

COUNCIL AGENDA: 09-14-04

ITEM: 2.9

Memorandum

TO: HONORABLE MAYOR AND
CITY COUNCIL

FROM: Katy Allen

SUBJECT: SEE BELOW

DATE: 08-25-04

Approved

Ray Wines

Date

8/30/04

Council District: 1

**SUBJECT: FIRST AMENDMENT TO THE SAN TOMAS AQUINO/SARATOGA
CREEK TRAIL REACH 6 CONSULTANT AGREEMENT**

RECOMMENDATION

- 1) Accept the staff report related to unforeseen soil conditions for the San Tomas Aquino/Saratoga Creek Trail Reach 6 Project.
- 2) Approval of a first amendment to the agreement with A-N West, Inc., for consultant services for the San Tomas Aquino/Saratoga Creek Trail Reach 6 Project, increasing the total compensation by \$25,000 from \$350,000 for a total agreement amount of \$375,000.
CEQA: Not a project.

BACKGROUND

On August 13, 2002, the Department of Public Works engaged the services of A-N West, Inc., to prepare construction documents and bid and construction assistance for the San Tomas Aquino/Saratoga Creek Trail Reach 6 Project. The construction documents were completed February 11, 2004. The project bids were opened on March 11, 2004, Council awarded the project on March 30, 2004, and construction began on June 2, 2004 and is scheduled to be complete in February 2005.

Reach 6 of the San Tomas Aquino/Saratoga Creek Trail, located in the western part of San José, parallels Saratoga Creek from Bollinger Road to Castle Glen Drive (map attached). The project includes an eight-foot-wide paved bicycle/pedestrian trail 0.6 miles long, an eight-foot-wide compacted base rock spur trail 0.5 miles long, a pedestrian/bicycle bridge, planting, irrigation and miscellaneous site amenities.

ANALYSIS

During the drilling for the piers in the retaining walls for this project, unanticipated debris was encountered which has necessitated additional investigative work by the geotechnical engineers and additional structural calculations by the civil engineers. This activity will deplete the remaining funds in the construction assistance services and the additional services of the original consultant agreement. Because there is still significant construction activity involving drilling into the soil, including the bridge abutments and outfalls into the creek to be installed, staff recommends that the additional services for this agreement be increased by \$25,000, for a total agreement amount of \$375,000. The additional services funds will be utilized only if required if additional unanticipated circumstances arise during the remaining period of construction for this project. Staff has reviewed the total project cost estimates. Even with this unanticipated cost, staff believes that the project can be completed within budget and without an increase in the project contingency.

COORDINATION

This project and memorandum have been coordinated with the City Attorney's Office, the City Manager's Budget Office and the Departments of Planning, Building and Code Enforcement and Parks, Recreation and Neighborhood Services.

COST IMPLICATIONS

1. COST OF RECOMMENDATION: \$25,000

2. COST OF PROJECT:

Project Delivery	\$1,182,835
Construction	1,833,000
Contingency	<u>183,300</u>
Total	\$3,199,135

3. SOURCE OF FUNDING: 377 – Construction & Conveyance Tax, Council District 1
471 – Parks and Recreation Bond Project

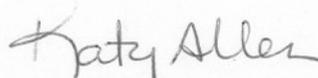
4. FISCAL IMPACT: This project is consistent with the Council-approved Budget Strategy Economic Recovery section in that it will spur construction spending in our local economy. This 1.1 mile trail will require approximately \$6,000 in annual operating and maintenance costs.

BUDGET REFERENCE

Fund #	Appn #	Appn Name	RC	Total Appn	Amt for Contract	Adopted Budget Page	Last Budget Action (Date, Ord. No.)
377	6693	San Tomas Aquino/Saratoga Creek Trail	112243	\$239,000		Page 466	
471	6881	Saratoga Creek Trail - 280 to Murdock Park	114065	\$497,000	\$25,000	Page 730	
		Total		\$736,000	\$25,000		

CEQA

Not a project.



KATY ALLEN
Director, Public Works Department

KJ:wt:jp
CCANWestagreedamendappr
Attachment