

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS
ACTION AGENDA SUMMARY

DEPT: Public Works

BOARD AGENDA # *C-7

Urgent Routine

AGENDA DATE July 2, 2013

CEO Concurs with Recommendation YES NO
(Information Attached)

4/5 Vote Required YES NO

SUBJECT:

Approval to Declare the Intent to Utilize the Board's Authority Under Public Contract Code Section 22031 to Allow County Workforce to Perform Paving Projects on Quincy Road, First Street, Faith Home Road, Roeding Road, and Tully Road

STAFF RECOMMENDATIONS:

Declare the intent to utilize the Board's authority under Public Contract Code Section 22031 to allow County workforce to perform work on the following paving projects: Quincy Road, First Street, Faith Home Road, Roeding Road, and Tully Road.

FISCAL IMPACT:

Public Contract Code Section 22031(b)(2) limits road reconstruction by County forces to 30 percent of the total value of all work performed by force account, other than maintenance, as reported in the State Controllers' Streets and Roads Annual report. For Fiscal Year 2011-2012 (most current Annual Road Report available for computation) 30% of the total value of all work performed by force account other than maintenance is \$1,440,852. This establishes the threshold for the use of force account in road construction or reconstruction projects for Fiscal Year 2013-2014. The use of force account for the identified projects is estimated at \$987,600, well within the allowable limit. Funding for this work is included in the current year's Public Works Road and Bridge Operations budget.

BOARD ACTION AS FOLLOWS:

No. 2013-335

On motion of Supervisor Withrow, Seconded by Supervisor De Martini

and approved by the following vote.

Ayes: Supervisors: O'Brien, Withrow, Monteith, De Martini and Chairman Chiesa

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

1) Approved as recommended

2) Denied

3) Approved as amended

4) Other:

MOTION:

Christine Ferraro

ATTEST:

CHRISTINE FERRARO TALLMAN, Clerk

File No.

Approval to Declare the Intent to Utilize the Board's Authority Under Public Contract Code Section 22031 to Allow County Workforce to Perform Paving Projects on Quincy Road, First Street, Faith Home Road, Roeding Road, and Tully Road

DISCUSSION:

The Department of Public Works is responsible for the maintenance of roads and bridges within the county of Stanislaus. Historically, the maintenance of the County roads has been performed by County employees. These maintenance activities include pothole patching, overlays, shoulder backing, chip sealing, etc. Since this work is not contracted out, it is considered force account. The term "force account" refers to work performed by county personnel as opposed to contracting out.

On January 1, 2013 Assembly Bill 720 amended Public Contract Code Section 22031 to limit the amount of road construction and reconstruction work that may be performed by County forces under force account. Public Contract Code Section 22031(b)(2) limits road reconstruction by County forces to 30 percent of the total value of all work performed by force account, other than maintenance, as reported in the State Controllers' Streets and Roads Annual report. The remaining balance of reconstruction work is required to be contracted out to private industry.

Roadwork considered as maintenance activities including chip seals, blade patching, and pothole patching, is not included in this provision, and can continue to be performed by county forces. The guidance document for the preparation of the Streets and Roads Annual Report, and the Uniform Construction Cost Accounting Act, define work consisting of an overlay of one inch or more as reconstruction.

Assembly Bill 720 is only applicable to counties that have elected to participate in the Uniform Construction Cost Accounting Act (Public Contract Code Sections 22000 – 22045). Stanislaus County elected to become subject to the Uniform Construction Cost Accounting Act in March 1986.

Assembly Bill 720 was advocated by the Construction Industry Force Account Council. The bill limits force account work to no more than 30% of all force account work (except maintenance) and only applies to those counties with a population greater than 50,000 that participate in the Uniform Construction Cost Accounting Act.

Public Contract Code Section 22031(e), as provided in Assembly Bill 720, requires that any county acting pursuant Public Contract Code Section 22031(b)(2) shall declare its intention to use this provision prior to commencing work. Staff is requesting that the Board declare its intent to utilize its force account authority.

Approval to Declare the Intent to Utilize the Board's Authority Under Public Contract Code Section 22031 to Allow County Workforce to Perform Paving Projects on Quincy Road, First Street, Faith Home Road, Roeding Road, and Tully Road

Public Works proposes to use force account for the following projects in Fiscal Year 2013-2014:

Project Name	Parameters	Construction Cost
Quincy Road (Paving, lane widening, shoulder grading, backing, and striping)	Turlock City Limits to Taylor Road	\$338,100
First Street (Paving, lane widening, shoulder grading, backing, grinding prep, and striping)	Turlock City Limits to Berkeley Road	\$163,300
Faith Home Road (Paving, shoulder grading, striping)	Whitmore Avenue to Roeding Road	\$ 67,100
Roeding Road (Paving, shoulder grading, striping)	Faith Home Road to Tully Road	\$359,100
Tully Road (Paving, shoulder grading, striping)	Roeding Road to Service Road	\$ 60,000
	Total	\$987,600

POLICY ISSUES:

The recommended action supports the Board's priorities of A Safe Community and A Well Planned Infrastructure System by improving traffic safety and flow.

Public Contract Code Section 22031(e), as provided in Assembly Bill 720, requires that any county acting pursuant Public Contract Code Section 22031(b)(2) shall declare its intention to use this provision prior to commencing work.

STAFFING IMPACT:

Existing Public Works staff will perform the road work as noted.

CONTACT PERSON:

Matt Machado, Public Works Director. Telephone: (209) 525-4130.

DH:lc

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