

RESOLUTION NO. 21-____**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. increasing the Not-To-Exceed Contract Amount And Extending Time For Environmental Services Related To The South Bayfront Pedestrian Bicycle Bridge Project, EPW17-112 (CIP #16475006)**

WHEREAS, in July 2017, the City Council of the City of Emeryville adopted Resolution 17-121 authorizing the City Manager to enter into a Professional Services Agreement (PSA) with EKI Environment and Water in an amount not to exceed \$200,000 for updating a Soil Cleanup Plan and overseeing the remediation of soil contamination on the east side of the railroad tracks portion of the South Bayfront Bridge project site; and

WHEREA, Council authorized a first amendment to the contract on May 21, 2019 to extend the contract termination date to December 31, 2020 and a second amendment on February 18, 2020 amending the scope of services by \$175,500 and extending the termination date to December 31, 2021, and

WHEREAS, Continued environmental consulting services are required from EKI to support the construction effort and costs are projected to exceed the current contract amount, and

WHEREAS, EKI has provided the City with a supplemental scope of services and cost proposal (Exhibit A-3) in the amount of \$40,000 to complete the effort required to comply with the regulatory requirements for the environmental remediation, and

WHEREAS, Staff has reviewed this proposal and found it to be reasonable; and

WHEREAS, Staff also recommends extending the termination date of the contract to sixty (60) days past the acceptance date of the project construction contract.

WHEREAS, The EKI contract is budgeted from existing project funds as follows:

	Amount	Fund	Project No
Original	\$200,000	472	16475006
Amend 1	\$0(Time)		16475006
Amend 2	\$175,500	475	16475006
Amend 3	\$40,000	475	16475006

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, attached as Exhibit A-3, increasing the contract not to exceed amount by \$40,000 for a total amount not to exceed \$415,500 for environmental services covering the site associated with the South Bayfront Pedestrian Bicycle Bridge, Project EPW17-112 CIP#16475006 and extending the termination date of the contract to sixty (60) days past the acceptance of the project construction contract.

Resolution No. 21-____

EKI Environment and Water – PSA Amendment 3 for South Bayfront Ped/Bike Bridge West Side Work

Emeryville City Council | June 1, 2021

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ADOPTED, by the City Council of the City of Emeryville at a regular meeting held June 1, 2021, by the following vote:

AYES: _____

NOES: _____

ABSTAIN: _____

ABSENT: _____

MAYOR

ATTEST:

APPROVED AS TO FORM:

CITY CLERK

DocuSigned by:
Andrea Visveshwara
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INTERIM CITY ATTORNEY