

CITY OF YUBA CITY
STAFF REPORT

Date: June 1, 2021
To: Honorable Mayor & Members of the City Council
From: Community Services
Presentation By: Brad McIntire, Community Services Director

Summary

Subject: Feather River Parkway Phase II – Contingency Increase

Recommendation: Adopt a Resolution authorizing an increase in the construction contingency of \$17,824.82 with a finding that it is in the best interest of the City, and authorizing the Public Works Director to enter into an amended construction agreement with R&R Horn, Inc., to reflect the updated contingency amount, subject to approval as to legal form by the City Attorney.

Fiscal Impact: \$17,824.82 – Account No. 941166-65501

Purpose:

Continue to enhance the City's Feather River Parkway by providing safe public access to the Feather River and promote walking, biking, picnicking and outdoor recreation.

Background:

In 2002, the City completed the Feather River Parkway Strategic Plan in an effort to utilize approximately 172 acres of City property along the Feather River north of the Highway 20/10th Street Bridge. In 2013, Phase I of the Feather River Parkway Project was completed. The project was constructed utilizing a \$1.4 million grant from the State of California Natural Resources Agency's California River Parkways Grant Program (Proposition 50) to improve approximately 80 acres through the construction of an access road, parking lot, walking and biking trails, picnic benches, a pavilion, interpretive signage, and an ADA accessible concrete river overlook.

In April 2013, City Council accepted a \$1,743,000 Natural Resources Agency grant through the "Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006", also known as Proposition 84, for Phase II of the Feather River Parkway Project. The Phase II Project includes creation of 2 miles of new public bicycle and pedestrian trails, picnic areas, an overlook on the Feather River, improved access to the pond located in the Phase 1 project area, interpretive signage, restoration of 2 acres of wetlands, and preservation of 10 acres of riparian woodlands (Attachment 2).

It took several years to obtain the necessary permits and complete the design, and on June 18, 2019, Council approved the plans and specifications and authorized Public Works Department to bid the project. On July 16, 2019, Council awarded a construction contract to R&R Horn, Inc. of Chico CA in the amount of \$1,119,270 plus \$167,890.50 contingency, for a total of \$1,287,160.50.

Analysis:

During the course of construction for Phase II, staff noted that the addition of a culvert crossing/pedestrian bridge over an existing drainage channel that leads to the pond would greatly enhance the trail system and access to picnic tables and benches located around the pond (Attachment 1). As the project is primarily funded through a Proposition 84 grant, staff coordinated with the Natural Resources Agency to obtain authorization to expand the scope of work, which was granted.

Fiscal Impact:

The contractor's estimate to construct the culvert crossing/pedestrian bridge is \$137,315. With change orders executed to date, the current total contract amount is \$1,167,670.32, leaving \$119,490.18 available in contingency, or a shortfall of \$17,824.82 for what is necessary to construct the culvert crossing/pedestrian bridge. Staff is requesting to increase the contingency amount by \$17,824.82 to a total of \$185,715.32 to provide for the construction of the culvert crossing/pedestrian bridge. There are sufficient funds remaining in Account No. 941166-65501 to cover the increase in contingency.

Alternatives:

Do not authorize the increase in contingency and complete the Feather River Parkway Phase II Project without the addition of the culvert crossing/pedestrian bridge.

Recommendation:

Adopt a Resolution authorizing an increase in the construction contingency of \$17,824.82 with a finding that it is in the best interest of the City, and authorizing the Public Works Director to enter into an amended construction agreement with R&R Horn, Inc. to reflect the updated contingency amount, subject to approval as to legal from by the City Attorney.

Attachments:

1. Resolution
2. Project Site Map

Prepared By:

/s/ Diana Langley

Diana Langley
Public Works Director

Submitted By:

/s/ Dave Vaughn

Dave Vaughn
City Manager

Reviewed by:

Finance

City Attorney

SM

SLC by email

ATTACHMENT 1

RESOLUTION NO. _____

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF YUBA CITY
AUTHORIZING AN INCREASE IN CONSTRUCTION CONTINGENCY FUNDING AND
AUTHORIZING THE PUBLIC WORKS DIRECTOR TO ENTER INTO AN AMENDED
CONSTRUCTION AGREEMENT WITH R&R HORN, INC. TO REFLECT THE UPDATED
CONTINGENCY AMOUNTS SUBJECT TO APPROVAL AS TO LEGAL FORM BY THE CITY
ATTORNEY FOR THE FEATHER RIVER PARKWAY PHASE II PROJECT (13-05)**

WHEREAS, on July 16, 2019, the City of Yuba City (City) awarded a construction contract to R&R Horn, Inc., in the total amount of \$1,119,270.00 for the Feather River Parkway Phase II Project, with the finding that it is in the best interests of the City; and

WHEREAS, with the award of said construction contract the City authorized a construction contingency amount of \$167,890.50; and

WHEREAS, during the course of construction, it was determined that the addition of a culvert crossing/pedestrian bridge over an existing drainage channel would greatly enhance the trail system; and

WHEREAS, the additional work is consistent with the original scope of work; and

WHEREAS, the project is primarily funded through a Proposition 84 grant and the Natural Resources Agency has authorized the expansion of the scope of work.

NOW, THEREFORE, be it resolved by the City Council of the City of Yuba City as follows:

1. The City Council finds that all of the facts set forth in the recitals above are true and correct and incorporated herein.
2. The City Council hereby authorizes an increase in the construction contingency of \$17,824.82, with a finding that it is in the best interest of the City.
3. The City Council hereby authorizes the Public Works Director to enter into an amended construction agreement with R&R Horn, Inc. of Chico CA, to reflect the updated contingency amounts for the Feather River Parkway Phase II Project, which construction agreement was previously approved by the City Council, and subject to approval as to legal form by the City Attorney.
4. This Resolution shall become effective immediately.

The foregoing resolution was duly and regularly introduced, passed, and adopted by the City Council of the City of Yuba City at a regular meeting thereof held on the 1st day of June, 2021.

AYES:

NOES:

ABSENT:

Marc Boomgaarden, Mayor

ATTEST:

Ciara Wakefield, Deputy City Clerk

APPROVED AS TO FORM
COUNSEL FOR YUBA CITY:

Shannon Chaffin, City Attorney
Aleshire & Wynder, LLP

ATTACHMENT 2



Project Site Map
*Feather River Parkway
 Pedestrian Bridge and Trail Site*

Legend

Road/Trail	Proposed Trail
Ephemeral Stream	Topography 5'
Pond	Topography 1'

0 20 40
 Feet
 Date: 5/7/2021

EN2 Water and Energy
 RESOURCES, INC. Consulting Services