



## **CITY OF MENIFEE**

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SUBJECT: Agreement Amendment with Engineering Resources of Southern California, Inc. for the Paloma Wash Pedestrian Bridge Project

MEETING DATE: February 5, 2025

TO: Mayor and City Council

PREPARED BY: Michael To, Project Manager

REVIEWED BY: Nick Fidler, Public Works Director

APPROVED BY: Armando G. Villa, City Manager

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### **RECOMMENDED ACTION**

1. Approve and authorize the City Manager to execute Amendment No. 4 to the Professional Services Agreement with Engineering Resources of Southern California for Design Services for the Paloma Wash Pedestrian Bridge Project, Capital Improvement Program (CIP) Project No. CIP 20-13, increasing the compensation amount by \$67,375, for a total not-to-exceed amount of \$313,200.

### **DISCUSSION**

The Paloma Wash Pedestrian Bridge Project, CIP 20-13 ("Project") would install a prefabricated multi-use bridge over the Paloma Wash Channel, providing a direct connection between the Paloma Wash Trail located at Central Park on the west, and the commercial areas along Haun Road on the east. The Project would provide an active transportation benefit to the residential and Civic Center areas located west of the channel. The Project would consist of the installation of a 14 foot wide by 174 foot long prefabricated bow steel-truss pedestrian bridge, two concrete abutments, retaining walls, bicycle lanes, concrete walkways, Americans with Disabilities Act (ADA) compliant ramps, and architectural features including paving and shades, landscaping and irrigation, and electrical lighting.

On June 1, 2022, the City Council approved a Professional Services Agreement ("Agreement") with Engineering Resources of Southern California ("Consultant") to provide architectural and civil design services and plans, specifications, and estimates (PS&E) for the Project. On December 6, 2023, Amendment No. 1 was approved by the City Council to extend the terms of the Consultant's agreement through December 31, 2024. Amendment No. 2 was entered into on June 20, 2024, and was necessary to increase the Consultant's scope of work to address unanticipated environmental requirements imposed by external agencies. Amendment No. 3 was entered into

on December 17, 2024, which extended the Agreement terms through December 31, 2025 in order to allow the Consultant to complete their scope during the bidding, construction, and post-construction phases of the Project. Details of the Agreement activity are outlined in Table 1 below.

**TABLE 1 – AGREEMENT ACTIVITY SUMMARY**

| PSA Activity           | Approval Date     | Summary of Changes  | Amount           |
|------------------------|-------------------|---|------------------|
| Original Agreement     | June 1, 2022      | Architectural and Engineering Professional Services               | \$235,940        |
| Amendment No. 1        | December 6, 2023  | Term extension only through 12/31/2024                            | N/A              |
| Amendment No. 2        | June 20, 2024     | Required Environmental Services                                   | \$9,885          |
| Amendment No. 3        | December 17, 2024 | Term extension only through 12/31/2025                            | N/A              |
| <i>Amendment No. 4</i> | <i>TBD</i>        | <i>Additional Architectural Engineering Professional Services</i> | <i>\$67,375</i>  |
| <b>TOTAL</b>           |                   |   | <b>\$313,200</b> |

The Consultant initially proposed a total of \$91,291 to cover their additional services, as outlined below, in Amendment No. 4. However, the City and Consultant reviewed the initial proposal and negotiated to lower the proposed amount by leveraging remaining Agreement budget, which reduced the proposed amount by \$23,916. The final proposed cost to support the required additional services included in Amendment No. 4 would be \$67,375. Staff determined this amount to be reasonable. The proposed Amendment No. 4 would include additional meetings, environmental reviews, and additional support efforts to complete final design, as well as the bidding and construction phases of the Project, as summarized below:

- **Task A – Project Management and Coordination:** Additional funds for this task result from the time extension included in Amendment No. 3, which is an additional year of support for this task. This would include ten months of unbilled time, as well as the time required to support bidding and construction phases.
- **Task C – Environmental Documentation and Approval:** Additional tasks would include conducting a Burrowing Owl Survey and Report, creating a Monitoring and Mitigation Plan, performing jurisdictional delineation, determination of Biological Equivalent or Superior Preservation, and any additional regulatory permitting that may be required.
- **Task F – Final Engineering/Construction Documents:** Additional tasks would result from design changes necessary to identify power sources, including additional field reviews and alternative methods of energizing, as well as extensive coordination with the bridge designers.
- **Tasks G & H – Construction Bidding and Support Phase:** Additional tasks include ongoing support from subconsultant STC to support bidding phase, including time and effort to respond to bidder inquiries, review of lighting submittals, and preparation of record drawings.

Pursuant to the Menifee Municipal Code §3.12.090, amendments or change orders in the amount greater than 10% of the contract amount or that exceed the City Manager's signing authority shall be approved by the City Council.

### **STRATEGIC PLAN OBJECTIVE**

Connectivity and Mobility

### **FISCAL IMPACT**

The fiscal impact of the proposed Amendment No. 4 with the Consultant is \$67,375, for an Agreement total not-to-exceed \$313,200. Funding for the proposed Amendment No. 4 is available in the FY 2024/2025 budget within the Developer Impact Fee (DIF) 17 - Trails Fund (2512-PWD-CIPS-760000), as summarized in Table 2 below.

**TABLE 2 – PROJECT BUDGET**

| Fund            | Project String No.    | Available Budget | Anticipated Cost |
|-----------------|-----------------------|------------------|------------------|
| DIF 17 - Trails | CIP20-13.2512.DES.CAE | \$154,750        | \$67,375         |
|                 | <b>TOTAL</b>          | <b>\$154,750</b> | <b>\$67,375</b>  |

No additional budget appropriation action(s) is required.

### **ATTACHMENTS**

1. Project Location Map
2. Amendment No. 4
3. Original Agreement
4. Amendment No. 1
5. Amendment No. 2
6. Amendment No. 3