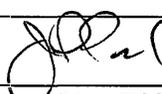


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## Alameda Corridor Transportation Authority

June 14, 2018

<b>To:</b>	Governing Board
<b>From:</b>	James P. Preusch, Chief Financial Officer 
<b>Subject:</b>	<i>Approval of Change Order No. 25 to Agreement No. E0807 with AECOM Technical Services, Inc. (APPROVAL)</i>

**Recommendation:**

Approve the proposed Change Order No. 25 to Agreement No. E0807 with AECOM Technical Services, Inc. (ATS) to add \$290,000 to the agreement and extend the time through June 30, 2021, and authorize the Chief Executive Officer or Chief Financial Officer to execute said change order. It is also recommended that the Board find that conducting a competitive selection process for these services would not be practical or advantageous to ACTA.

**Background:**

Through a series of several cooperative agreements, Caltrans and ACTA have advanced the SR-47 Project from the feasibility phase through the construction phase. The SR-47 Project is comprised of two separate fully operational segments: the Segment 1 Heim Bridge Replacement connecting Ocean Boulevard with SR-103, and the Segment 2 Expressway connecting Segment 1 with Alameda Street at PCH. Segment 1 design was a joint effort of Caltrans and ACTA, and Segment 1 construction, which is fully funded by Caltrans, is underway. Segment 2 has been placed on indefinite hold due to funding issues and the Ports' pending highway and rail traffic analyses to determine if Segment 2 is necessary. Should Segment 2 move forward, it will be ACTA's responsibility to manage and fund Segment 2 right-of-way acquisition, utility relocation, design, and construction.

There are two active cooperative agreements with Caltrans for the SR-47 Project. The first cooperative agreement, Agreement No. 07-4872 effective July 16, 2009, involves ACTA and Caltrans' respective responsibilities to fund, acquire right-of-way, coordinate utility relocation, and design Segment 1 and Segment 2.



In March 2011, the Board authorized ACTA to enter into the second Caltrans cooperative agreement, Agreement No. 07-4914, effective September 7, 2011, which covers ACTA's support services to Caltrans during the construction phase of Segment 1. Under this agreement, ACTA is obligated to provide design support services during construction of Segment 1 and to perform certain environmental mitigation tasks. The costs for these services are fully reimbursable to ACTA by Caltrans pursuant to this agreement.

The services provided by ACTA under both cooperative agreements are provided in large part by ACTA's consultant, AECOM Technical Services, Inc. (ATS), formerly URS Corporation, under Agreement No. E0807, as well as oversight and coordination services provided by the Alameda Corridor Engineering Team (ACET).

**Discussion:**

Agreement No. E0807 between ACTA and ATS has two separate not-to-exceed amounts for ATS services provided under the two cooperative agreements. The total Board-approved not-to-exceed ATS contract value at this time is \$11,225,179, comprised of \$8,465,179 for services under Caltrans Agreement No. 07-4872, and \$2,760,000 for services under Caltrans Agreement No. 07-4914. A total of \$750,000 in contingency was previously approved by the Board, \$650,000 of which has been utilized and included in the aforementioned ATS contract amounts.

Segment 1 construction has and continues to be delayed due to unforeseen site conditions, which has necessitated certain Caltrans-authorized design revisions, including but not limited to rail alignment and utility relocation changes. Last September, Caltrans was forecasting a construction completion date of March 2020. This date has now been extended to November 2020. A change order to the agreement is requested to extend the term through June 30, 2021, in order to account for close-out of the project following the November 2020 completion date. An extension of the agreement with ATS is recommended without conducting a new competitive selection process because the project is nearing completion and the selection of a consultant other than ATS would result in unnecessary expenditures in on-boarding a new entity and the unlikelihood that a new consultant would adopt work done to date as its own. An additional authorization of \$290,000 for ATS services under Caltrans Agreement Nos. 07-4914 is now required, which is fully reimbursable to ACTA by Caltrans.

If approved by the Board, the new total not-to-exceed amount for the design support during construction task for Segment 1 under Caltrans Agreement No. 07-4914, excluding contingency, will be \$3,050,000. No change is required for the \$8,465,179 not-to-exceed amount for the original design services under Caltrans Agreement No. 07-4872. If approved, the new total not-to-exceed contract value for ACTA Agreement No. E0807 with ATS excluding contingency will be \$11,515,179. (See attached Segment 1 Contract Value History Table and summary within Change Order No. 25.)

Additional contract value will be necessary to support the extended contract term but will be brought to the Board separately at a future date because the Caltrans Cooperative Agreement must be amended to increase the authorized reimbursement amount. The amendment is in process and it will be brought to the Board for approval as soon as it is completed.

**Budget Impact:**

Funds for this Change Order will be reimbursed by Caltrans under existing Caltrans Cooperative Agreement No. 07-4914. This amount is included in the FY19 Program Budget.

Transmittals:

Transmittal 1: Change Order No. 25 to ATS Agreement No. E0807

Transmittal 2: ATS Agreement No. E0807 Segment 1 Contract Value History