



Legislation Details (With Text)

File #:	22-2098	Version:	1
Type:	Agenda Item	Status:	Approved
File created:	11/3/2022	In control:	Board of Supervisors
On agenda:	12/6/2022	Final action:	12/6/2022
Title:	Department of Transportation recommending the Board approve and authorize the Chair to sign the First Amendment to Agreement 4402 with Nichols Consulting Engineers, updating contract language per Caltrans federal funding requirements, modifying the original rate schedule, increasing the not-to-exceed amount by \$180,000 for a new total of \$480,000, increasing the hourly rates, and extending the contract term two years for on-call environmental review services in the Tahoe Basin.		
	FUNDING: Various Capital Improvement Program and other funding sources that fund Department of Transportation projects (Federal, State, and Local Funds).		

Sponsors:

Indexes:

Code sections:

Attachments: 1. A - County Counsel Approval, 2. B - Amendment I, 3. C - Amended Rate Schedule, 4. D - Agreement 4402, 5. Executed Amendment I

Date	Ver.	Action By	Action	Result
12/6/2022	1	Board of Supervisors	Approved	Pass

Department of Transportation recommending the Board approve and authorize the Chair to sign the First Amendment to Agreement 4402 with Nichols Consulting Engineers, updating contract language per Caltrans federal funding requirements, modifying the original rate schedule, increasing the not-to-exceed amount by \$180,000 for a new total of \$480,000, increasing the hourly rates, and extending the contract term two years for on-call environmental review services in the Tahoe Basin.

FUNDING: Various Capital Improvement Program and other funding sources that fund Department of Transportation projects (Federal, State, and Local Funds).

DISCUSSION / BACKGROUND

On December 17, 2019 (Legistar 19-1721, Item 30), the Board approved Agreement 4402 with Nichols Consulting Engineers (NCE) to provide on-call environmental review services not to exceed \$300,000 for a three-year period beginning December 16, 2019.

Amendment I would extend the Agreement two additional years with a new expiration date of December 16, 2024, and increase compensation by \$180,000 for an amended not to exceed amount of \$480,000. Since the original contract is now three years old, NCE requested changes to their billing rates. After analysis of NCE's proposed rates, Transportation recommends the adoption of NCE's proposed rates, which are part of the proposed Amendment. Lastly, the Amendment updates contract language per California Department of Transportation (Caltrans) federal funding requirements. Transportation feels it is necessary to extend the Agreement to continue to provide environmental review support services to the Tahoe Basin. The following articles have been updated or added to match boilerplate language for the Amendment:

Article II: Compensation for Services
Article IV: Performance Period
Article V: Allowable Costs and Payments
Article XXVIII: Notice to Parties

Most of the services provided under this Agreement, such as preparation of the focused environmental technical studies and environmental surveys and reviews (all documentation required by the California Environmental Quality Act (CEQA) and the National Environmental Policy Act (NEPA)), require specialty skills. These environmental specialty skills will be provided on an on-call basis in support of Capital Improvement Program projects in the Tahoe Basin. The ongoing aggregate of work that may be performed under this Agreement is not sufficient to warrant the addition of permanent staff.

ALTERNATIVES

The Board could choose not to approve this amendment. The existing Agreement would expire on December 16, 2022, and the Department of Transportation would need to procure another on-call consultant to service the Tahoe Basin.

PRIOR BOARD ACTION

See Discussion/Background section above.

OTHER DEPARTMENT / AGENCY INVOLVEMENT

Procurement and Contract Department. Risk Management and County Counsel have reviewed and approved the Amendment.

CAO RECOMMENDATION / COMMENTS

Approve as recommended.

FINANCIAL IMPACT

Funding for the Agreement will be provided by various Capital Improvement Program project funding sources, including federal, state, and local funds. The funds for this contract are budgeted and will be budgeted in future years. The services are used on an as-needed basis. The proposed action results in no change to net County cost.

CLERK OF THE BOARD FOLLOW UP ACTIONS

- 1) The Clerk of the Board will obtain the Chair's signature on one (1) original of the Agreement.
- 2) The Clerk of the Board will forward one (1) fully-executed original of the Agreement to Chief Administrative Office, Contracts & Procurement Unit, for further processing.

STRATEGIC PLAN COMPONENT

Infrastructure

CONTACT

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