



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

☐ Award ☒ Contract ☐ Grant

**Requested Board Meeting Date:** March 17, 2020

**\* = 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 Aerospace Parkway Widening (4AERO2)

**\*Purpose:**

Amendment: Contract No. CT-PW-17-328, Amendment No. Eleven (11). This no-cost amendment extends the term of the contract to 06/30/21 to allow for the coordination with Raytheon for the new southern entrance located off of Raytheon Parkway. Administering Department: Public Works.

**\*Procurement Method:**

Pursuant to Solicitation for Qualifications No. 247692, on 05/02/17, the Board of Supervisors awarded a contract for this project in the amount of \$183,369.91 for pre-construction services for a contract term of 05/02/17 to 05/01/18. Previous Amendment Nos. 1, 3, 4, 5 and 8 totaling \$7,525,192.38 have been approved by the Board of Supervisors to extend the term of the contract to 03/31/20, incorporate an accepted GMP 1 Phase 1, GMPs 2, 3, 4, and 5 Phase 2 schedules, and scope of work. Amendment Nos. 2, 6, 7, 9, and 10 totaling a net reduction of \$613,467.61 were approved by the Procurement Director to reconcile line items for GMPs 1, 2, 3, 4, and 5, modify scope of work, and extend the term of the contract to 03/31/19.

Attachment: Amendment No. Eleven (11).

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

This contract is for the CMAR to provide pre-construction and construction services for the entire Aerospace Parkway Widening Project including intersection improvements at Nogales Highway and Raytheon Parkway. The pre-construction services phase includes value engineering, constructibility reviews, and a cost model development. The CMAR will develop multiple GMPs for each of the phases to construct the project throughout the term of the Contract and incorporate into this Contract by Amendment.

**\*Public Benefit:**

The construction of this expansion will provide the infrastructure needed for both the commercial and industrial growth being promoted in the area of the Aerospace corridor including known increased traffic needs at Raytheon and Vector Space. The result of this development will be to support growth in the local economy which will benefit the entire region.

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

Performance will be measured using the contractor evaluation process as outlined in BOS Policy D29.1.E.I. At the end of the pre-construction phase, the CMAR will provide GMP(s) which will be incorporated into this Contract by Amendment, showing the project will be constructed within the estimated budget.

**\*Retroactive:**

No.

To: COB 1-24-20  
Ver. 28  
475-2 (1)

Procure Dept 02/25/20 PM04:16

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: PW Contract Number (i.e., 15-123): 17-328 *MTS*

Amendment No.: Eleven (11) AMS Version No.: ~~Twenty Seven (27)~~ *Twenty-Eight (28)*

Effective Date: 03/17/20 New Termination Date: 06/30/21

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:** HURF 12.6%

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: Matt Sage; CPPB *Matt Sage 2/13/20* *Typhoon 2/13/2020*

Department: Procurement *May 2020* Telephone: 724-8586

Department Director Signature/Date: *Nancy Cole* 2/14/2020

Deputy County Administrator Signature/Date: *[Signature]* 2/18/2020

County Administrator Signature/Date: *[Signature]* 2/18/2020

(Required for Board Agenda/Addendum Items)

**PIMA COUNTY PUBLIC WORKS ADMINISTRATION**

**PROJECT:** Construction Manager at Risk Services for Aerospace Parkway Widening (4AERO2)

**CONTRACTOR:** Borderland Construction Company, Inc.  
P.O. Box 27406  
Tucson, Arizona 85726

**CONTRACT NO.:** CT-PW-17-328

**AMENDMENT NO.:** Eleven (11)

**FUNDING:** HURF 12.6%

<b>CONTRACT TERM:</b> 05/02/2017 - 05/01/2018	<b>ORIGINAL CONTRACT AMOUNT:</b>	\$	183,369.91
<b>TERMINATION PRIOR AMENDMENT:</b> 03/31/20	<b>PRIOR AMENDMENT(S):</b>	\$	6,911,724.78
<b>TERMINATION THIS AMENDMENT:</b> 06/30/21	<b>AMOUNT THIS AMENDMENT:</b>	\$	-
	<b>REVISED CONTRACT AMOUNT:</b>	\$	7,095,094.69

**CONTRACT AMENDMENT**

**WHEREAS**, at its regularly scheduled meeting on May 2, 2017, the Board of Supervisors approved the award of a Construction Manager at Risk Contract by COUNTY to CONTRACTOR for the above-named Project; and

**WHEREAS**, CONTRACTOR and COUNTY have completed pre-construction services; and

**WHEREAS**, CONTRACTOR submitted a Guaranteed Maximum Price (GMP) 1, 2, 3, 4, and 5 that were acceptable to COUNTY for the construction phase of the project; and

**WHEREAS**, each GMP included a COUNTY and CONTRACTOR'S Contingency that is included in the total Contract Amount; and

**WHEREAS**, GMPs 1, 2, 3, and 4 have been completed; and

**WHEREAS**, COUNTY and CONTRACTOR request additional time to allow for the coordination with Raytheon for the new southern entrance located off of Raytheon Parkway; and

**WHEREAS**, COUNTY intends to extend the term of the contract to 06/30/2021; and

**WHEREAS**, COUNTY and CONTRACTOR have agreed to this time extension.

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

**CHANGE: ARTICLE 1 – TERM**

**FROM:** "This Contract, as approved by the Board of Supervisors, commences on May 2, 2017 and terminates on March 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 May 2, 2017 and terminates on **June 30, 2021**, 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 March 17, 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 THEREOF, the Parties have affixed their signatures to this Amendment on the dates written below.

APPROVED:

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

\_\_\_\_\_  
Date

CMAR:

\_\_\_\_\_  
Signature

GENE RAMIREZ Vice President  
Name and Title (Please Print)

2/25/20  
Date

ATTEST:

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

APPROVED AS TO FORM:

Kell Olson  
Deputy County Attorney

**KELL OLSON**

\_\_\_\_\_  
Name (Please Print)

2/14/2020  
Date