

RESOLUTION NO. _____

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING \$619,710 IN HIGHWAY BRIDGE PROGRAM FUNDS BASED ON UNANTICIPATED REVENUE AND APPROPRIATING SAID FUNDS AND \$553,000 FROM THE AVAILABLE BALANCE OF THE TDIF FUND TO STM0386 ; AND APPROVING THE FOURTH AMENDMENT TO THE AGREEMENT BETWEEN THE CITY OF CHULA VISTA AND MOFFATT AND NICHOL TO PROVIDE PRELIMINARY ENGINEERING, ENVIRONMENTAL DOCUMENTATION, AND FINAL DESIGN FOR THE HERITAGE ROAD BRIDGE REPLACEMENT PROJECT (STM0386)

WHEREAS, on November 15, 2011, City and Moffat and Nichol (“Consultant”) entered into an Agreement Between The City of Chula Vista and Moffatt and Nichol to Provide Preliminary Engineering, Environmental Documentation and Final Design for the Heritage Road Bridge Replacement Project (“Original Agreement”) with a contract amount of \$1,777,421; and

WHEREAS, on November 20, 2012, the City and Consultant entered into a first amendment to the Original Agreement to incorporate into the project widening of Main Street and Heritage Road and in order to comply with federal policies associated with environmental review, such as providing alternative feasible designs, increasing the Original Agreement by \$553,633, for a new total contract amount of \$2,331,054; and

WHEREAS, on November 1, 2016, the City and Consultant entered into a second amendment to the Original Agreement for the additional time and effort required to coordinate and produce the preliminary engineering, environmental documentation with Caltrans and the Resource Agencies increasing the total contract amount by \$1,093,051.04, for a new total contact amount of \$3,424,105.04; and

WHEREAS, on March 9, 2018, the City and Consultant having had staffing changes, reduced the scope and fee of Task 2 Final Design decreasing the total contract amount by \$300,000, for a new contract total of \$3,124,105.04; and

WHEREAS, on March 17, 2021, the City and Consultant entered into a third amendment to the Original Agreement so Consultant can complete additional work to meet City’s objectives for replacing Heritage Road Bridge and widening of Main Street and Heritage Road increasing the total contract amount by \$691,269, for a new total contact amount of \$3,815,375.04; and

WHEREAS, Caltrans’ Department of Structures Local Assistance (SLA) has approved Bridge Type Selection (BTS) Conditions of Concurrence which has resulted in additional conditions and an overall increase in project design cost; and

WHEREAS, City and Consultant desire to amend the agreement to provide additional contract funds for time and effort required to modify the design to current Caltrans standards, secure regulatory permits from environmental agencies, produce Plans, Specifications, and Estimates (PS&E) to a 100% level; and

WHEREAS, Consultant and Staff have proposed \$207,727 of additional work that will lead to the City's objectives of replacing Heritage Road Bridge and the widening of Main Street and Heritage Road; and

WHEREAS, receipt of HBP funds obligates the City to contribute 11.47% of the disbursement (\$80,290); and

WHEREAS, previous HBP engineering expenditures needed to keep project on schedule along with anticipated costs to complete construction documents total \$553,000; and

WHEREAS, the Federal Highway Bridge Program (HBP) will continue to reimburse the City for 88.53% for all participating costs.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Chula Vista that it appropriates \$619,710 of Highway Bridge Program (HBP) funds based on unanticipated revenue and \$553,000 from the available balance of the TDIF Fund to STM0386.

BE IT FURTHER RESOLVED by the City Council of the City of Chula Vista that it approves the Fourth Amendment to agreement between the City of Chula Vista and Moffat and Nichol, in the form presented, with such minor modifications as may be required or approved by the City Attorney, a copy of which shall be kept on file in the Office of the City Clerk, and authorizes and directs the City Manager to execute same

Presented by

Approved as to form by

William Valle
Director of Engineering and Capital Projects

Glen R. Googins
City Attorney