



Legislation Details (With Text)

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**Title:** Staff Report for a Resolution to Authorize a Change Order and to Accept the Work for the Water Pollution Control Plant Dirt Removal 2017, Project No. 2015.0300  
**Sponsors:** Keith Cooke  
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Date	Ver.	Action By	Action	Result
3/19/2018	1	City Council	Received and Filed	Pass

Staff Report for a Resolution to Authorize a Change Order and to Accept the Work for the Water Pollution Control Plant Dirt Removal 2017, Project No. 2015.0300

**SUMMARY AND RECOMMENDATIONS**

This project was modified to provide testing of a portion of the soil generated by the Water Pollution Control Plant (WPCP) Rehabilitation project.

Staff recommends authorizing a change order to modify the scope of work and accepting the soil testing work done by Pacific States Environmental Contractors, Inc. (Contractor), releasing the bonds for the work, and filing the notice of completion.

**BACKGROUND**

The Water Pollution Control Plant (WPCP) rehabilitation project generated a large volume of soil, most of which was off hauled as part of the original construction project. Approximately 40,000 tons of the dirt generated was found to have higher than expected levels of metal and other contaminants and was stockpiled on site for possible treatment, re-use, or off haul.

The subject dirt was stockpiled on site because the cost of treatment, re-use, and/or off haul was deemed to be significant enough to warrant competitive bidding of the work.

This contract was originally for removal of approximately half the dirt stockpiled on site; however, the contract was modified significantly as described below.

**Analysis**

Staff halted work on the contract upon receipt of additional test results indicating that the dirt was too

contaminated to be hauled as specified in the bid and as identified in the original testing. Staff requests authorization to issue a change order for negative \$719,735 (-98.6%) to cancel the dirt hauling work and compensate the Contractor only for its costs to move equipment in and out, collect dirt samples, and run laboratory tests on the dirt.

Since no construction work will be completed Staff recommends that the bond described in the contract for security during the one-year maintenance period should be waived.

Staff is evaluating the most economical alternative for disposal of this dirt, and a separate bid for the work will be conducted if or when a solution is chosen.

### **Current Agency Policies**

Maintain and enhance San Leandro's infrastructure.

### **Previous Actions**

On January 21, 2014, via resolution 14-005, Council appropriated funding for off haul of contaminated soil.

On October 2, 2017, via resolution 2017-136, Council awarded the contract for WPCP Dirt Removal 2017.

### **Applicable General Plan Policies**

Policy CSF 6.4: Wastewater Collection and Treatment. Maintain efficient, environmentally sound, and cost-effective wastewater collection and treatment services in San Leandro.

### **Permits and/or Variances Granted**

None.

### **Environmental Review**

This project is categorically exempt from the California Environmental Quality Act (CEQA) per Section 15304(a) of the CEQA guidelines.

### **Summary of Public Outreach Efforts**

Outreach was limited to advertisement and solicitation of bids.

### **Fiscal Impacts**

Original Bid for this contract	\$729,900
Change order to cancel dirt hauling and pay for only for soil testing work	(\$719,735)
Final Contract amount	\$10,165

The total project cost is undetermined at this time; however, it could be as high as \$6,000,000 if the

remaining soil is hauled to a Class 1 disposal facility.

Design and Bid:	\$ 200,000
Hauling of dirt:	\$5,600,000
Construction Management and Inspection:	<u>\$ 200,000</u>
Total:	<u>\$6,000,000</u>

**Budget Authority**

<u>Account No.</u>	<u>Reso No, Appropriation Dates &amp; Source</u>	<u>Amount</u>
593-52-229	14-005, January 21, 2014, WPCP Enterprise Fund	\$2,650,000

**PREPARED BY:** Nick Thom, City Engineer, Engineering and Transportation Department