out roadways that will last several months. Since the project limits fall within the area of the current roadway closure, the contractor will be unable to access the project location. Additionally, the project limits are within Los Padres National Forest adjacent to North Fork Matiljia Creek, limiting the construction season to between May and October. Consequently, the Department determined to re-advertise the project on November 14, 2023.

Therefore, the Department is requesting a 12-month time extension to re-advertise and award a contract from February 28, 2023 to February 29, 2024.

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Project Number: 11 County: Los Angeles District: 07 PPNO: 5226 EA: 33860 Route: 91 Allocation Amount: \$16,394,000 Phase: Construction Allocation Date: 08/18/2022 Allocation Resolution Number: FP-22-10 Number of Months Requested: 9 months Extended Deadline: 11/30/2023 Department Recommendation: Support

## **SHOPP Mobility project**

The Department requests a 9-month time extension to the period of contract award for the CON phase of the SHOPP Mobility project in Los Angeles County, as the Department experienced delays in awarding the project.

This project is located on SR 91, in the Cities of Los Angeles, Carson, Compton, Long Beach, Bellflower, Cerritos, and Artesia, from SR 110 to Orange County line; also on SR 2, I-5, and I-405. The project intends to upgrade the existing transportation management system elements to improve traffic monitoring, data transmission, and network connectivity, including the various communication hubs on SR 2, I-5, and I-405. This project will help to better manage traffic and keep the system network operating at a high level of reliability. The project has an award deadline of February 28, 2023.

The Department held bid opening on October 25, 2022, and received only two bids. Both came in higher than the Engineer's Estimate (EE). However, the first lowest bidder was deemed non-responsive for not meeting the Disadvantaged Business Enterprise (DBE) goals. The second lowest bid came in 125 percent above the EE, and the Department is currently investigating why the DBE goal was not met by the lowest bidder and will determine if the contractor can meet the DBE goal.

If the lowest bidder can not fulfill the DBE goal, then the Department will need to re-package and re-advertise the project as the second bid is not feasible as it is not competitive with the first bid. The re-packaging of the project will entail a lengthy review of the existing contract items and will need to be reassessed in order to award the project within its programmed/allocated amount with minimal impact on the project outcomes. This will be followed by a new advertisement and bidding process.

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Project Number: 12 County: Los Angeles District: 07 PPNO: 5535 EA: 35730 Route: 5 Allocation Amount: \$24,159,000 Phase: Construction Allocation Date: 08/18/2022 Allocation Resolution Number: FP-22-10 Number of Months Requested: 6 months Extended Deadline: 08/31/2023 Department Recommendation: Support

## SHOPP Roadway Preservation project

The Department requests a 6-month time extension to the period of contract award for the CON phase of the SHOPP Roadway Preservation project in Los Angeles County, as the Department experienced delays in awarding the project.

This project is located on I-5, in the Cities of Santa Fe Springs, Downey, and Commerce, from south of I-5 to north of Atlantic Boulevard. This project proposes to rehabilitate pavement using concrete slab replacement and overlay with hot mix asphalt, retrofit overhead sign structures, upgrade drainage systems, and upgrade facilities to current standards. The project has an award deadline of February 28, 2023.

The Department advertised the project on November 14, 2022, and held bid opening on January 24, 2023. The project received four bids, and all bids came higher than the EE; the lowest responsive and responsible bidder came in 21 percent higher than the EE. The Department has determined that requesting supplemental funds is in the best interest of the State to be able to award this project to the lowest responsive bidder, which is being concurrently requested at the March 2023 Commission meeting.

Once the supplemental funds are approved, the Department is confident that the project will be awarded to the lowest responsible bidder. Additional time is needed to account for any unforeseen issues in the award process and to secure the time to update the award package and re-advertise the project, if needed.

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Project Number: 13 County: San Bernardino District: 08 PPNO: 3007X EA: 0R170 Route: 40 Allocation Amount: \$25,594,000 Phase: Construction Allocation Date: 08/18/2022 Allocation Resolution Number: FP-22-10 Number of Months Requested: 6 months Extended Deadline: 08/31/2023 Department Recommendation: Support

## **SHOPP Collision Reduction project**

The Department requests a 6-month time extension to the period of contract award for the CON phase of the SHOPP Collision Reduction project, as the Department experienced delays in awarding the project.

This project is located on I-40, in the City of Barstow, from 1.6 miles east of Fort Cady Road to Crucero Road. The project intends to regrade and flatten median cross slopes. The project has an award deadline of February 28, 2023.

The Department advertised the project on October 10, 2022, and held bid opening on November 17, 2022. Although the project received only two bids, both bids came in significantly higher than the EE. The Department has determined that requesting supplemental funds is in the best interest of the State to be able to award this project to the lowest responsive bidder, which is being concurrently requested at the March 2023 Commission meeting.

Once the supplemental funds are approved, the Department is confident that the project will be awarded to the lowest responsible bidder. Additional time is needed to account for any unforeseen issues in the award process and to secure the time to update the award package and re-advertise the project, if needed.

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Project Number: 14 County: Riverside District: 08 PPNO: 3009K EA: 1C083 Route: 10 Allocation Amount: \$240,894,000 Phase: Construction Allocation Date: 08/18/2022 Allocation Resolution Number: FP-22-10 Number of Months Requested: 6 months Extended Deadline: 08/31/2023 Department Recommendation: Support

## SHOPP Roadway Preservation project

The Department requests a 6-month time extension to the period of contract award for the CON phase of the SHOPP Roadway Preservation project in Riverside County, as the Department experienced delays in awarding the project.

This project is located on I-10, in the City of Blythe, from Teed Ditch Bridge to the Arizona State line, and will be combined at construction with the Clean California scope of work project (EA 1N060) under EA 1C08U. The project intends to rehabilitate pavement, shoulders, and ramps and upgrade guardrails, bridge rails, drainage and pedestrian facilities. A two-lane temporary detour will be constructed in the median for traffic handling. The project has an award deadline of February 28, 2023.

The Department advertised the project on November 14, 2022, based on a value engineering change proposal from the I-10 Pavement Rehab project (EA 08-1C082) currently in construction. The proposed traffic control change consists of a cross-over design by building a temporary bridge in the median intended to facilitate traffic circulation and expedite project delivery. This proposal required the issuance of an addendum to incorporate revision and, as a result, has delayed the bid opening date. The project is scheduled to open bids by March 9, 2023, and award prior to August 31 2023. The Department also requests additional time to account for any unforeseen issues during bid opening and award.

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Project Number: 15 County: Riverside District: 08 PPNO: 3005Q EA: 1G470 Route: 74 Allocation Amount: \$6,991,000 Phase: Construction Allocation Date: 08/18/2022 Allocation Resolution Number: FP-22-10 Number of Months Requested: 6 months Extended Deadline: 08/31/2023 Department Recommendation: Support

## SHOPP Bridge Preservation project

The Department requests a 6-month time extension to the period of contract award for the CON phase of the SHOPP Bridge Preservation in Riverside County, as the Department experienced delays in awarding the project.

This project is located in the City of Lake Elsinore, at Morrill Canyon Bridge (No. 56-0169) and near the City of Hemet, at Strawberry Creek Bridge (No. 56-0180). The project intends to rehabilitate two bridges by connecting the existing structures with a new slab and substructure and upgrading bridge rails. The current structures have experienced significant deterioration and have nonstandard features, which will be upgraded to meet current standards. The project has an award deadline of February 28, 2023.

The Department advertised the project on October 17, 2022, and held bid opening on December 14, 2023. However, the contract received two bids, of which the lowest bid is 42.2 percent above the EE. The other bid is 83.9 percent over the EE. The Department has determined that requesting supplemental funds is in the best interest of the State to be able to award this project to the lowest responsive bidder, which is being concurrently requested at the March 2023 Commission meeting.

Once the supplemental funds are approved, the Department is confident that the project will be awarded to the lowest responsible bidder. Additional time is needed to account for any unforeseen issues in the award process and to secure the time to update the award package and re-advertise the project, if needed.

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Project Number: 16 County: San Bernardino District: 08 PPNO: 3006U EA: 1H390 Route: 15 Allocation Amount: \$22,031,000 Phase: Construction Allocation Date: 08/18/2022 Allocation Resolution Number: FP-22-10 Number of Months Requested: 6 months Extended Deadline: 08/31/2023 Department Recommendation: Support

## **SHOPP Mobility project**

The Department requests a 6-month time extension to the period of contract award for the CON phase of the SHOPP Mobility project, as the Department experienced delays in awarding the project.

This project is located on SR 15, in the City of Hesperia, from 3.1 miles south of Oak Hill Road to 0.3 miles north of Ranchero Road; also from 0.5 miles north of Cleghorn Road to 0.3 miles south of SR 138 at the southbound Cajon Truck Facility. The project intends to construct a new southbound weigh station and truck safety inspection facility at Cajon Pass and close the existing southbound Cajon Truck Scale facility. The project has an award deadline of February 28, 2023.

The Commission approved the allocation of construction funds for this project in August 2022. However, before advertising the project, the Department was required to incorporate the latest standard specifications updates from the 2018 to the 2022 version. In addition, there were nonstandard specifications for building work (over 800 pages) requiring approval by the Department's Division of Construction. This caused delays in submitting the final revised package to be advertised. The Department advertised the project on December 15, 2022, and the bid opening is scheduled for March 24, 2023.

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Project Number: 17 County: San Bernardino District: 08 PPNO: 3012A EA: 1J550 Route: 18 Allocation Amount: \$3,780,000 Phase: Construction Allocation Date: 08/18/2022 Allocation Resolution Number: FP-22-10 Number of Months Requested: 10 months Extended Deadline: 12/31/2023 Department Recommendation: Support

## SHOPP Emergency Response project

The Department requests a 10-month time extension to the period of contract award for the CON phase of the SHOPP Emergency Response project in San Bernardino County, as the Department experienced delays in awarding the project.

This project is located in the City of Twin Peaks, from SR 189 to east of Route 189; also on SR 189, from 0.2 miles to 0.3 miles east of SR 18. The project intends to construct a soldier pile wall, replace the guardrail with a concrete barrier, and upgrade the drainage system to restore the slope and prevent continued erosion. The project has an award deadline of February 28, 2023.

After the approval of the allocation of the construction funds for this project in August 2022, the utility owner notified the Department that their board members would not approve the funds to relocate the sewer line. The project advertisement was postponed to allow the Department's legal staff sufficient time to resolve the dispute with the utility owner, who is now challenging the State's determination for cost responsibility. The sewer line is in conflict with the proposed side-hill viaduct and was to be relocated by the utility owner before the beginning of construction. The Department had communicated the project schedule to the utility owner. The right of way was certified in May 2022, after the Department had reviewed and approved the proposed relocation plan prepared and submitted by the utility owner. Given that the Department has prior rights, it is taking the necessary legal action and anticipates a resolution allowing the project to advertise by September 2023 and be awarded in December 2023.

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Project Number: 18 County: Mono District: 09 PPNO: 2624 EA: 36640 Route: 395 Allocation Amount: \$5,792,000 Phase: Construction Allocation Date: 08/18/2022 Allocation Resolution Number: FP-22-10 Number of Months Requested: 6 months Extended Deadline: 08/31/2023 Department Recommendation: Support

## SHOPP Collision Reduction project

The Department requests a 6-month time extension to the period of contract award for the CON phase of the SHOPP Collision Reduction project in Mono County, as the Department experienced delays in awarding the project.

This project is located on SR 395, in the City of Lee Vining, from SR 167 Junction to 0.4 miles north of Conway Ranch Road. This project proposes to widen shoulders, install shoulder rumble strip, correct compound curve, and improve chain control area. The project has an award deadline of February 28, 2023

The Department advertised the project on October 17, 2022, and held bid opening on November 30, 2022. The project received four bids ranging from 21.4 to 120 percent above the EE. The Department has determined that requesting supplemental funds is in the best interest of the State to be able to award this project to the lowest responsive bidder, which is being concurrently requested at the March 2023 Commission meeting.

Once the supplemental funds are approved, the Department is confident that the project will be awarded to the lowest responsible bidder. Additional time is needed to account for any unforeseen issues in the award process and to secure the time to update the award package and re-advertise the project, if needed.

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Project Number: 19 County: Kern District: 09 PPNO: 2634 EA: 36750 Route: 58 Allocation Amount: \$17,563,000 Phase: Construction Allocation Date: 08/18/2022 Allocation Resolution Number: FP-22-10 Number of Months Requested: 6 months Extended Deadline: 08/31/2023 Department Recommendation: Support

## **SHOPP Facilities project**

The Department requests a 6-month time extension to the period of contract award for the CON phase of the SHOPP Facilities project, in Kern County, as the Department experienced delays in awarding the project.

This project is located in the City of Tehachapi, at Mill Street, and proposes to construct a new Tehachapi Maintenance Station at an alternative site to replace the old, undersized facility that is in constant need of repairs. The project has an award deadline of February 28, 2023.

The Department advertised this project on December 12, 2022, and received multiple bidder inquiries in regards plastic pipes and structural bid items, that led the Department to issue several addendums. As a result, bid opening was delayed and held on February 22, 2023. Additional time is needed to analyse the bids when received, account for any unforeseen issues in the award process, and secure the time to update the award package and re-advertise the project, if needed.

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Project Number: 20 County: Alpine District: 10 PPNO: 3142A EA: 0S681 Route: 4 Allocation Amount: \$200,000 Phase: Construction Allocation Date: 08/18/2022 Allocation Resolution Number: FP-22-10 Number of Months Requested: 6 months Extended Deadline: 08/31/2023 Department Recommendation: Support

## SHOPP Roadway Preservation project

The Department requests a 6-month time extension to the period of contract award for the CON phase of the SHOPP Roadway Preservation project, as the Department experienced delays in awarding the project.

This project is located at various locations in Alpine County, on SR 4, SR 88, and SR 89. The project should provide environmental mitigation to address impacts due to culvert work for the drainage rehabilitation project (EA 10-0S680).

The project will not be advertised for bidding. Instead, the project will be awarded to California Conservation Corps through an agreement. The agreement needs to be approved by the Department's Division of Procurement and Contract (DPAC). The project has an award deadline of February 28, 2023.

This is a child project to EA 10-0S680. The Parent project was awarded in 2021, but started later than anticipated, with the culvert work because the contractor could not secure the appropriate materials. The culvert work started in September 2022. This impacted the mitigation planting schedule because the planting work cannot begin until the parent project contractor is finished at the locations where this habitat replacement is planned, and the trees must be planted in the fall season to avoid the hot summer months. It is anticipated by the California Department of Fish and Wildlife that the planting begins in the season following the impacts and in the appropriate planting conditions for the climate and species. As a result, tree planting is scheduled to start in September of 2023.

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Project Number: 21 County: Mariposa District: 10 PPNO: 3167 EA: 0Y780 Route: 140 Allocation Amount: \$24,334,000 Phase: Construction Allocation Date: 08/18/2022 Allocation Resolution Number: FP-22-10 Number of Months Requested: 3 months Extended Deadline: 05/31/2023 Department Recommendation: Support

## SHOPP Roadway Preservation project

The Department requests a 3-month time extension to the period of contract award for the CON phase of the SHOPP Roadway Preservation project in Mariposa County, as the Department experienced delays in awarding the project.

This project is located near the Mariposa and El Portal community, from East Whitlock Road to Yosemite National Park entrance, and proposes to rehabilitate pavement by grinding and overlaying asphalt. The project has an award deadline of February 28, 2023.

The Department advertised the project on September 12, 2022, and held bid opening on November 30, 2022. However, the project received seven bids, of which the lowest bid was 18.3 percent over the EE. The six remaining bids ranged from 25.7 to 78.9 percent over the EE. The Department has determined that requesting supplemental funds is in the best interest of the State to be able to award this project to the lowest responsive bidder, which is being concurrently requested at the March 2023 Commission meeting.

Once the supplemental funds are approved, the Department is confident that the project will be awarded to the lowest responsible bidder. Additional time is needed to account for any unforeseen issues in the award process and to secure the time to update the award package and re-advertise the project, if needed.