



**BOARD OF SUPERVISORS AGENDA ITEM REPORT**  
**CONTRACTS / AWARDS / GRANTS**

☐ Award ☒ Contract ☐ Grant

Requested Board Meeting Date: 02/04/20

\* = Mandatory, information must be provided

or Procurement Director Award ☐

**\*Contractor/Vendor Name/Grantor (DBA):**

Borderland Construction Company, Inc.

**\*Project Title/Description:**

Construction Manager At Risk Services For Old Nogales Interceptor / Aerospace Corridor / Park Avenue Sewer Augmentation - Project 3ASC15

**\*Purpose:**

Amendment: Contract No. CT-WWW-16-208, Amendment No. Five (5). This amendment extends the term of the contract to 06/30/23 with no additional funds required at this time. Administering Department: Regional Wastewater Reclamation.

**\*Procurement Method:**

Pursuant to Solicitation For Qualifications No. 187502, on 02/16/16, the Board of Supervisors awarded a contract for this project in the amount of \$576,735.21 for preconstruction services for a contract term of 02/16/16 to 07/31/20.

Amendment No. One (1) was approved by the Board of Supervisors to incorporate GMP-1 into the contract in the amount of \$1,325,211.19.

Amendment No. Two (2) was approved by the Board of Supervisors to incorporate GMP-2 into the contract in the amount of \$13,902,005.26.

Change Order No. Three (3) was approved by the Procurement Director to reduce the contract by \$183,410.62 to close out GMP-1.

Change Order No. Four (4) was approved by the Procurement Director to reduce the contract by \$1,412,332.49 to close out GMP-2.

Attachment: Amendment No. Five (5).

**\*Program Goals/Predicted Outcomes:**

This project provides for the construction of a gravity system to carry tributary flows from the Arizona State Prison Complex (ASPC) west along the Old Vail Road and then north along the Old Nogales Highway to the Hughes Access Road area. From there, flows will continue traveling north along the Old Nogales Interceptor (ONI) alignment, discharging into the Southeast Interceptor (SEI) near the intersection of 36th Street and 2nd Avenue. The Park Avenue Sewer augmentation shall consist of diverting sewer flows at the intersection of Park Avenue and Drexel Rd along Drexel Rd to the ONI.

**\*Public Benefit:**

Construction of this project provides for the augmentation of existing conveyance systems and for construction of a new gravity conveyance sewer to support the anticipated future development along the Aerospace Corridor.

**\*Metrics Available to Measure Performance:**

Project schedule, Contract Fee Schedule and Established Milestones.

**\*Retroactive:**

No.

Procure Dept 01/17/20 PM03:17

**Contract / Award Information**

Document Type: \_\_\_\_\_ Department Code: \_\_\_\_\_ Contract Number (i.e., 15-123): \_\_\_\_\_  
Effective Date: \_\_\_\_\_ Termination Date: \_\_\_\_\_ Prior Contract Number (Synergen/CMS): \_\_\_\_\_  
☐ Expense Amount: \$ \_\_\_\_\_ ☐ Revenue Amount: \$ \_\_\_\_\_

**\*Funding Source(s) required:**

Funding from General Fund? ☐ Yes ☐ No If Yes \$ \_\_\_\_\_ % \_\_\_\_\_

Contract is fully or partially funded with Federal Funds? ☐ Yes ☐ No

If Yes, is the Contract to a vendor or subrecipient? \_\_\_\_\_

Were insurance or indemnity clauses modified? ☐ Yes ☐ No

If Yes, attach Risk's approval.

Vendor is using a Social Security Number? ☐ Yes ☐ No

If Yes, attach the required form per Administrative Procedure 22-10.

**Amendment / Revised Award Information**

Document Type: CT Department Code: WW Contract Number (i.e., 15-123): 16-208  
Amendment No.: Five (5) AMS Version No.: Twenty-Eight (28)  
Effective Date: 02/04/20 New Termination Date: 06/30/23  
Prior Contract No. (Synergen/CMS): \_\_\_\_\_  
☒ Expense or ☐ Revenue ☒ Increase ☐ Decrease Amount This Amendment: \$ 0.00

Is there revenue included? ☐ Yes ☒ No If Yes \$ \_\_\_\_\_

\*Funding Source(s) required: Regional Wastewater Reclamation Department Obligations

Funding from General Fund? ☐ Yes ☒ No If Yes \$ \_\_\_\_\_ % \_\_\_\_\_

**Grant/Amendment Information** (for grants acceptance and awards)

☐ Award ☐ Amendment

Document Type: \_\_\_\_\_ Department Code: \_\_\_\_\_ Grant Number (i.e., 15-123): \_\_\_\_\_  
Effective Date: \_\_\_\_\_ Termination Date: \_\_\_\_\_ Amendment Number: \_\_\_\_\_  
☐ Match Amount: \$ \_\_\_\_\_ ☐ Revenue Amount: \$ \_\_\_\_\_

**\*All Funding Source(s) required:**

\*Match funding from General Fund? ☐ Yes ☐ No If Yes \$ \_\_\_\_\_ % \_\_\_\_\_

\*Match funding from other sources? ☐ Yes ☐ No If Yes \$ \_\_\_\_\_ % \_\_\_\_\_

\*Funding Source: \_\_\_\_\_

\*If Federal funds are received, is funding coming directly from the  
Federal government or passed through other organization(s)? \_\_\_\_\_

Contact: Keith E. Rogers 01-08-20 Referral 1-10-20  
Department: Procurement 1/13/2020 Telephone: 520-724-3542  
Department Director Signature/Date: [Signature] 1/14/2020  
Deputy County Administrator Signature/Date: [Signature] 1/15/2020  
County Administrator Signature/Date: [Signature] 1/15/2020  
(Required for Board Agenda/Addendum Items)

**PIMA COUNTY DEPARTMENT REGIONAL WASTEWATER RECLAMATION DEPARTMENT**

**PROJECT:** Construction Manager at Risk Services for Old Nogales Interceptor/Aerospace Corridor/Park Avenue Sewer Augmentation Project No. 3ASC15

**CONTRACTOR:** Borderland Construction Company, Inc.  
400 East 38<sup>th</sup> St.  
Tucson, AZ 85713

**CONTRACT NO.:** CT-WW-16-208

**AMENDMENT NO.:** Five (5)

**FUNDING:** Regional Wastewater Reclamation Department Obligations

<b>CONTRACT TERM:</b> 02/16/2016 - 07/31/2020	<b>ORIGINAL CONTRACT AMOUNT:</b>	\$	576,735.21
<b>TERMINATION PRIOR AMENDMENT:</b> 07/31/2020	<b>PRIOR AMENDMENT(S):</b>	\$	13,631,473.34
<b>TERMINATION THIS AMENDMENT:</b> 06/30/2023	<b>AMOUNT THIS AMENDMENT:</b>	\$	-
	<b>REVISED CONTRACT AMOUNT:</b>	\$	14,208,208.55

**CONSTRUCTION CONTRACT AMENDMENT**

**WHEREAS,** COUNTY and CONTRACTOR have entered into the Contract for the above referenced project, dated February 16, 2016; and

**WHEREAS,** construction of the project was anticipated to be conducted in multiple phases; and

**WHEREAS,** construction services have progressed for the multiple phases, and the need to extend the contract term for project completion has become apparent due to the delay in design approval by the Union Pacific Railroad and for resolution of various right of way matters; and

**WHEREAS,** COUNTY and CONTRACTOR pursuant to Article 1 have agreed to extend the contract term; and

**WHEREAS,** no additional funding is required at this time.

**NOW, THEREFORE,** it is agreed as follows:

**CHANGE: ARTICLE I – TERM,** first paragraph:

From: "This Contract, as approved by the Board of Supervisors, commences on February 16, 2016 and terminates on July 31, 2020 unless sooner terminated or further extended for Project completion. COUNTY may with written notice to CMAR, extend this Contract for such additional period or periods as may be required for Project completion."

To: "This Contract, as approved by the Board of Supervisors, commences on February 16, 2016 and terminates on June 30, 2023 unless sooner terminated or further extended for Project completion. COUNTY may with written notice to CMAR, extend this Contract for such additional period or periods as may be required for Project completion."

This Amendment shall be effective on February 4, 2020.

All other provisions of the Contract, not specifically changed by this Amendment, shall remain in effect and be binding upon the Parties.



IN WITNESS WHEREOF, the Parties have affixed their signatures to this Amendment on the dates written below.

APPROVED:

\_\_\_\_\_  
Chairman, Board of Supervisors

\_\_\_\_\_  
Date

CONTRACTOR:

  
\_\_\_\_\_  
Signature

TODD ADAMS Vice President  
Name and Title (Please Print)

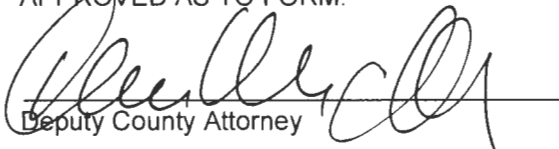
1-17-20  
Date

ATTEST:

\_\_\_\_\_  
Clerk of the Board

\_\_\_\_\_  
Date

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Deputy County Attorney

**CHARLES WESSELHOFT**

\_\_\_\_\_  
Name (Please print)

1-13-20  
Date