

REPORT TO CITY COUNCIL

DATE: JUNE 13, 2012

TO: HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

FROM: GREG RAMIREZ, CITY MANAGER

BY: RAMIRO ADEVA, PUBLIC WORKS DIRECTOR/CITY ENGINEER

SUBJECT: REQUEST TO APPROVE A THIRD AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH KIMLEY-HORN AND ASSOCIATES, INC., FOR ADDITIONAL ENGINEERING DESIGN, ENVIRONMENTAL STUDIES AND RIGHT-OF-WAY SERVICES FOR THE AGOURA ROAD WIDENING PROJECT.

The City has a consultant services agreement with Kimley-Horn and Associates, Inc., for engineering design services for the ultimate alignment and build-out of Agoura Road, from Western City Limits to Cornell Road. Complete design of alignment and improvements along Agoura Road is part of this agreement, which included environmental initial studies and final approval. As the project approaches final design stages, due to unexpected field conditions and previous tasks requested by staff, additional services are required to bring the project design to a close.

There are five (5) additional tasks associated with the third amendment as follows:

Task 1: Final Pedestrian Bridge Design

Agoura Road will remain a two lane road East of Kanan Road, which allows the existing bridge at Medea Creek to remain in-place for both vehicles and cyclists. In order to keep in the spirit of the Agoura Village Specific Plan and meet the demands of multi-modal transportation, staff has determined that the bridge would need to be widened to accommodate safer crossing of pedestrians. In order to minimize the construction of a full widened bridge, a cantilevered pedestrian bridge option was selected, allowing safe passage of all users through Agoura Village and minimized construction effort over Medea Creek.

Task 2: Supplemental Pavement Evaluation

Previous soil investigations had soil borings along Agoura Road, including three along Kanan Road. The borings provided data that had a large range, specifically in the Agoura Road and Kanan Road intersection, resulting in the potential for over-designing the paving portion of the project. In an effort to reduce potential higher construction costs, staff determined that three (3) additional soil borings along the Agoura Road and Kanan Road intersection were needed for a more representative layout of the site's soil conditions.

Task 3: Additional Environmental Studies and Permitting Services

As the project area has been further defined, additional environmental analyses and permitting have been required. During development of the technical studies for the project, potential wetlands were discovered within the project area, resulting in the need for habitat suitability surveys to be conducted for the Least Bells Vireo bird species. The discovery of wetlands also required additional environmental permitting with both State and Federal agencies.

Task 4: Meandering Sidewalk and Alignment Update

Initially, staff felt meandering sidewalks would be too great a challenge to accommodate throughout the project given the existing topographic and right of way constraints. However, as the design phase progressed, and the ultimate alignment and grading impacts became more apparent, staff felt that the idea of meandering sidewalks should be reconsidered in an effort to stay consistent with Council support for meandering sidewalks, as well as the Agoura Village Specific Plan vision of promoting pedestrian connectivity.

Task 5: Right-of-Way Legal Descriptions and Exhibits

With the design nearly 90% complete, staff can confidently say that the alignment and proposed road improvements are in their final locations. Therefore, additional authorization is needed from the Council at this time to proceed with the preparation of legal descriptions and plats for those areas that have been identified as potential permanent or temporary easements.

Once this task is complete, staff intends on using the “Attorney-Client” rights through Richards Watson Gershon to hire a firm to prepare the appraisals using the areas described and outlined with this task. This is consistent with what was previously done with the description and plats for right of way acquisition.

Task 6: Canwood Slope Repair

Based on the results of the initial soil investigations at Canwood Street, staff has a better understanding of the extent of the repair needed for the slope between existing Canwood Street and Caltrans right-of-way. The solution being recommended is to install a piling system that will require structural analysis and design, which will be covered by this task.

Based on Section 5 of the Agreement, additional work over ten percent (10%) of the contract amount must be approved by City Council. The Agreement amount is \$536,020.00. The additional services for the items described above are in the amount of \$132,000.00, which is over 10% of the total contract amount. There is already an executed Memorandum of Understanding (MOU) between the City and Metro to cover the cost of design, right-of-way negotiations and construction of the Agoura Road Widening Project will be funded through Measure R.

RECOMMENDATION

Staff respectfully recommends the City Council:

1. Approve the third amendment to the professional services agreement with Kimley-Horn and Associates, Inc.
2. Authorize the Mayor to sign the third amendment to agreement on behalf of the City Council.