



Office of the City Manager

RECESS ITEM
CONSENT CALENDAR
 September 13, 2022

To: Honorable Mayor and Members of the City Council
 From: Dee Williams-Ridley, City Manager
 Submitted by: Liam Garland, Director, Public Works
 Subject: Contract No. 32100194 Amendment: Bay Cities Paving & Grading, Inc. for construction and repairs

RECOMMENDATION

Adopt a Resolution ratifying the action taken by the City Manager during recess to amend Contract No. 32100194 with Bay Cities Paving & Grading, Inc. for work on the Street Rehabilitation FY 2021 Project, Specification No. 21-11422-C, increasing the current contract amount by \$260,000, for a total amount not to exceed \$4,556,733.

NEGATIVE EFFECT IF ACTION IS DELAYED UNTIL AFTER COUNCIL RECESS

Amending this construction contract will allow Bay Cities Paving & Grading, Inc. to proceed with landslide repairs and the construction of a retaining wall along Wildcat Canyon Road. It is critical that repairs and construction begin as soon as possible so that the slope repairs and new and repaired retaining walls are in place before the upcoming rainy season. Delaying this contract amendment until after Council recess would extend the construction period into the wet season and lead to an increased risk of structural failure.

FISCAL IMPACTS OF RECOMMENDATION

Funding for this contract amendment is available from the FY 2023 Street Capital Program as follows:

Capital Improvement Fund (501-54-623-673-0000-000-431-665110) \$260,000

No other funding is required and no other projects will be delayed due to this expenditure.

CURRENT SITUATION AND ITS EFFECTS

Several locations along the side of Wildcat Canyon Road experienced landslides due to storms during the 2021-2022 rainy season. These landslides affected the stability of slopes and existing retaining walls that support the roadway at four locations. It is

recommended that these repairs be performed before the next rainy season so that any further rains do not worsen the situation and lead to failure of the walls and roadway.

BACKGROUND

On April 27, 2021, Council authorized Contract No. 32100194 with Bay Cities Paving & Grading, Inc. for the Street Rehabilitation FY 2021 Project in an amount not to exceed \$4,296,733. In order to perform the landslide and retaining wall repairs on Wildcat Canyon Road, an amendment is needed to increase the contract authority for the Street Rehabilitation FY 2022 Project to \$4,556,733.

The provided services will support the Strategic Plan goal of providing state-of-the-art, well-maintained infrastructure, amenities, and facilities.

ENVIRONMENTAL SUSTAINABILITY AND CLIMATE IMPACTS

The repair work includes storm system improvements which will not only maximize the lives of the retaining walls but also reduce erosion of the hillside. Reduced erosion protects water quality by reducing sediments entering the storm drain system.

RATIONALE FOR RECOMMENDATION

Bay Cities Paving & Grading, Inc. is currently under contract with the City. It is practical and cost-effective to amend the contract with Bay Cities Paving & Grading, Inc. for the work on Wildcat Canyon Road. Contracted services are required as the City does not have the in-house expertise to complete this specialized work.

ALTERNATIVE ACTIONS CONSIDERED

No alternative actions were considered for this work. Failure to repair and construct the retaining walls would result in continued degradation and eventual failure placing public infrastructure at risk.

CONTACT PERSON

Farid Javandel, Deputy Director, Public Works, 981-7061
Joe Enke, Manager of Engineering, Public Works, 981-6411

Attachment:
1: Resolution

RESOLUTION NO. ##,###-N.S.

CONTRACT NO. 32100194 AMENDMENT: BAY CITIES PAVING & GRADING, INC.

WHEREAS, there is a need for landslide and retaining wall repair work on Wildcat Canyon Road that should be performed before the rainy season; and

WHEREAS, the City has neither the labor nor the equipment necessary to undertake this construction work; and

WHEREAS, on April 27, 2021 by Resolution 69,817-N.S., the City Council authorized Contract No. 32100194 with Bay Cities Paving & Grading, Inc. in an amount not to exceed \$4,296,733 for work on the Street Rehabilitation FY 2021 Project, Specification No. 21-11422-C; and

WHEREAS, funds are available from the Capital Improvement Fund (501-54-623-673-0000-000-431-665110) in the FY 2023 budget.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the Council ratifies the action taken by the City Manager to execute an amendment to Contract No. 32100194 with Bay Cities Paving & Grading, Inc. for work on the Street Rehabilitation FY 2021 Project, Specification No. 21-11422-C, increasing the current contract amount by \$260,000, for a total amount not to exceed \$4,556,733. A record signature copy of the agreement and any amendments to be on file in the Office of the City Clerk.

