



# Agenda Report

**MEETING DATE:** Tuesday, April 25, 2023

**TO:** City Council

**FROM:** INTERIM PUBLIC WORKS & UTILITIES DIRECTOR VIDES  
ASST PUBLIC WORKS & UTILITIES DIRECTOR FONTES  
SENIOR CIVIL ENGINEER MOHANNA

**THROUGH:** CITY MANAGER MENDEZ

**SUBJECT:** APPROVE AMENDMENT 1 TO CONTRACT WITH CAL  
ENGINEERING & GEOLOGY, INC. FOR PREPARATION OF  
CONSTRUCTION PLANS AND DOCUMENTS FOR THE  
PENNSYLVANIA DRIVE RECONSTRUCTION PROJECT FROM  
CLIFFORD AVENUE TO WINDING WAY AND APPROPRIATE  
\$78,157.25 IN UNALLOCATED SB 1 F

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## RECOMMENDED ACTION:

Staff recommends City Council adopt a resolution for the Pennsylvania Drive Road Reconstruction Project from Clifford Avenue to Winding Way that approves Amendment 1 to the contract with Cal Engineering & Geology, Inc. for preparation of construction plans and documents and appropriates \$78,157.25 in unallocated SB 1 funds from Fund 0306 to Project 14817.

## DISCUSSION:

On Pennsylvania Drive, between Clifford Avenue and Winding Way, a 900-foot length of the southbound bike lane has been closed since 2020 because the shoulder has settled. On January 3, 2022, the City executed an agreement with Cal Engineering & Geology (CE&G) Inc. to investigate the settlement, recommend a repair and prepare construction plans and documents. The cost of the contract was \$92,836 and the term was June 30, 2023. During the investigation, it was noted that shoulder settlement had occurred in an additional 700 feet of the southbound lane between Winding Way and the closed bike lane and that curb and gutter in the northbound lane had also settled. Staff proposes to amend the existing CE&G contract to include the additional area in the investigation, recommendation and preparation of construction plans and documents.

Amendment 1 to the CE&G contract expands the scope of the project to include the areas where additional settlement has occurred. The contract amount is increased by

\$78,157.25 to \$170,993.25 and the term of the contract is extended to June 30, 2025. Funding for the increase will be taken from SB1 funds that are currently unallocated.

Construction plans and documents should be complete in 2025. Construction is scheduled for FY 26/27.

**ENVIRONMENTAL REVIEW:**

This action is exempt from the requirements of the California Environmental Quality Act (CEQA) in accordance with CEQA Guidelines Section 15378(b)(5), in that adopting a Resolution amending a contract does not meet CEQA's definition of a "project," because the action does not have the potential for resulting in either a direct physical change in the environment or a reasonably foreseeable indirect physical change in the environment and if a "project," is exempt under the "common sense" exception (14 Cal. Code Regs. § 15061(b)(3)) because it can be seen with certainty that there is no possibility that this action may have a significant effect on the environment.

**STRATEGIC PLAN:**

The project supports Strategic Plan Priorities:

3 - Infrastructure & Environment

**FINANCIAL IMPACT:**

The cost increase will be funded by an appropriation of \$78,157.25 in unallocated SB 1 funds from Fund 0306 to Account No. 0306-924-7837-14817.

Original Contract Amount	\$92,836.00
Amendment #1	\$62,525.80
Additional Services not Included in Exhibit "1"	\$15,631.45
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Subtotal with Amendment #1	\$78,157.25
<b>Total Obligation under this Contract</b>	<b>\$170,993.25</b>

**ALTERNATIVE ACTION:**

No reasonable alternatives are known at this time.

**ATTACHMENTS AND/OR REFERENCES (If any):**

None