

RESOLUTION 2024-###

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO (1) AUTHORIZING THE CITY MANAGER TO EXECUTE A THIRD AMENDMENT TO THE CONSULTING SERVICES AGREEMENT WITH CONSOR NORTH AMERICA, LLC (CONSOR) FOR CONSTRUCTION MANAGEMENT AND INSPECTION SERVICES FOR THE RUMRILL BOULEVARD COMPLETE STREETS PROJECT (0700), INCREASING COMPENSATION BY AN AMOUNT NOT TO EXCEED \$75,000 FOR A NEW NOT-TO-EXCEED AMOUNT UNDER THE AGREEMENT OF \$2,344,124; (2) EXTENDING THE TERM OF THE AGREEMENT THROUGH MAY 1, 2025; (3) RE-ALLOCATING MEASURE J LOCAL STREET MAINTENANCE FUNDS IN THE AMOUNT OF \$75,000 TO FUND THE THIRD AMENDMENT TO THE AGREEMENT; (4) RE-ALLOCATING \$302,117 OF AMERICAN RESCUE PLAN ACT (ARPA) FUNDS FROM THE SUTTER URBAN GREENING PROJECT (0300) AND \$124,104 OF ARPA FUNDS FROM THE FULL TRASH CAPTURE DEVICE PROJECT (0304) TO THE RUMRILL BOULEVARD COMPLETE STREETS PROJECT (0700); AND (5) RE-ALLOCATING \$302,117 OF GENERAL FUNDS TO THE SUTTER URBAN GREENING PROJECT (0300) AND \$124,104 OF GENERAL FUNDS TO THE FULL TRASH CAPTURE DEVICE PROJECT (0304) FROM THE RUMRILL BOULEVARD COMPLETE STREETS PROJECT (0700)

WHEREAS, the Rumrill Boulevard Complete Streets Project (“Project”) is a major City project that modified Rumrill Boulevard to add Class IV bikeways or cycle tracks in both directions of travel, while reducing the number of vehicle travel lanes in both directions;

WHEREAS, the Project also includes landscaped buffers; parking protection; and striped buffers; potential physical barriers such as landscaping and curbing; traffic signal modifications; improved crosswalks; lighting and concrete improvements; flashing beacons and storm drainage improvements;

WHEREAS, this Project was determined to be categorically exempt from environmental review under the California Environmental Quality Act (CEQA) and the National Environmental Policy Act (NEPA);

WHEREAS, the City of San Pablo has been awarded a total of \$18,354,583 in federal, state, county, and regional grant funds, each having restrictions and grant match requirements;

WHEREAS, Caltrans issued the Authorization to Proceed Summary Form (E-76) for construction for the federal ATP grant on February 5, 2021;

WHEREAS, pursuant to Resolution 2021-065 adopted on June 7, 2021, the City Council authorized the City Manager to enter into an agreement with Quincy Engineering, Inc. to provide construction management and inspection services;

WHEREAS, in October 2022, the City was notified that Quincy Engineering, Inc. was acquired and became Consor Engineers, LLC (also known as Consor Engineers, Inc. and Consor Engineering, Inc.), a wholly owned subsidiary of Consor North America, Inc. (Consor);

WHEREAS, on June 21, 2023, the City amended the contract with Consor to address supply chain shortages due to COVID-19 and extreme weather delays;

WHEREAS, on May 20, 2024 the City amended the contract with Consor a second time to address unforeseen utility conflicts and design impacts resulting from utility coordination issues that further delayed the Project, increasing the need for Project management, inspection, and public outreach services; and

WHEREAS, the continued need to complete Project close out tasks requires the City to amend the contract with Consor a third time.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of San Pablo hereby authorizes:

- (1) The City Manager to execute a Third Amendment to the Consulting Services Agreement with Consor Engineers, LLC for additional construction management and inspection services for the Rumrill Boulevard Complete Streets Project (0700), increasing compensation by an amount not to exceed \$75,000 for a new not-to-exceed amount under the agreement of \$2,344,124;
- (2) Extending the term of the Agreement with Consor through May 1, 2025;
- (3) Reallocation of Measure J Local Street Maintenance Funds in the amount of \$75,000 to fund the Third Amendment;
- (4) Reallocation of \$302,117 of American Rescue Plan Act (ARPA) funds from the Sutter Urban Greening Project (0300) and \$124,104 of ARPA funds from the Full Trash Capture Device Project (0304) to the Rumrill Boulevard Complete Streets Project (0700); and
- (5) Reallocation of \$302,117 of General Funds to the Sutter Urban Greening Project (0300) and \$124,104 of General Funds to the Full Trash Capture Device Project (0304) from the Rumrill Boulevard Complete Streets Project (0700).

BE IT FURTHER RESOLVED that the foregoing recitations are true and correct and are included herein by reference as findings.

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ADOPTED this 9th of December, 2024, by the following votes:

AYES: COUNCILMEMBERS:
NOES: COUNCILMEMBERS:
ABSENT: COUNCILMEMBERS:
ABSTAIN: COUNCILMEMBERS:

ATTEST:

APPROVED:

Dorothy Gantt, City Clerk

Patricia Ponce, Mayor