

REQUEST FOR COUNCIL ACTION
CITY OF SAN DIEGO

CERTIFICATE NUMBER
(FOR COMPTROLLER'S USE ONLY)
3000006445

TO: CITY COUNCIL	FROM (ORIGINATING DEPARTMENT): Environmental Services	DATE: 08/09/2013
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SUBJECT: Change Order No. 1 to As-Needed Construction Contract with SCS Field Services for Emergency Drilling Services at Various City Landfills

PRIMARY CONTACT (NAME, PHONE): Stephen Grealy, 858-573-1275	SECONDARY CONTACT (NAME, PHONE): Ray Purtee, 858-573-1208
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COMPLETE FOR ACCOUNTING PURPOSES

FUND	700040				
DEPT / FUNCTIONAL AREA	OTHR-00000000-SH				
ORG / COST CENTER	2115131111				
OBJECT / GENERAL LEDGER ACCT	512025				
JOB / WBS OR INTERNAL ORDER	S00774.06.01.02				
C.I.P./CAPITAL PROJECT No.	S00774				
AMOUNT	\$700,000.00				

FUND					
DEPT / FUNCTIONAL AREA					
ORG / COST CENTER					
OBJECT / GENERAL LEDGER ACCT					
JOB / WBS OR INTERNAL ORDER					
C.I.P./CAPITAL PROJECT No.					
AMOUNT					

COST SUMMARY (IF APPLICABLE): Previously Authorized Contract Amount		\$822,772.00
This Request	\$700,000.00	
Total	\$1,522,772.00	

ROUTING AND APPROVALS

CONTRIBUTORS/REVIEWERS:	APPROVING AUTHORITY	APPROVAL SIGNATURE	DATE SIGNED
Environmental Analysis	ORIG DEPT.	Sierra, Mario	8/27/2013
Equal Opportunity Contracting	CFO		
Financial Management	DEPUTY CHIEF		
Comptroller	COO		
Liaison Office	CITY ATTORNEY	Lowenberg, Grace	
	COUNCIL PRESIDENTS OFFICE		

REPARATION OF: RESOLUTIONS ORDINANCE(S) AGREEMENT(S) DEED(S)

1. Authorizing the Mayor or his designee to execute a Change Order to the as-needed construction contract with SCS Field Services for Emergency Drilling Services at Various City Landfills in the amount of \$700,000.00 and contingent upon the City Comptroller furnishing one or more certificates certifying that funds necessary for this expenditure are, or will be, on deposit in the City Treasury; and
2. Authorizing the Chief Financial Officer to expend an amount not to exceed \$700,000.00 from CIP S00774 (West Miramar Phase II Landfill Gas System) from Fund 700040, Disposal Enterprise Fund for the purpose of funding Change Order No. 1 to the construction contract; and
3. Whereas the impacts associated with this activity were considered in the 2008 Environmental Impact Report Schedule #2006051004 for the Miramar Landfill Height Increase Project, and were found not to be significant; now therefore be it resolved that the 2008 EIR adequately considered potential impacts associated with this project

STAFF RECOMMENDATIONS:
Approve the Proposed Resolutions

SPECIAL CONDITIONS (REFER TO A.R. 3.20 FOR INFORMATION ON COMPLETING THIS SECTION)

COUNCIL DISTRICT(S):	all
COMMUNITY AREA(S):	all
ENVIRONMENTAL IMPACT:	The impacts associated with this activity were considered in the 2008 Environmental Impact Report Schedule #2006051004 for the Miramar Landfill Height Increase Project, and were found not to be significant.
CITY CLERK INSTRUCTIONS:	

COUNCIL ACTION
EXECUTIVE SUMMARY SHEET
CITY OF SAN DIEGO

DATE: 08/09/2013

ORIGINATING DEPARTMENT: Environmental Services

SUBJECT: Change Order No. 1 to As-Needed Construction Contract with SCS Field Services for Emergency Drilling Services at Various City Landfills

COUNCIL DISTRICT(S): all

CONTACT/PHONE NUMBER: Stephen Grealy/858-573-1275

DESCRIPTIVE SUMMARY OF ITEM:

This action is to increase the total contract amount for the construction contract with SCS Field Services for Emergency Drilling Services at Various City Landfills by \$700,000.00, and increase the contract duration by 330 calendar days. This will extend the contract until July 20, 2014.

STAFF RECOMMENDATION:

Approve the Proposed Resolutions

EXECUTIVE SUMMARY OF ITEM BACKGROUND: The construction contract for Emergency Drilling Services at Various City Landfills was awarded to help ensure regulatory compliance was met at various City landfill sites. Through this contract landfill gas extraction and monitoring wells and required piping have been installed and obsolete groundwater monitoring wells were replaced. All of these improvements have helped the landfill sites to be in compliance with Title 27 California Code of Regulations and San Diego Air Pollution Control District rules concerning landfills.

This as-needed construction contract was advertised for bid and 2 bids were received. SCS Field Services was selected as the lowest responsible and reliable bidder and was awarded the two-year contract effective July 23, 2012. The start work date was September 4, 2012 and the contract duration was 335 calendar days. This action is a request to extend this as-needed construction contract for another 330 calendar days and to increase the contract amount by \$700,000.00. This will provide for further landfill gas extraction system improvements such as an extension of the gas collection system for the West Miramar landfill over the remaining approximately 20 acres of the active area footprint.

The last expansion of the gas system stopped short of the active area because there was not enough waste in place at that time to build a collection system. Now there is enough waste and it is producing gas that must be collected and controlled if the site is to stay in compliance with local, State and Federal regulations limiting landfill gas emissions from landfills.

This request is to extend the contract time and add additional monies to allow the contractor to install the wells and piping necessary to collect the gas produced in the remaining ~20 acres of the landfill's footprint. This work was not anticipated in the original contract award and the monies allocated for West Miramar were spent on other priorities at the site, namely landfill gas monitoring probes. Also, the site was not ready to receive new collection wells because not enough waste was in place. Now there is enough waste in place and it is producing gas that must be controlled.

FISCAL CONSIDERATIONS: Original contract award totaled \$822,772.00 from various CIP's all from Fund 700040 Disposal Enterprise Fund. This request is for an additional \$700,000.00 from CIP S00774 (West Miramar Phase II Landfill Gas System) from Fund 700040 Disposal Enterprise Fund for a total contract amount of \$1,522,772.00

EQUAL OPPORTUNITY CONTRACTING INFORMATION (IF APPLICABLE): This Agreement is subject to the City's Equal Opportunity Contracting (San Diego Ordinance No. 18173, Section 22.2701 through 22.2708) and Non-Discrimination in Contracting Ordinance (San Diego Municipal Code Sections 22.3501 through 22.3517).

PREVIOUS COUNCIL and/or COMMITTEE ACTION (describe any changes made to the item from what was presented at committee): None

COMMUNITY PARTICIPATION AND PUBLIC OUTREACH EFFORTS: None

KEY STAKEHOLDERS AND PROJECTED IMPACTS: SCS Field Services, Citizens of San Diego

Sierra, Mario
Originating Department

Deputy Chief/Chief Operating Officer

CITY of SAN DIEGO - ENVIRONMENTAL SERVICES DEPT/WASTE REDUCTION AND DISPOSAL

CHANGE ORDER COUNCIL APPROVAL REQUIRED

Contract Change Order No: 1
 Project: Emergency Drilling Services at Various City Landfills
 Contractor: SCS Field Services
 Vendor No. 10008284

Project Definition: S00774
 Sheet: _____
 Date: 7/18/2013

Description:

Payment to the contractor for these change order items shall provide full compensation for all equipment, materials, labor, field and home office overhead, indirect and consequential costs, mark-ups and profit necessary to complete the work. By executing this contract change order, the contractor agrees to proceed with this work as a change order per section 3-2.1 of the Standard Specifications for Public Works Construction (2009 Edition) and waives any rights to additional compensation arising out of work listed in this change order, including without limitation, any claims relating to any cumulative effect of change orders, delays, productivity impact or interruption.

CONTRACT INFORMATION

G/L Account: 512025
 WBS: S00774.06.01.02
 Cost Center:
 P.O. No: 4500035301
 Fund: 700040
 Resolution No: pending 1472
 Contract Doc.: K-12-5390-DBB-3-B

C.I.P. No.: _____
 Comptroller Cert. No.: 3000005001
 Ref. Dwg. No.: none

Total Project Amount Authorized	\$822,772.00
Original Construction Contract Amount	\$822,772.00
Contract Amount Authorized Through Phase Funding	_____
Prior Change Orders	_____
Amount This Change Order	\$700,000.00
Total Contract	\$1,522,772.00

The cost of the Change Order () is (X) is not available from the contingency funds authorized for the contract. \$700,000.00 additional funds are requested.

The change order will () not change (X) increase () decrease the amount of the contract based on:

- () an agreed upon lump sum of _____
- X unit prices agreed upon for a total not to exceed \$700,000.00
- () Cost plus as provided in section 3-3 of the Standard Specification for an amount not to exceed _____

Original/Previous Contract duration: 335 calendar days. Requested by this change order 330 calendar days. NEW CONTRACT DURATION 665 calendar days.

Original/Previous CONTRACT COMPLETION DATE: 8/4/2013 NEW CONTRACT COMPLETION DATE: 7/20/2014

Accepted By: Valerie Kesterman 10/15/13
 SCS FIELD SERVICES - Contractor Date

Approved by Council
 Resolution No. _____

GAVIN S. PETOYAN
 Print name

Approved as to form: _____
 Deputy City Attorney Date

Approved By: Ray Purtee 10/18/13
 Ray Purtee - Project Manager Date

Approved By: Stephen Grealy 10/21/13
 Stephen Grealy - Deputy Director Date
 Waste Reduction & Disposal Div- Environmental Services Dept.

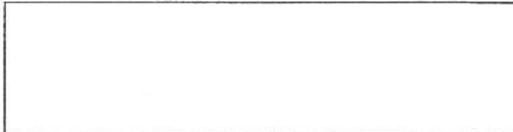
Funds Cert. By: _____
 Comptroller Date

Copy To: PURCHASING, MS 56P
 Comptroller, MS 6A
 Ray Purtee, MS 1103A
 W.O. FILE

C.C No. _____

Return To: Environmental Services, MS 1103A

CITY CLERK



Description:

Item Nos.

1. Provide additional drilling services at the West Miramar Landfill to include, but not be limited to, the installation of a landfill gas collection and control system and all appurtenances thereto, in Module E in accordance with the Technical Specifications in the Contract, as directed by the Resident Engineer, all at the applicable Unit Prices set forth in the Contract for a total cost not to exceed \$700,000.00.
2. 330 working days are added to the Contract to allow for the construction to be completed. This is at no cost to the City for these added days.

INCREASE	DECREASE
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	\$700,000.00
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Justification for Entitlement:

Item Nos.

- 1.- 2.: To build out the landfill gas collection system in the active area of the Miramar Landfill Phase II Module E and to allow more time to complete the work, all to ensure regulatory compliance at the Miramar landfill.

	\$700,000.00
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Total Increase for this Change Order	\$700,000.00
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By Reason of this Contract Change Order, the number of working days shall be increased by 330 calendar days. The compensation for these additional days is included in the cost of the change order items above. No additional compensation for these days will be granted.

The City of San Diego
COMPTROLLER'S CERTIFICATE

CERTIFICATE OF UNALLOTTED BALANCE

CC 300006445

Originating Business Area: 2115

I HEREBY CERTIFY that the money required for the allotment of funds for the purpose set forth in the foregoing resolution is available in the Treasury, or is anticipated to come into the Treasury, and is otherwise unallotted.

Amount: _____

Purpose: _____

Date: _____ By: _____

COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA									
Doc. Item	Funded Program	Fund	Grant Number	G/L Account	Functional Area	Business Area	Fund Center or Cost Center	Internal Order or WBS Element	Original Amount
TOTAL AMOUNT									

FUND OVERRIDE

CERTIFICATION OF UNENCUMBERED BALANCE

I HEREBY CERTIFY that the indebtedness and obligation to be incurred by the contract or agreement authorized by the hereto attached resolution, can be incurred without the violation of any of the provisions of the Charter of the City of San Diego; and I do hereby further certify, in conformity with the requirements of the Charter of the City of San Diego, that sufficient moneys have been appropriated for the purpose of said contract, that sufficient moneys to meet the obligations of said contract are actually in the Treasury, or are anticipated to come into the Treasury, to the credit of the appropriation from which the same are to be drawn, and that the said money now actually in the Treasury, together with the moneys anticipated to come into the Treasury, to the credit of said appropriation, are otherwise unencumbered.

Not to Exceed: \$700,000.00

Vendor: Sterns, Conrad, and Schmidt (SCS) Field Services

Purpose: 1472 to authorize the expenditure for contract change order no.1 as needed construction contract for Field Services for Emergency Drilling Services Miramar Landfill Phase II S-00774 Project.

Date: October 22, 2013 By: Norman Reyes

COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA									
Doc. Item	Funded Program	Fund	Grant Number	G/L Account	Functional Area	Business Area	Fund Center or Cost Center	Internal Order or WBS Element	Original Amount
001	S00774	700040		512025	OTHR-0000000-SH	2115		S-00774.06.01.02	\$700,000.00
TOTAL AMOUNT									\$700,000.00

FUND OVERRIDE

CC 300006445

DOCKET SUPPORTING INFORMATION CITY OF SAN DIEGO EQUAL OPPORTUNITY CONTRACTING PROGRAM EVALUATION	DATE: October 21, 2013
SUBJECT: Change Order No. 1 to As-Needed Construction Contract with SCS Field Services for Emergency Drilling Services at Various City Landfills (K125390)	

GENERAL CONTRACT INFORMATION

Recommended Contractor: SCS Field Services (ELBE)

Amount of this Action: \$ 700,000. Not to Exceed

Previous Action Amount: \$ 822,772.

Cumulative Amount: \$ 1,522,772.

Funding Source: City of San Diego

Goal: 21.2% Mandatory (SLBE/ELBE)

SUBCONTRACTOR PARTICIPATION

	<u>This Action</u>		<u>Cumulative</u>	
Tri-County Drilling (SLBE M Cauc)	\$ 20,000	2.86%	\$ 213,115	15.18%
SD Drilling (SLBE M Hisp)	\$ 80,000	11.43%	\$ 252,000	16.55%
EFR Environmental Services (WBE F Cauc)	\$ 0	0.00%	\$ 370	00.02%
Forrer Supply Co (Not Certified)	\$ 0	0.00%	\$ 35,914	2.36%
United Rentals (Not Certified)	\$ 0	0.00%	\$ 110,419	7.25%
<u>Superior Ready Mix (Not Certified)</u>	<u>\$ 0</u>	<u>0.00%</u>	<u>\$ 12,500</u>	<u>0.82%</u>
Total Certified Participation	\$ 100,000	14.29%	\$ 465,485	31.75%
Total Participation	\$ 100,000	14.29%	\$ 624,318	40.99%

EQUAL EMPLOYMENT OPPORTUNITY COMPLIANCE

Equal Opportunity: Required

Stearns, Conrad and Schmidt (SCS) Engineers, submitted a Work Force Report for their San Diego County employees dated October 7, 2013 indicating 55 employees. The Work Force Report Analysis reflects under representations in the following categories:

- Black in Professional
- Filipino in Professional and Technical
- Females in Management & Financial; Professional; and Technical

Stearns, Conrad and Schmidt (SCS) Engineers has an approved EEO Plan on file, dated October 16, 2013. Staff will continue to monitor the firm's efforts to implement their plans.

This agreement is subject to the City's Equal Opportunity Contracting (San Diego Ordinance No. 18173, Section 22.2701 through 22.2708) and Non-Discrimination in Contracting Ordinance (San Diego Municipal Code Sections 22.3501 through 22.3517).

ADDITIONAL COMMENTS

S-00774.06.01.02

RW



City of San Diego
EQUAL OPPORTUNITY CONTRACTING (EOC)
 1200 Third Avenue • Suite 200 • San Diego, CA 92101
 Phone: (619) 236-6000 • Fax: (619) 235-5209

WORK FORCE REPORT

The objective of the *Equal Employment Opportunity Outreach Program*, San Diego Municipal Code Sections 22.3501 through 22.3517, is to ensure that contractors doing business with the City, or receiving funds from the City, do not engage in unlawful discriminatory employment practices prohibited by State and Federal law. Such employment practices include, but are not limited to unlawful discrimination in the following: employment, promotion or upgrading, demotion or transfer, recruitment or recruitment advertising, layoff or termination, rate of pay or other forms of compensation, and selection for training, including apprenticeship. Contractors are required to provide a completed *Work Force Report (WFR)*.

**NO OTHER FORMS WILL BE ACCEPTED
 CONTRACTOR IDENTIFICATION**

Type of Contractor: Construction Vendor/Supplier Financial Institution Lessee/Lessor
 Consultant Grant Recipient Insurance Company Other

Name of Company: Stearns Conrad and Schmidt Consulting Engineers, Inc.

ADA/DBA: SCS Engineers

Address (Corporate Headquarters, where applicable): 3900 Kilroy Airport Way Ste 100

City: Long Beach County: Los Angeles State: CA Zip: 90806

Telephone Number: 562 426-9544 Fax Number: 562 426-7869

Name of Company CEO: James Walsh

Address(es), phone and fax number(s) of company facilities located in San Diego County (if different from above):

Address: 8799 Balboa Ave #290 / 970 Los Vallecitos Blvd #100

City: San Diego / San Marcos County: San Diego State: CA Zip: 92123 / 92069

Telephone Number: 858 571-5500 Fax Number: () _____

Type of Business: Consulting / Construction Type of License: Engineering

The Company has appointed: Catherine Bonomini

As its Equal Employment Opportunity Officer (EEOO). The EEOO has been given authority to establish, disseminate and enforce equal employment and affirmative action policies of this company. The EEOO may be contacted at:

Address: 3900 Kilroy Airport Way, Ste 100, Long Beach, CA 90806

Telephone Number: 562 426-9544 Fax Number: 562 427-7869

- One San Diego County (or Most Local County) Work Force - Mandatory
- Branch Work Force *
- Managing Office Work Force

Check the box above that applies to this WFR.
 *Submit a separate Work Force Report for all participating branches. Combine WFRs if more than one branch per county.

I, the undersigned representative of SCS SCS Engineers

Los Angeles, California (County) (State) hereby certify that information provided

herein is true and correct. This document was executed on this 23 day of July, 2013

[Signature] (Authorized Signature) Catherine Bonomini (Print Authorized Signature Name)

WORK FORCE REPORT - Page 2

NAME OF FIRM: SCS Engineers DATE: 10/7/13

OFFICE(S) or BRANCH(ES): San Diego / San Marcos COUNTY: San Diego

INSTRUCTIONS: For each occupational category, indicate number of males and females in every ethnic group. Total columns in row provided. Sum of all totals should be equal to your total work force. Include all those employed by your company on either a full or part-time basis. The following groups are to be included in ethnic categories listed in columns below:

- (1) Black, African-American
- (2) Hispanic, Latino, Mexican-American, Puerto Rican
- (3) Asian, Pacific Islander
- (4) American Indian, Eskimo
- (5) Filipino
- (6) White, Caucasian
- (7) Other ethnicity; not falling into other groups

ADMINISTRATION OCCUPATIONAL CATEGORY	(1) Black		(2) Hispanic		(3) Asian		(4) American Indian		(5) Filipino		(6) White		(7) Other	
	(M)	(F)	(M)	(F)	(M)	(F)	(M)	(F)	(M)	(F)	(M)	(F)	(M)	(F)
Management & Financial			1								6	1		
Professional			3	1	1	4					17	9		1
A&E, Science, Computer														
Technical	1		2			1					3			
Sales														
Administrative Support												2		
Services														
Crafts														
Operative Workers											1			
Transportation														
Laborers*			1											

*Construction laborers and other field employees are not to be included on this page

Totals Each Column	1		7	1	1	5					27	12		1
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Grand Total All Employees

55

Indicate by Gender and Ethnicity the Number of Above Employees Who Are Disabled:

Disabled														
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Non-Profit Organizations Only:

Board of Directors														
Volunteers														
Artists														

Ci Mr. Galen S. Petoyan, Senior Vice-Pres. **go**
SCS Field Services

CONTRACTOR'S NAME: _____
ADDRESS: _____
TELEPHONE NO.: _____
CITY CONTACT: RAY PURTEE, 9601 Ridgeway Court Suite 310, MS 1103A, San Diego CA 92123
Email: rpurtee@sandiego.gov, Phone: (858) 573-1208 Fax: (858) 492-5041
DS/NB/egz

**CONTRACT
DOCUMENTS
FOR**

COPY



**EMERGENCY DRILLING SERVICES AT VARIOUS
CITY LANDFILLS**

VOLUME 1 OF 2

BID NO.: K-12-5390-DBB-3-B
SAP NO.: S-00684
CLIENT DEPARTMENT: 2115
COUNCIL DISTRICT: CITYWIDE
PROJECT TYPE: FA

THIS CONTRACT IS SUBJECT TO THE FOLLOWING:

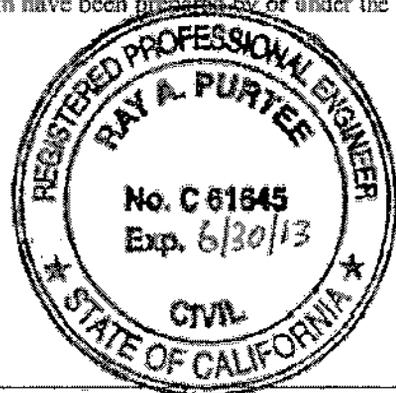
- THE CITY'S SUBCONTRACTING PARTICIPATION REQUIREMENTS FOR SLBE PROGRAM.

The engineering Specifications and Special Provisions contained herein have been prepared by or under the direction of the following Professional Engineer or Licensed Architect:

Ray Purtee

Professional Engineer or Licensed Architect

Seal:



City of San Diego

CONTRACTOR'S NAME: SCS Field Services
ADDRESS: 3900 Kilroy Airport Way Long Beach CA 90806 #100
TELEPHONE NO.: 562/427-0844 FAX NO.: 562/427-0805
CITY CONTACT: RAY PURTEE, 9601 Ridgehaven Court Suite 310, MS 1103A, San Diego CA 92123
Email: rpurtee@sandiego.gov, Phone: (858) 573-1208 Fax: (858) 492-5041
DS/NB/egz

CONTRACT DOCUMENTS FOR



EMERGENCY DRILLING SERVICES AT VARIOUS CITY LANDFILLS

VOLUME 2 OF 2

BID NO.:	<u>K-12-5390-DBB-3-B</u>
SAP NO.:	<u>S-00684</u>
CLIENT DEPARTMENT:	<u>2115</u>
COUNCIL DISTRICT:	<u>CITYWIDE</u>
PROJECT TYPE:	<u>FA</u>

THIS CONTRACT IS SUBJECT TO THE FOLLOWING:

- THE CITY'S SUBCONTRACTING PARTICIPATION REQUIREMENTS FOR SLBE PROGRAM.

**THIS BIDDING DOCUMENT TO BE SUBMITTED IN ITS ENTIRETY
REFER TO INVITATION TO BIDS FOR TIME, DATE, AND LOCATION**



City of San Diego

Environmental Services Department

Natural Resources and Culture Committee

***Change Order No. 1 to As-Needed
Construction Contract with SCS Field
Services for Emergency Drilling Services at
Various City Landfills***

November 6, 2013





Background

- Original construction contract was awarded to help ensure regulatory compliance was met at various City landfill sites
- Contract was used for drilling groundwater and gas monitoring wells, landfill gas extraction wells and landfill gas piping installation
- Original Contract award was \$822,722.00 from Refuse Disposal Enterprise Fund





Action Items

- Authorize Mayor or his designee to execute Change Order No.1 to add \$700,000.00 and 330 days to contract
- Authorize the Chief Financial Officer to expend an amount NTE \$700K from the Refuse Disposal Enterprise Fund for the above Contract
- Determine that this work was considered in the Miramar Height Increase EIR and found to have no significant impacts





Scope of Work

- The work of this Change Order No 1 will include expanding the landfill gas collection system at the West Miramar landfill in order to stay in compliance with laws governing landfill gas emissions.
- Other related work could include additional landfill gas extraction wells or gas monitoring probes.





City of San Diego

Environmental Services Department

Why Approve This Change Order?

- Maintain landfill sites in compliance with State and Federal regulations.
- Decrease risks to public health and safety, as well as to the environment.
- Avoid future violations and potential fines up to \$37,500 per day.





City of San Diego
Environmental Services Department

**Natural Resources and
Culture Committee**
**Change Order No. 1 to AS-Needed
Construction Contract With SCS Field
Services for Emergency Drilling Services at
Various City Landfills**
QUESTIONS?

November 6, 2013