



Office of the City Manager

CONSENT CALENDAR
March 10, 2020

To: Honorable Mayor and Members of the City Council
From: Dee Williams-Ridley, City Manager
Submitted by: Phillip L. Harrington, Director, Department of Public Works
Subject: Contract No. 32000026 Amendment: APB General Engineering for the Hillview Road and Woodside Road Drainage Improvement Project

RECOMMENDATION

Adopt a Resolution authorizing the City Manager to amend Contract No. 32000026 with APB General Engineering for the Hillview Road and Woodside Road Drainage Improvement Project, increasing the contract of \$240,000 by \$40,000 for a total amount not-to-exceed \$280,000.

FISCAL IMPACTS OF RECOMMENDATION

Funding for this contract amendment is available from the Clean Storm Water Fund (616). No other funding is required, and no other projects will be delayed due to this expenditure.

Original Contract	\$240,000
This Amendment.....	\$40,000
Amended contract amount	\$280,000

CURRENT SITUATION AND ITS EFFECTS

On September 24, 2019, the City Council approved settlement of Claim No. 0109BC2019-000 by Dhaliwal, Warren, and Fong. The settlement authorized the City Manager to accept a drainage easement on private property at 474 Boynton Avenue in exchange for rebuilding a storm drain pipe on the property that runs from the City roadway to Cerrito Creek. This amendment will allow the construction of the new storm drain pipe on the private property in accordance with the approved settlement, utilizing a contractor currently performing similar work for the City. Staff has negotiated a change order with APB General Engineering for which an increase in the not-to-exceed authorization is needed from the City Council.

BACKGROUND

On April 30, 2019 by Resolution No. 68,842-N.S., the City Council authorized Contract No. 32000026 with APB General Engineering in an amount not to exceed \$240,000 for the Hillview Road and Woodside Road Drainage Improvement project. The proposed drainage work at 474 Boynton Avenue is similar in nature to the drainage improvements

at Hillview and Woodside Roads. The work on Boynton includes replacement of a failed pipe, reconstruction of a drainage inlet, and grading of the work area. APB General Engineering has submitted a reasonable cost proposal to perform the work as a change order to their existing contract. The work would be performed in the spring after the rainy season.

The proposed amendment advances a Strategic Plan goal by providing state-of-the-art, well-maintained infrastructure, amenities, and facilities.

ENVIRONMENTAL SUSTAINABILITY

The rehabilitated storm drain line will eliminate soil erosion into Cerrito Creek.

RATIONALE FOR RECOMMENDATION

APB General Engineering is currently under contract with the City for the construction of the Hillview Road and Woodside Road Drainage Improvements. It is practical and cost-effective to amend the contract with APB General Engineering for the additional storm drain work, and there are funds available to cover the additional expense. The City does not have the resources to perform the work.

ALTERNATIVE ACTIONS CONSIDERED

None.

CONTACT PERSON

Phillip L. Harrington, Director, Department of Public Works, 981-6303

Andrew Brozyna, Deputy Director, Department of Public Works, 981-6396

Nisha Patel, Manager of Engineering, Department of Public Works, 981-6406

Joe Enke, Supervising Civil Engineer, Department of Public Works, 981-6411

Attachments:

1: Resolution

RESOLUTION NO. ##,###-N.S.

CONTRACT NO. 32000026 AMENDMENT: APB GENERAL ENGINEERING FOR HILLVIEW ROAD AND WOODSIDE ROAD DRAINAGE IMPROVEMENT PROJECT

WHEREAS, on April 30, 2019 by Resolution No. 68,842-N.S., the City Council authorized Contract No. 32000026 with APB General Engineering in an amount not to exceed \$240,000 for the Hillview Road and Woodside Road Drainage Improvement project; and

WHEREAS, on September 24, 2019, the City Council approved settlement of Claim No. 0109BC2019-000 by Dhaliwal, Warren, and Fong; and

WHEREAS, the settlement authorized the City Manager to accept a drainage easement on private property at 474 Boynton Avenue in exchange for rebuilding a storm drain pipe on the property that runs from the City roadway to Cerrito Creek; and

WHEREAS, an increase of \$40,000 is needed to construct the storm drain improvements agreed to as part of settlement of Claim No. 0109BC2019-000; and

WHEREAS, \$40,000 in funds is available in the current year budget in the Clean Water Fund (616); and

WHEREAS, staff recommends APB General Engineering perform the work as a change order to Contract No. 32000026.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the City Manager is authorized to execute an amendment to Contract No. 32000026 with APB General Engineering for the Hillview Road and Woodside Road Drainage Improvement project, increasing the current contract amount of \$240,000 by \$40,000 for a total amount not to exceed \$280,000. A record copy of said contract amendment will be on file with the Office of the City Clerk.

