



Legislation Details (With Text)

File #: 13-0108 **Version:** 2

Type: Agenda Item **Status:** Approved

File created: 2/4/2013 **In control:** Board of Supervisors

On agenda: 2/23/2016 **Final action:** 2/23/2016

Title: Community Development Agency, Transportation Division, recommending the Board authorize the Chair to sign the First Amendment to Agreement for Services AGMT 12-53603 with Bender Rosenthal, Inc., extending the expiration date of the Agreement from March 18, 2016 to March 18, 2017 in order for Consultant to continue to provide on-call Right of Way Services to County, with no increase in total compensation.

FUNDING: Various funding sources that fund Transportation's Capital Improvement Program projects. (Federal Funds)

Sponsors:

Indexes:

Code sections:

Attachments: 1. 2A - Approved CRS 2-23-16, 2. 2B - PE First Amendment 2-23-16, 3. Executed Amendment to 12-53603 (2-23-16), 4. A - Draft CRS 3-19-13, 5. B - Draft Bender Agreement 3-19-13, 6. Executed Agreement 441-S1311

Date	Ver.	Action By	Action	Result
2/23/2016	2	Board of Supervisors	Approved	Pass
3/19/2013	1	Board of Supervisors	Approved	Pass

Community Development Agency, Transportation Division, recommending the Board authorize the Chair to sign the First Amendment to Agreement for Services AGMT 12-53603 with Bender Rosenthal, Inc., extending the expiration date of the Agreement from March 18, 2016 to March 18, 2017 in order for Consultant to continue to provide on-call Right of Way Services to County, with no increase in total compensation.

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DEPARTMENT RECOMMENDATION

The Community Development Agency, Transportation Division (Transportation) recommends approval in order to ensure on-call Right of Way Services are available to Transportation until the Procurement and Contracts Division prepares the 2017 Request for Qualifications.

DISCUSSION / BACKGROUND

The Procurement and Contracts Division conducted a Request for Qualifications (RFQ) process for Transportation in October 2012. Statements of Qualifications were evaluated and ranked and a list of acceptable right of way service vendors was established. For real property appraisal and acquisition services and relocation services, Bender Rosenthal, Inc. (Bender) was ranked first out of a field of ten participants.

Version 1 of this Legistar Item was to request Board approval and Chair's signature for Agreement No. 12-53603.

While Transportation has certification from Caltrans to prepare valuations up to \$10,000, consultant firms are utilized to prepare appraisals and valuations when a parcel is being acquired in fee, when a project has five or more acquisitions, and to supplement County staff when necessary. The consultant firms are utilized in these situations to provide independent and unbiased findings and ensure that if an acquisition ultimately requires eminent domain, the County is represented by competent, professionally trained and experienced right of way professionals to maintain standards of ethics and impartiality in negotiations for the acquisition of real property for public project purposes.

ALTERNATIVES

N/A

OTHER DEPARTMENT / AGENCY INVOLVEMENT

County Counsel

CAO RECOMMENDATION

Chief Administrative Office recommends moving staff's recommendations

FINANCIAL IMPACT

Transportation budgeted \$110,000 in Fiscal Year 2012/2013 and anticipates budgeting \$240,000 in subsequent fiscal year budgets. During Fiscal Year 2013/2014, \$55,685 was encumbered and in Fiscal Year 2014/2015, \$73,052 was encumbered. There are still enough funds available for this one (1) year extension of AGMT 12-53603. Funding for the Agreement will be provided by various sources that fund Transportation's CIP projects.

CLERK OF THE BOARD FOLLOW UP ACTIONS

1. The Clerk will obtain Chair's signature on the two (2) originals of the First Amendment to Agreement for Services # AGMT 12-53603 with Bender Rosenthal, Inc.
2. The Clerk will return one (1) original to the Transportation Division, Andrew S. Gaber, Deputy Director, Development/ROW/Environmental.

STRATEGIC PLAN COMPONENT

Infrastructure, Public Safety and Economic Development

CONTACT

Andrew S. Gaber, Deputy Director
Development/ROW/Environmental
Community Development Agency