



City of Emeryville

CALIFORNIA

MEMORANDUM

DATE: July 11, 2017

TO: Carolyn Lehr, City Manager

FROM: Andrew Clough, Acting Director of Public Works

SUBJECT: Resolution Of The City Council Of The City Of Emeryville Authorizing The City Manager To Execute Change Order No. 1 To The Professional Services Agreement With Biggs Cardosa Associates Inc. Granting A Time Extension To December 31, 2017 For The Design Update Of The South Bayfront Pedestrian Bicycle Bridge, CIP# 16475006

STAFF RECOMMENDATION

Staff recommends that the City Council authorize the City Manager to execute a change order to the Professional Services Agreement (PSA) with Briggs, Cardosa Associates Inc. granting a time extension to December 31, 2017 for the design update of the South Bayfront Pedestrian Bicycle Bridge.

BACKGROUND

In September of 2015, the City Council authorized execution of a Professional Services Agreement with Biggs Cardosa to update project plans and specifications for the South Bayfront Pedestrian Bicycle Bridge. The authorized amount of the agreement was \$400,740 and specified a termination date of June 30, 2017.

Much work has been done for the update, but the scope of work remains incomplete. This item seeks approval of a timeline extension to the agreement to December 31, 2017, in order to complete the update. The proposed extension of the contract is documented with a change order.

DISCUSSION

Project plans have been revised, but are not ready for the solicitation of bids. Additional work needs to be done to be in compliance with Bay Friendly Landscape requirements. The City has not secured easement rights to allow the project to advance to the construction phase, but they are forthcoming. The City awaits approval by the California Public Utilities Commission, which could impose some additional requirements leading to further plan revisions. Some easement agreements include clauses requiring review and approval of plans by the easement grantor. Such a review, while initiated, has not been completed at this time.

The lead project manager, Maurice Kaufman, the City's former Public Works Director, resigned on May 31, 2017. As a result, an interim City Engineer was hired to perform city engineering services, in order to further advance the project towards the construction phase to keep the project on schedule.

Securing a right of entry onto the Bay Street properties for further archeological investigation is the "critical path". To keep the project on track, investigation of major excavation sites must be completed soon to determine the extent and scope of cultural resource accommodations and mitigation needs.

The landscape plan is expected to be revised to meet new Bay Friendly scoring criteria, which were revised in response to the drought of the last 5 years and other regulatory changes. Under the prior rules, the 2011 plans met the goals. New plans were generated and submitted in late March, 2017. The City received a score from Bay Friendly on June 9th which did not meet current policies.

As the project design nears completion, the Council will be asked to consider additional service agreements to address hazardous materials and archeological issues.

FISCAL IMPACT

The Biggs Cardosa agreement was authorized not to exceed \$400,740. As of April 30, 2017, the firm has incurred costs of \$282,528.83. At this time, no change is being requested for further financial authorization on said agreement. Only a change order is being requested consisting of a time extension of 6 months to the current termination date, extending it to December 31, 2017.

The FY16/17 Capital Improvement Program Budget includes approximately \$16M in funding for the South Bayfront Bridge and Horton Landing Park Project. As part of the mid-cycle budget approval by the City Council in June 2015, \$14.5M was appropriated to the project from former Redevelopment Agency funds. Sufficient funding is in place to cover the \$400,740 contract with Biggs Cardosa Associates Inc.

STAFF COMMUNICATION WITH THE PUBLIC

There have been not staff communications with the public regarding this report.

CONCLUSION

It is recommended that the City Council grant a time extension to the contract with Briggs, Cardosa Associates Inc. for the design update of the South Bayfront Pedestrian Bicycle Bridge so the project can continue and be completed in a timely manner.

PREPARED BY: Todd Teachout, Interim City Engineer

**APPROVED AND FORWARDED TO THE
CITY COUNCIL OF THE CITY OF EMERYVILLE:**



Carolyn Lehr, City Manager

ATTACHMENTS

1. Proposed Resolution
2. Professional Services Agreement Change Order
3. Conceptual Design for the Bridge, CIP Excerpt