

**RESOLUTION NO. 18-\_\_\_\_\_**

**Resolution Of The City Council Of The City Of Emeryville Authorizing The City Manager To Execute A First Amendment To Professional Services Agreement With EKI Environment and Water, Inc., For An Additional Compensation Amount of \$49,900, For A Total Not To Exceed Amount Of \$79,900, For Consulting Services Related to the Monitoring and Cleanup of Horton Landing Park Expansion Site**

**WHEREAS**, South Bayfront Pedestrian and Bicycle Bridge and Horton Landing Park Expansion are project identified and budgeted for in the City of Emeryville Capital Improvement Program (2016-17 through 2020-2021); and

**WHEREAS**, on September 27, 2018, the City took ownership of a parcel of land that is the site for Horton Landing Park Expansion, also referred to as "The Sliver Parcel," and "Parcel I"; and

**WHEREAS**, before acquisition occurred the Sliver Parcel was analyzed with regard to soil contamination; and

**WHEREAS**, the entered into a Professional Services Agreement with EKI Environment and Water, Inc. ("EKI") to perform the soil analysis; and

**WHEREAS**, EKI found contamination on the site which must be remediated to further develop the Sliver Parcel; and

**WHEREAS**, EKI submitted two proposals for additional environmental services related to the assessment of soil contamination remediation of the Sliver Parcel; and

**WHEREAS**, the costs for the additional services performed prior to Sliver Parcel acquisition and services related to the remediation of contamination total \$49,900; and

**WHEREAS**, the Capital Improvement Program budgets funds for such professional services such as Environmental Cleanup Consultation; and

**WHEREAS**, there are sufficient funds for these proposed additional services; now, therefore, be it

**RESOLVED**, by the City Council of the City of Emeryville finds the proposals acceptable and proposed services necessary; and, be it, further

**RESOLVED**, by the City Council of the City of Emeryville authorizes the City Manager to execute the First Amendment to Professional Service Agreement with EKI Environment and Water for Consulting Services, Inc., for an additional compensation amount of \$49,900, for a total not to exceed amount of \$79,900, related to the remediation of soil contamination on the Sliver Parcel, in the form attached hereto as Exhibit A.

**ADOPTED**, by the City Council of the City of Emeryville at a regular meeting held  
Tuesday, December 18, 2018, by the following vote:

AYES: \_\_\_\_\_  
NOES: \_\_\_\_\_  
ABSTAIN: \_\_\_\_\_  
ABSENT: \_\_\_\_\_

\_\_\_\_\_  
MAYOR

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
CITY CLERK

  
\_\_\_\_\_  
CITY ATTORNEY