



TO: Mayor and Councilmembers

FROM: Rosemarie Gaglione, Public Works Director

CONTACT: Kathy Garcia, Deputy Public Works Director

SUBJECT: Contract Amendment No. 1 to Agreement 2016-048 for Professional Design Services with Cannon

RECOMMENDATIONS:

- A. Approve an expansion of the scope of the Magnolia Avenue Sidewalk Replacement Project to include the west side of Magnolia.
- B. Approve and authorize the City Manager to execute Amendment No. 1 to Agreement No. 2016-048 for Professional Design Services with Cannon Engineering for the Magnolia Avenue Sidewalk Infill Project, increasing the Agreement amount by \$15,000 to a new not to exceed amount of \$40,000.
- C. Approve a budget allocation in the amount of \$25,000 in Measure A – Local funds for additional contract professional design services and administrative costs to assist with the project.

BACKGROUND:

Sections of sidewalk on the east side of Magnolia Avenue, south of Hollister Avenue to Gaviota Street are in deteriorated condition, or are simply paved with asphalt and are not raised concrete sidewalk with a curb and gutter. In response to neighborhood concerns, Capital Improvement Plan Project 9082 was approved to address sidewalk conditions on the east side of Magnolia Avenue. On June 29, 2016, the City Manager approved Agreement No. 2016-048 with Cannon Engineering (Cannon) to provide engineering design and construction bid documents in the amount of \$25,000.

After the scope of the project was originally established, staff identified an opportunity to maximize unit pricing by incorporating the deteriorated sidewalk areas on the west side of Magnolia Avenue into the overall Project. To take advantage of this opportunity, Council approval of the expansion of the project's scope and an amendment to the design agreement are necessary.

DISCUSSION:

The expanded project scope would include both sides of Magnolia Avenue from south of Hollister Avenue to Gaviota Street. The project will replace deteriorated sidewalk and complete missing segments, improving pedestrian safety and travel paths for the residents and customers in the area. An additional \$15,000 is necessary for Cannon to perform additional field topographic survey, review existing conditions for disabled access compliance and prepare plans, technical specifications and construction cost estimates for the expanded project limits.

FISCAL IMPACTS:

Staff is requesting an additional \$15,000 for expanded engineering design services for the contract amendment with Canon and an additional \$10,000 to cover staff time, for a total of \$25,000. The recommended funding source is Measure A, for which \$125,000 has already been approved and allocated for miscellaneous projects. Any additional appropriation that may be necessary for construction will be requested at the time of contract award.

Account	Fund Type	Description	FY16/17 Adopted	Requested Appropriations	Revised Budget
205-5-9082-706	Measure A	CIP - Services	\$25,000	\$25,000	\$50,000
205-5-9082-705	Measure A	CIP - Capital Outlay	\$3,000	-	\$3,000
402-5-9082-705	CDBG	CIP - Capital Outlay	\$72,000	-	\$72,000
Total			\$100,000	\$25,000	\$125,000


ALTERNATIVES:

The Council may elect not to authorize the City Manager to execute Amendment No. 1 to Agreement No. 2016-048 for Professional Design Services with Cannon and proceed with just the east side work.

Legal Review By:


 Tim W. Giles
 City Attorney

Approved By:


 Michelle Greene
 City Manager

ATTACHMENTS:

1. Amendment No. 1 to Agreement 2016-048 with Cannon Engineering for Professional Design Services.

Attachment 1

Amendment No. 1 to Agreement 2016-048 with Cannon Engineering for Professional Design Services.

**AMENDMENT NO. 1
TO A PROFESSIONAL DESIGN SERVICES AGREEMENT
BETWEEN THE CITY OF GOLETA
AND
CANNON**

This Amendment No. 1 ("Amendment") is made this 20th day of September, 2016, to a PROFESSIONAL DESIGN SERVICES AGREEMENT between the **CITY OF GOLETA** ("City") and **CANNON** ("Consultant") dated June 29, 2016 ("Agreement").

RECITALS

WHEREAS, the Agreement between City and Consultant currently provides in Section 3 Subsection (a) for the total compensation amount not to exceed Twenty-five thousand dollars (\$25,000) dollars; and

WHEREAS, the parties desire to amend the Agreement so as to provide for additional compensation in the amount of fifteen thousand dollars (\$15,000) dollars for additional tasks for the Magnolia Street Sidewalk Design; and

WHEREAS, the Agreement between City and Consultant currently provides in Exhibit A entitled "Scope of Work" the complete and particular description of services as set forth for Consultant; and

WHEREAS, the parties desire to amend Exhibit A of the Agreement by adding additional services expansion of project limits to include both sides of Magnolia Avenue from Hollister Avenue to Gaviota Street, as more completely and particularly set forth in the Scope of Work, attached as Exhibit "A-1"; and

WHEREAS, the City Council on this 20th day of September, 2016, approved this contract Amendment No. 1, and authorized the City Manager to execute this agreement, per the Goleta Municipal Code Section 3.05.240.

AMENDED TERMS

Now therefore City and Consultant agree as follows that the Agreement be, and hereby is, amended as follows:

1. Section 3 Subsection (a). COMPENSATION AND PAYMENT of the Agreement is amended to add an additional authorized amount of \$15,000 and to read in its entirety:

(a) Maximum and Rate. The total compensation payable to CONSULTANT by CITY for the services under this AGREEMENT **SHALL NOT EXCEED** the sum of \$40,000 (herein "not to exceed amount"), and shall be earned as the work progresses on the following basis:

Hourly at the hourly rates and with reimbursement to CONSULTANT for those expenses set forth in CONSULTANT's Schedule of Fees marked Exhibit "B," attached and incorporated herein. The rates and expenses set forth in that exhibit shall be binding upon CONSULTANT until June 30, 2017, after which any change in said rates and expenses must be approved in writing by CITY's Project Manager (CITY is to be given 60 days notice of any rate increase request), provided the not to exceed amount is the total compensation due CONSULTANT for all work described under this AGREEMENT.

2. This Agreement is amended to delete and replace in its entirety:

Exhibit A "Scope of Work" with **Exhibit A-1 "Scope of Work"** attached hereto and incorporated herein.

3. Except as otherwise specifically provided herein, all other provisions of the Agreement shall remain in full force and effect.

In concurrence and witness whereof, this Amendment No. 1 has been executed by the parties effective on the date and year first above written.

CITY OF GOLETA

CONSULTANT

Michelle Greene, City Manager

Michael Cannon, President

ATTEST:

Deborah Lopez, City Clerk

Larry Kraemer, Secretary

APPROVED AS TO FOR



Tim W. Giles, City Attorney

**Exhibit A-1
Scope of Work**

MAGNOLIA STREET SIDEWALK DESIGN

Phase I: Preliminary Engineering Services:

Task 1 – Project Management and Quality Control

- Meeting agendas, minutes, phone meetings, coordination with utility providers
- Prepare progress reports for City and quality control

Task 2 – Review City Record Drawings & Utility Research

- Review background information, record drawings and past improvement plans provided by City
- Utility research and mapping related to sidewalk improvements.
- Mapped utilities shall be added to the base map.

Task 3 – Field Topographic Survey and ROW Determination

- Field survey
- Preparation of topographic base map showing contours, planimetric features, record Right-of-Way lines, existing improvements, utilities and drainage features within the project site.
- Purchase of one title report, field survey of boundary monumentation and draft the existing record boundary information.

Task 4 – Conceptual Design and Site Review Meeting

- Prepare a conceptual layout exhibit for the proposed sidewalk improvements at a design and detail level of approximately 25% of final construction documents for CITY review and comment, including:
 - Overall Site Plan showing proposed sidewalk improvements
 - Utility and/or structure conflicts and relocations
 - Typical road/sidewalk section
 - Technical Specifications – Table of Contents
 - Engineer's cost estimate

- Site meeting with City to review proposed improvements/constraints and discuss conceptual design and possible modifications

Phase 2: Construction Documents

Task 5 – Prepare 90% Design

- Plans, Specifications, and Cost Estimate for use in public bidding process

Task 6 – 90% Design Review Meeting

- Attend one (1) meeting with CITY staff to review the 90% design, most likely a field meeting, with possible public outreach

Task 7 – Final Design (Plans, Specifications, and Cost Estimate)

- Prepare Final Construction Documents Bid Package, including complete construction documents and an opinion of probable cost
- These plans shall incorporate review comments from the 90% design package and provide construction level design detail and technical specifications sufficient for final project approvals and bidding

Phase 3/4: Bidding & Construction Support Services

Task 8 – Bidding Assistance by responding to contractor questions and requests for information

Task 9 – Create Record Drawings based on City and contractor-supplied as-built drawings, in paper (hardcopy), PDF, and AutoCAD formats

Task 10 – Expand project limits to include both sides of Magnolia Avenue from Hollister to Gaviota Street.