

Central Services  
Joan Araujo, Director

Engineering Services  
James O'Tousa, Director

Roads & Transportation  
Anitha Balan, Director

Water & Sanitation  
Joseph Pope, Director

Watershed Protection  
Glenn Shephard, Director

July 25, 2023

Board of Supervisors  
County of Ventura  
800 South Victoria Avenue  
Ventura, California 93009

**Subject: Approval of, and Authorization for the Public Works Agency Director, or His Designee, to Sign Contract Change Order No. 1 in the Amount of \$583,266, Raising the Total Contract Amount from \$2,594,569 to a Total Amount of \$3,177,835 with J & H Engineering General Contractors, Inc. of Camarillo, California for the Pavement Resurfacing – Guiberson Road, Riverside Avenue, and Sespe Street Project; and Find That Putting the Work Out to Bid Would Not Serve the Purposes of Competitive Bidding or Produce a Public Advantage; Project Specification No. RD23-02; Project No. 50631. Supervisorial District No. 3.**

**Recommendations:**

1. Approve Contract Change Order (CCO) No. 1 in the amount of \$583,266, raising the total contract amount from \$2,594,569 to a total amount of \$3,177,835 with J & H Engineering General Contractors, Inc. of Camarillo California for Pavement Resurfacing – Guiberson Road, Riverside Avenue, and Sespe Street Project, Project Specification No. RD23-02, Project No. 50631 and authorize the Director of Public Works to sign the change order on behalf of your Board; and
2. Find that putting the work of this CCO out to separate bid would not serve the purposes of competitive bidding or produce any public advantage, for the reasons stated in the Discussion section.

**Fiscal/Mandates Impact:**

Mandatory:	No [X] Yes [ ] City Authority:
Source of Funding:	Road Fund
Funding Match Required:	No
Impact on Other Department(s):	None



Summary of Revenue and Total Costs	FY 2023-2024	FY 2024-2025
Revenue:	\$ 0	\$ 0
Costs:		
Direct	\$ 583,266	\$ 0
Indirect - Agency/Department	\$ 0	\$ 0
Indirect – CAP	\$ 0	\$ 0
Total Costs	\$ 583,266	\$ 0
Net Road Fund Costs Including Indirects	\$ 583,266	\$ 0
Recovered Indirect Cost (Dept. and County CAP)	\$ 0	\$ 0

Current FY 2023-2024 Budget Projection for Road Fund Unit 4081				
	Adopted Budget	Adjusted Budget	Projected Budget	Estimated Savings/Deficit)
Appropriations	\$ 28,713,100	\$ 28,713,100	\$ 28,713,100	\$ 0
Revenue	\$ 45,731,200	\$ 45,731,200	\$ 45,731,200	\$ 0
Net Cost	(\$17,018,100)	(\$17,018,100)	(\$17,018,100)	\$ 0

Sufficient appropriations are available in the FY 2023-2024 Road Fund budget.

### **Discussion:**

On May 23, 2023, your Board authorized the award of a construction contract to J & H Engineering General Contractors, Inc. (J&H) in the amount of \$2,594,569. The project consists of resurfacing approximately 8.79 miles of deteriorated roadway on Guiberson Road, Riverside Avenue and Sespe Street in the Bardsdale area near the city of Fillmore as shown on Exhibit 1 (Vicinity Map) and Exhibit 2 (Location Map). Construction activities are now underway. This Board Letter requests approval of CCO No. 1 in the amount of \$583,266 to that contract for additional work made necessary by the January 2023 storm damage.

During the January 2023 storm events, a significant amount of debris and mud flow caused a culvert within the Guiberson Road right-of-way at MP 5.97 to become clogged, causing water and mud to overtop the structure and spill out onto the surface above blocking the road and causing erosion of the roadside and of neighboring properties. The roadway was cleared of all debris and mud and reopened to the public. However, the existing clogged culvert is undersized and should be replaced with a larger culvert, and headwalls are needed to prevent erosion. These improvements should help prevent the pipe from clogging in the future and prevent flooding in the area. Specifically, the work will consist of replacement of the damaged culvert, construction of new headwalls/wingwalls, a reinforced concrete apron, debris barriers, and flow dissipation measures.



Because the culvert damage and mudflows were part of the declared emergency, and Guiberson Road falls under the jurisdiction of Federal Emergency Management Agency (FEMA), this work will likely be reimbursed by FEMA. An application is pending.

Your Board's finding that this CCO is in the public interest is required because the cost of this CCO will exceed the statutory limit for change orders stated in Public Contract Code section 20142(b). Therefore, before awarding this CCO, in lieu of putting the work out to bid as a separate contract, your Board must find that competitive bidding here would not serve the ordinary purposes of competitive bidding or produce any public advantage. Adding the culvert replacement work as a CCO would produce the best economic result for the public because the contract with J & H is for similar work that is already occurring on Guiberson Road, doing so will enable completion of this storm-damage repair work during the dry season, and putting the work of this CCO out to bid as a stand-alone project would delay the work until 2024, potentially raising construction costs and risking further damage to the road from future storms. The nature of the work fits with the road work of the existing J&H contract. Staff negotiated the price for this CCO with J&H at what is fair market value.

We are requesting that your Board approve CCO No. 1 in the amount of \$583,266 which will increase the J & H's contract price by 22.5% from \$2,594,569 to a total amount of \$3,177,835.

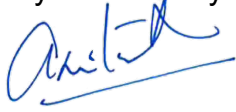
The estimated total project costs are as follows:

Preliminary Engineering	\$ 145,400
Construction Contract	\$ 2,594,569
Construction Engineering, Materials Testing, etc.	\$ 389,200
Right-of-Way	\$ 220
Contingencies	\$ 259,500
Change Order #1	\$ 583,266
<b>Total</b>	<b>\$ 3,972,155</b>

This letter has been reviewed by the County Executive Office, the Auditor-Controller's Office, and County Counsel.



If you have any questions, please contact the undersigned at 805-654-2077.



ANITHA BALAN, PE  
Director  
Roads & Transportation

Attachments:

- Exhibit 1 – Vicinity Map
- Exhibit 2 – Location Map
- Exhibit 3 – Notice of Award of Original Contract 5-23-23 50631
- Exhibit 4 – Contract Change Order No. 1
- Exhibit 5 – Plan Sheet and Special Provisions

