

RESOLUTION NO. 38-15

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RICHMOND AUTHORIZING THE EXECUTION OF A CONTRACT WITH A-N WEST, INC., TO MODIFY AND UPDATE THE PLANS AND SPECIFICATIONS FOR THE RICHMOND-OHLONE GREENWAY GAP CLOSURE PROJECT AND TO PROVIDE ENGINEERING SERVICES DURING CONSTRUCTION

WHEREAS, on April 25, 2012, the City Council of the City of Richmond (the “City Council”) adopted the Richmond General Plan 2030 (the “General Plan”), which establishes the goals, policies and implementing actions for development of the City of Richmond; and

WHEREAS, Element 11 of the General Plan, Community Health and Wellness, establishes a strong policy framework for developing conditions that will improve the physical health and well-being of Richmond residents and endeavors to strengthen links between new trends in compact community design, sustainability, walkability, “smart growth,” to improvements in community health; and

WHEREAS, parks and recreational facilities; walking, bicycling and public transit; walkable neighborhoods with access to services; safe neighborhoods and public spaces; environmental quality; and sustainable development, are all identified as critical determinants of healthy living environments; and

WHEREAS, improved access to parks, recreation and open space; safe and convenient public transit and active circulation options; complete neighborhoods; improved safety in neighborhoods and public spaces; improved environmental quality; green and sustainable development practices; and leadership in building healthy communities, are all identified as Richmond community health and wellness goals; and

WHEREAS, the City is committed to investing resources to implement policies and goals identified in the General Plan, including providing alternative routes and modes of travel for pedestrians and bicyclists; and

WHEREAS, both the Richmond Greenway and the Ohlone Greenway provide a safe, vehicle-free path of travel for pedestrians and bicyclists; and

WHEREAS, the greenways are utilized for recreational purposes, commuting to work and school, access to shopping destinations, and for myriad other reasons; and

WHEREAS, there is currently a gap between the Richmond Greenway and the Ohlone Greenway; and this gap forces pedestrians and bicyclists wishing to travel from one greenway to the other, to either take a circuitous route along city sidewalks through the signalized intersection of San Pablo Avenue with Macdonald Avenue and along additional city sidewalks, or to undertake an uncontrolled crossing of San Pablo Avenue; and

WHEREAS, the Richmond-Ohlone Greenway Gap Closure Project (the “Project”) provides a safe pedestrian and bicycle crossing of San Pablo Avenue; and

WHEREAS, the City received \$501,829 in grant funds from the Metropolitan Transportation Commission and \$888,338 in grant funds from the Strategic Growth Council, totaling \$1.39 million in grant funds, for implementation of the Project; and

WHEREAS, the proposed work for the Project includes restoration of a portion of Baxter Creek, and as such is subject to review and approval by the San Francisco Region Water Quality Control Board (the “Water Board”); and

WHEREAS, the City must procure a permit from the Water Board in order to construct the Project; and

WHEREAS, upon review of the permit application for the Project, the Water Board provided specific directives for modifications of the Project plans and specifications; and

WHEREAS, the City must hire an engineering firm to modify and update the Project plans and specifications in accordance with the Water Board's directives; and

WHEREAS, A-N West, a Richmond Business Enterprise, is the Engineer of Record for the Project plans and specifications and as such is willing to assume liability for the Project; and

WHEREAS, staff desires to award a sole source contract to A-N West to modify and update the Project plans and specifications to conform to the Water Board's requirements, taking into consideration the firm is the Engineer of Record for the Project; and

WHEREAS, by the agenda report ("Agenda Report") accompanying this resolution the City Council has been provided with additional information upon which the findings and actions set forth in this Resolution are based.

NOW, THEREFORE, BE IT RESOLVED that the City Council finds the above recitals are true and correct and have served, together with the Agenda Report, as the basis for the findings and actions set forth in this Resolution.

BE IT FURTHER RESOLVED that the City Council hereby authorizes the award of a contract to A-N West to modify and update the Project plans and specifications to conform to the regulatory requirements, to assume liability for the project, and to provide engineering design services during the bid-award and construction phases of the project, in an amount not-to-exceed \$124,613.

BE IT FURTHER RESOLVED that the City Council hereby authorizes the City Manager to execute and make amendments to the contract as needed to facilitate the completion of the Project.

BE IT FURTHER RESOLVED that the City Council designates the City Clerk as the custodian of the documents and other materials which constitute the record of proceedings upon which the decision herein is based. These documents may be found at the office of the City Clerk at the Richmond City Hall, 450 Civic Center Plaza, Richmond, California 94804.

I certify that the foregoing resolution was adopted by the City Council of the City of Richmond at a regular meeting held on April 21, 2015:

AYES: Councilmembers Beckles, Martinez, McLaughlin, Pimplé, Vice Mayor Myrick, and Mayor Butt.
NOES: None.
ABSTENTIONS: None.
ABSENT: Councilmember Bates.

PAMELA CHRISTIAN
CLERK OF THE CITY OF RICHMOND
(SEAL)

Approved:

TOM BUTT
Mayor

Approved as to form:

BRUCE GOODMILLER
City Attorney

State of California }
County of Contra Costa } : ss.
City of Richmond }

I certify that the foregoing is a true copy of **Resolution No. 38-15**, finally passed and adopted by the City Council of the City of Richmond at a regular meeting held on April 21, 2015.