



CITY OF MENIFEE

SUBJECT: Agreement Amendment with Kimley-Horn for Environmental Studies for Normandy Road Pedestrian Improvement Project Environmental Studies

MEETING DATE: October 19, 2022

TO: Mayor and City Council

PREPARED BY: Diego Guillen, Associate Engineer

REVIEWED BY: Nick Fidler, Public Works Director

APPROVED BY: Armando G. Villa, City Manager

RECOMMENDED ACTION

1. Approve and authorize the City Manager to execute Amendment No. 1 to professional services agreement with Kimley-Horn to provide Phase II environmental studies for the Normandy Road Pedestrian Improvement Project, CIP 22-08, increasing the agreement by \$32,600 for a total agreement not-to-exceed amount of \$ 56,300.

DISCUSSION

The Normandy Road Pedestrian Project ("Project") was previously identified as a priority project by the City Council in the current Five Year Capital Improvement Program (CIP). The Project proposes the construction of an 8' wide asphalt pedestrian trail along the north side unpaved shoulder of Normandy Road, across the Salt Creek Channel, to serve as a connection for the existing sidewalks on both sides of the channel. The Project would also provide construction of a storm drain headwall, minor drainage improvements, and provide necessary signing and striping to separate pedestrian and vehicle travel paths. The Project is located west of Murrieta Road and north of Newport Road.

During the design phase of this project staff initially concluded that all proposed improvements were exempt from California Environmental Quality Act (CEQA) as the project site appeared to meet the definition for exemption. This conclusion was based on the fact that the proposed work consists of minor improvements to an existing and previously disturbed facility as described in California Code of Regulations, Title 14, Section 15301(c) below:

- Existing highways and streets, sidewalks, gutters, bicycle and pedestrian trails, and similar facilities (this includes road grading for the purpose of public safety, and other alterations such as the addition of bicycle facilities, including but not limited to bicycle parking, bicycle-share facilities and bicycle lanes, transit improvements such

as bus lanes, pedestrian crossings, street trees, and other similar alterations that do not create additional automobile lanes).

The project was expected to begin construction following the completion of a required pre-biological survey to ensure the project site was cleared of endangered species within 30 days before start of construction. To aid in this task, the City contracted the services of the Kimley-Horn environmental team. Upon completing the survey, Kimley-Horn determined that a portion of the work would, in fact, encroach into state and federal managed jurisdictional areas by approximately 500 square feet. This would result in minor biological impacts which would require additional survey, mapping, reports, and permits from the jurisdictional agencies for the Project to move forward into the construction phase.

In order to begin environmental assessment tasks for the Project as quickly as possible, staff established a Phase I scope of environmental study services and subsequently entered into a professional services agreement with Kimley-Horn to initiate environmental study services for the Project. Kimley-Horn was selected from the previously approved short list of on-call engineering firms for the CIP Division and a professional services agreement, in the amount of \$23,700, was processed administratively under the City Manager's signatory authority.

The proposed amendment incorporates a second phase of tasks into the agreement scope and would increase the original agreement by \$ 32,600, for a total agreement not-to-exceed amount of \$56,300. The Phase II tasks, detailed in the attached amendment, are necessary to fully complete the required environmental studies and obtain required environmental permits for the Project. Phase II tasks include:

- Task 1 – Prepare Project Description for CEQA
- Task 2 – Prepare Administrative Draft Initial Study/Mitigated Negative Declaration (IS/MND)
- Task 3 – Distribute Draft IS/MND
- Task 4 – Prepare Final IS/MND
- Task 5 – Project Management/Meetings
- Task 6 – Pre-Construction Burrowing Owl and Nesting Bird Clearance

It is important to note that these environmental studies and permits are required for the Project under the CEQA. Council action is required for approval of the amendment as the new total amount of the agreement is above the City Manager's signing authority.

STRATEGIC PLAN OBJECTIVE

Responsive and Transparent Community Government

FISCAL IMPACT

Funding for the proposed amendment in the amount of \$32,600 is available from existing fiscal year 2022-23 Project budgets in Measure "A" Fund account no. 220-4555-58125. No additional budget appropriation action is required.

ATTACHMENTS

1. Amendment No.1
2. Original Agreement