

# DEPARTMENT OF PUBLIC WORKS

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*Handwritten initials*

December 20, 2011

Marin County Board of Supervisors  
3501 Civic Center Drive  
San Rafael, CA 94903

**SUBJECT:** Fourth Addendum to Agreement with BKF Engineers, Inc. for the Rehabilitation of Sir Francis Drake Blvd from Shafter Bridge to Platform Bridge Road

Dear Board Members:

**RECOMMENDATION:** Authorize the President to execute the Fourth Addendum authorizing an increase in the contract amount by \$373,597 for a total contract amount not to exceed \$2,021,597.

**SUMMARY:** Your Board authorized the execution of an agreement with BKF Engineers, Inc., on December 5, 2006. This agreement has been amended from time to time to reflect additions to the scope of work and to extend the expiration date of the contract.

The Environmental Impact Report (EIR) has been certified by your Board on May 2011. Since that time, staff has been working with BKF Engineers, Inc. to prepare drawings for eventual construction. Part of that process is to consult with various regulatory agencies regarding the required permits for construction. Meetings with these agencies are ongoing.

In addition, the EIR has imposed approximately 130 mitigation measures requiring monitoring of the construction area prior to and during construction activities. Biologists, arborists and cultural resource specialists are required to canvas the areas adjacent to the roadway before and during construction to determine if a number of endangered species are in near proximity to the project. If these species are present, mitigation measures requiring the cessation of construction within certain radii will be required. In addition, these specialists are also required to attend meetings with the regulatory agencies to support the County in responding to environmental questions raised.

These services were not anticipated in the original scope of work or in the subsequent amendments. There is also uncertainty in the level of detail required by the Regional Water Quality Control Board staff as part of the 401 certification process. Consequently, the consultant has submitted a request for additional compensation to reflect the additional work.

It should be noted that the contract amendment includes optional services. These optional services are in anticipation of EIR mitigation actions required if endangered species are encountered in the project area. These optional services will only be utilized if the mitigation measures require same. The fee for these optional services is included in the total requested amount.

**FISCAL IMPACT:** Sales tax Measure A is funding this project and there is no impact to the General fund. Funds are available in the current year budget, Sir Francis Drake Blvd Rehab. Fund 27906, Fund Center 4100995002, Professional Services commitment item 5210110.

<b>REVIEWED BY:</b>	<input checked="" type="checkbox"/>	Department of Finance	<input type="checkbox"/>	N/A
	<input type="checkbox"/>	County Counsel	<input checked="" type="checkbox"/>	N/A
	<input type="checkbox"/>	Human Resources	<input checked="" type="checkbox"/>	N/A

Respectfully Submitted,



Ernest Klock  
Principal Civil Engineer

C: Heidi Davaloo  
Dave Bernardi

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