



Office of the City Manager

CONSENT CALENDAR

May 21, 2013

To: Honorable Mayor and Members of the City Council

From:  Christine Daniel, City Manager

Submitted by: Scott Ferris, Acting Director, Parks Recreation and Waterfront

Subject: Contract No. 9169 Amendment: Townsend Management, Inc. for Additional Construction Support Services

RECOMMENDATION

Adopt a Resolution authorizing the City Manager to execute an amendment to Contract No. 9169 with Townsend Management, Inc. (TMI) to provide additional construction support services for the Bay Trail Extension project and other parks improvement projects in an amount not to exceed \$83,596 for a total contract amount not to exceed \$131,096 and extending the term through June 30, 2014.

FISCAL IMPACTS OF RECOMMENDATION

Funds for this contract amendment are available from the following sources:

Budget code 614-5950-450-3038-05PP67	\$15,261
Budget code 610-5850-450-3038	<u>\$68,335</u>
Total additional funding	\$83,596

CMS No. YBMTS.

CURRENT SITUATION AND ITS EFFECTS

Construction of the Bay Trail Extension began in August 2012 and was temporarily halted during the winter season in order to comply with the Bay Conservation and Development Commission (BCDC) permit conditions that restrict construction during the wet winter season. At that time, construction management services were needed to prepare and provide documentation required by Caltrans and to work with the contractor, Redgwick Construction Company, Inc., regarding scheduling, billing and other coordination issues in order to expedite the completion of the project.

The City requested proposals for construction management services from three firms. TMI was selected as the most qualified firm to provide these services, and on January 2, 2013, the City entered into a contract with TMI to provide construction management services for the Bay Trail Extension project for an amount not to exceed \$47,500

(Contract No. 9169) using eligible funds from the federal Transportation Enhancement funds that were awarded for the Bay Trail Extension Project.

Construction on the Bay Trail Extension project resumed on May 6, 2013 and completion is expected in the summer of 2013, which involves the installation of the pedestrian bridge and final punch list items. TMI is needed for their construction management services through the completion of construction and project close-out, including providing assistance to the City to ensure that all of the federal-aid requirements have been met and that the required documentation is provided to Caltrans. TMI will also provide additional construction management services for several other parks improvement projects currently underway that are currently not staffed due to the retirement of a Parks Department project manager. The total fee for the services in this amendment shall not exceed \$83,596.

BACKGROUND

The Bay Trail Extension to the Berkeley Marina is a spur of the San Francisco Bay Trail and will provide bicycle and pedestrian access from the main loop of the Bay Trail at the corner of University Avenue and West Frontage Road into the Marina along the south side of University Avenue. The first segment of the trail ends at the South Lawn but when fully built, the project will continue to the South Sailing Basin, past Cal Sailing and Cal Adventures, through Shorebird Park to Hs. Lordship's Restaurant, and from there it will run along the water's edge at Seawall Drive and end at the Berkeley Yacht Club. The first segment of the project includes a multi-use trail with a footbridge over the Strawberry drainage outfall south of University Avenue.

On January 27, 2004, Council adopted the Design Plan and a Mitigated Negative Declaration (Res. No. 62,375-N.S) for the entire project.

On May 23, 2006, Council approved a contract with 2M Associates for preparation of the construction documents for the first segment of the Bay Trail Extension project (Resolution No 63,308-N.S.)

In 2010, a total of \$2.283 million in grant funding was awarded to the City by two separate agencies for the construction of the first segment of the Bay Trail Extension at the Berkeley Marina as follows: a) on May 27, 2010, the California Coastal Conservancy awarded \$355,000 in State funds; and b) on August 2, 2010, the Metropolitan Transportation Commission (MTC) awarded \$1,928,000 in federal STIP TE funds.

Council previously authorized the application and execution of these grant agreements as follows: a) with the MTC in the amount of \$1.928 million on December 8, 2009 (Resolution No. 64,709-N.S.) and with the California Coastal Conservancy in the amount of \$355,000 on November 9, 2010 (Resolution No. 65,086–N.S.).

On September 27, 2011, the State of California, acting as the agent for the grantor, the Federal Highway Administration (FHWA), issued a Categorical Exclusion (CE) for the above project in compliance with the National Environmental Policy Act (NEPA).

On January 17, 2012, Council approved advertising for construction bids.

On May 29, 2012, the construction contract was awarded to Redgwick Construction Company, Inc. (Resolution No. 65,746-N.S.) and construction began in August 2012.

RATIONALE FOR RECOMMENDATION

TMI has extensive experience in construction management services, including federally-funded projects. They will provide technical services to ensure that all of the federal-aid requirements have been met for the Bay Trail Extension project, and for the City's other parks improvement projects currently underway.

ALTERNATIVE ACTIONS CONSIDERED

None

CONTACT PERSON

Deborah Chernin, Principal Planner, PRW, 981-5157

Attachments:

1: Resolution

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

CONTRACT NO. 9169 AMENDMENT: TOWNSEND MANAGEMENT, INC. FOR
PARKS CONSTRUCTION MANAGEMENT SERVICES

WHEREAS, construction of the Bay Trail Extension began in August 2012 and was temporarily halted during the winter season in order to comply with the Bay Conservation and Development Commission (BCDC) permit conditions that restrict construction during the wet winter season; and

WHEREAS, at that time, construction management services were needed to prepare and provide documentation required by Caltrans and to work with the contractor, Redgwick Construction Company, Inc., regarding scheduling, billing and other coordination issues in order to expedite the completion of the project; and

WHEREAS, the City requested proposals for construction management services from three firms. TMI was selected as the most qualified firm to provide these services, and on January 2, 2013, the City entered into a contract with Townsend Management, Inc. (TMI) to provide construction management services for the Bay Trail Extension project for an amount not to exceed \$47,500 (Contract No. 9169) using eligible funds from the federal Transportation Enhancement funds that were awarded for the Bay Trail Extension Project; and

WHEREAS, construction on the Bay Trail Extension project resumed on May 6, 2013 and completion is expected in the summer of 2013, which involves the installation of the pedestrian bridge and final punch list items. TMI will continue their construction management services through the completion of construction and project close-out, including providing assistance to the City to ensure that all of the federal-aid requirements have been met and that the required documentation is provided to Caltrans. TMI will also provide additional construction management services for several other parks improvement projects currently underway that are currently not staffed due to the retirement of a Parks Department project manager; and

WHEREAS, funding for this contract amendment is available from the federal Transportation Enhancement funds for the Bay Trail Extension Project (budget code 614-5950-450-3038-05PP67) and from the General Fund (budget code 610-5850-450-3038). CMS No. YBMTS.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the City Manager is hereby authorized to execute an amendment to Contract No. 9169 with Townsend Management, Inc. for additional construction management services for the Bay Trail Extension project and other parks improvement projects in an amount not to exceed \$83,596 for a total contract amount not to exceed \$131,096, and extending the contract through June 30, 2014. A record signature copy of contract and any amendments to be on file in the Office of the City Clerk.