



MARK PESTRELLA, Director

**COUNTY OF LOS ANGELES
DEPARTMENT OF PUBLIC WORKS**

"To Enrich Lives Through Effective and Caring Service"

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IN REPLY PLEASE
REFER TO FILE

March 19, 2024

ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

55 March 19, 2024

JEFF LEVINSON
INTERIM EXECUTIVE OFFICER

Dear Supervisors:

**WATER RESOURCES CORE SERVICE AREA
CHANGE ORDER FOR A CONSTRUCTION CONTRACT
PROJECT ID NO. FCC0001304
MORRIS DAM ACCESS ROAD AND SAN GABRIEL DAM
OUTLET CHANNEL REHABILITATION PROJECT
IN THE ANGELES NATIONAL FOREST
(SUPERVISORIAL DISTRICT 5)
(3 VOTES)**

SUBJECT

Public Works is seeking Board approval to execute a change order for the Morris Dam Access Road and San Gabriel Dam Outlet Channel Rehabilitation Project in the Angeles National Forest.

IT IS RECOMMENDED THAT THE BOARD ACTING AS THE GOVERNING BODY OF THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT:

1. Find that the recommended actions are within the scope of the previously approved exemption from the California Environmental Quality Act for the reasons stated in this Board letter and in the record of the project.
2. Approve the change order of \$431,430 for costs associated with delays to complete Project ID No. FCC0001304, Morris Dam Access Road and San Gabriel Dam Outlet Channel Rehabilitation Project, in the Angeles National Forest, with Mike Bubalo Construction Company, Inc.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

Approval of the recommended actions will find that the change order is exempt from the California Environmental Quality Act (CEQA) and allow Public Works to execute a change order to compensate the contractor, Mike Bubalo Construction Company, Inc., for inflationary material and labor increases resulting from the project being postponed for one year due to 2023 rain events. Public Works negotiated with Mike Bubalo Construction Company, Inc., using data from construction industry indices to arrive at the compensation value of \$431,430, which was mutually agreed upon by both parties.

The project improves resilient access to Morris Dam for increased operational efficiency and emergency response and strengthens dam safety at San Gabriel Dam for enhanced reliability of flood risk management. The Board approved the project on June 14, 2022, and the construction contract was executed on September 27, 2022, for a total contract amount of \$3,664,700.

This change order is necessary to compensate the contractor for additional labor, equipment, and material costs incurred due to the postponement in the start of the project. When the project work was about to start in January 2023, heavy rainstorms delayed the start of construction. Because of obligatory water releases that were scheduled through spring and summer, and the nature of the construction activities, the construction start was further delayed. In August 2023, the rain events from Tropical Storm Hilary added additional delays. Construction on the project started on December 11, 2023.

Implementation of Strategic Plan Goals

These recommendations support the County Strategic Plan: Strategy III.3, Pursue Operational Effectiveness, Fiscal Responsibility, and Accountability, Objective III.3.2, Manage and Maximize County Assets, by supporting ongoing efforts to manage and improve public infrastructure assets.

FISCAL IMPACT/FINANCING

This change order will have no impact on the County General Fund.

The original contract was approved for \$3,664,700 on September 27, 2022. Since that time, an additional amount of \$9,948 was approved on January 22, 2024, through Public Works' delegated authority, for adjustments needed to existing pedestals to accommodate the alignment of the new boat rails.

As previously stated, construction started on December 11, 2023. Given the delay in the start of construction and intervening inflationary and labor costs, an additional change order is required. This action would approve the change order for an increase of \$431,430, and a revised total contract amount of \$4,106,078 (see Enclosure).

Funding for this project is included in the Flood Control District Fund Fiscal Year 2024-25 Budget.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The contract for construction of this improvement was awarded on August 16, 2022, to Mike Bubalo Construction Company, Inc., in accordance with the California Public Contract Code and the Board's directives.

ENVIRONMENTAL DOCUMENTATION

The proposed change order falls within the scope of the Morris Dam Access Road and San Gabriel Dam Outlet Channel Rehabilitation Project previously determined to be exempt from CEQA by the Board on June 14, 2022, pursuant to Section 15301 (c), (d), and (m) of the State CEQA Guidelines and Class 1 (m), (n), (w), and (x) and Subsections 7 and 13 of the County's Environmental Document Reporting Procedures and Guidelines, Appendix G.

CONTRACTING PROCESS

The construction contract provides that the contractor be compensated for the work resulting from a change to the original plans and specifications or changed conditions encountered during construction. The cost is negotiated as allowed under the provisions of the contract specifications.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

Approval of the requested change by the Board will ensure the construction, completion, and closeout of the project.

CONCLUSION

Please return an adopted copy of this letter to Public Works, Project Management Division III.

Respectfully submitted,



MARK PESTRELLA, PE

Director

MP:RLG:dw

Enclosures

c: Chief Executive Office (Chia-Ann Yen)
County Counsel
Executive Office

ENCLOSURE
March 19, 2024

**WATER RESOURCES CORE SERVICE AREA
CHANGE ORDER FOR A CONSTRUCTION CONTRACT
PROJECT ID NO. FCC0001304
MORRIS DAM ACCESS ROAD AND SAN GABRIEL DAM
OUTLET CHANNEL REHABILITATION PROJECT
IN THE ANGELES NATIONAL FOREST
(SUPERVISORIAL DISTRICT 5)
(3 VOTES)**

Project Description:

Reconstruction of the lower access road and entrance swing gate, replacement of walkways and staircases of the west abutment drainage gallery, replacement of worn facility doors and windows, remediation of boat dock rails, improved lighting at the outlet structure at Morris Dam, and repair the concrete surface of the outlet channel invert at San Gabriel Dam.

Contractor:

Mike Bubalo Construction Company, Inc.

Change Order:

Construction Delay Cost Adjustment	\$431,430
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Description of Changes:

The change order is necessary to compensate the contractor for additional labor, equipment, and material costs due to delays to the start of construction. When the San Gabriel Reservoir apron work was about to start in January 2023, heavy rainstorms postponed construction. Additionally, obligatory water releases were scheduled through the spring and summer, which further impeded construction. In August 2023, Tropical Storm Hilary caused more water releases and delays. The construction of the project started in December 2023.

Revised Contract Amount:

Original contract amount	\$3,664,700
Changes orders approved under delegated authority	\$9,948
Change order to be approved	<u>\$431,430</u>
Revised contract amount	<u>\$4,106,078</u>
Percent total change to original contract amount	12.04%

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