

## **RESOLUTION NO. 19-**

**Resolution Of The City Council Of The City Of Emeryville Authorizing The City Manager To Execute Amendment No. 3 To The Professional Services Agreement With EKI Environment and Water, Inc. Granting A Time Extension To December 31, 2020 For Soil Services within the West Side of Railroad Tracks side of The Construction Of The South Bayfront Pedestrian And Bicycle Bridge And Horton Landing Park, Project No. EPW 17-112 (CIP No. 16475006 And CIP No. 17237003)**

**WHEREAS**, in August 2017, the City of Emeryville entered into a Professional Services Agreement (PSA) with EKI Environment and Water in an amount not to exceed \$37,000 for testing of soil within foundation areas on the west side of the railroad tracks portion of the South Bayfront Bridge project site; and

**WHEREAS**, given the test findings Amendment 1 to the PS, estimated to cost \$25,000, was developed to amend an Existing Soil Management Plan for the West Side area specifically for the Project Area and was approved on February 6, 2018 by Resolution 18-10; and

**WHEREAS**, Amendment 2 to the PSA was developed to address work associated with Monitoring, Testing and Reporting during construction at an estimated cost of \$80,000 and was authorized by Resolution 18-111 on July 24, 2018; and

**WHEREAS**, Amendment 3 to the PSA is necessary to extend the term of the PSA to December 31, 2020 after it was discovered that the Termination Date of the PSA is June 30, 2018, and December 31, 2020 is the estimated date that the project will be completed;

**WHEREAS**, there is sufficient funding appropriated as part of the Capital Improvement Program for the South Bayfront Bridge / Horton Landing Park project to cover the cost of said Professional Services Agreement; now, therefore, be it

**RESOLVED**, that the City Council of the City of Emeryville hereby authorizes the City Manager to execute Amendment No 3 to the Professional Services Agreement with EKI Environment and Water amending the Termination Date to December 31, 2020 for the soil services associated with the South Bayfront Pedestrian Bicycle Bridge, CIP#16475006 and CIP#17237003.

**ADOPTED**, by the City Council of the City of Emeryville at a regular meeting held  
Tuesday, May 21, 2019, by the following vote:

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

\_\_\_\_\_  
MAYOR

ATTEST:

APPROVED AS TO FORM:

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

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