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Alameda Corridor Transportation Authority

June 14, 2018

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| To: | Governing Board |
| From: | John T. Doherty, Chief Executive Officer <i>John T. Doherty by JPP</i> |
| Subject: | <i>Approval</i> Approval of Change Order No. 18 to Agreement No. C0764 with Earth Mechanics, Inc. (APPROVAL) |

Recommendation:

Approve the proposed change order to Agreement No. C0764 with Earth Mechanics, Inc. ("EMI") to extend the term 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.

Discussion:

EMI was engaged to develop the geotechnical design requirements for both Segments 1 and 2 of the SR-47 Project. To date they have only performed services for Segment 1 (Heim Bridge Replacement). Currently, EMI supports the Caltrans construction effort including observation of the special foundation construction. Caltrans currently estimates a construction completion date of November 2020.

EMI's current activities involve inspection of the ongoing foundation construction for conformance with EMI's geotechnical design completed in the design phase of the project. These services are required under a Cooperative Agreement between ACTA and Caltrans and all services are paid by Caltrans. Due to construction delays, the completion date has continually been extended. An extension of the agreement with EMI is recommended without conducting a new competitive selection process because the project is nearing completion and the selection of a consultant other than EMI would be contrary to the customary practice that these construction support services be performed by the designer of record.

This contract was entered into pursuant to a competitive selection process and has been in place since May 8, 2006. The Board-approved not-to-exceed amount is \$2,686,055, as of June 2011. Expenditures to date total \$2,592,129. 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.



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 contract, which was previously authorized by the Board, are contained within the FY19 Program Budget.

Transmittal:

Transmittal 1: Change Order 18 to Earth Mechanics, Inc. Agreement No. C0764