



Legislation Details (With Text)

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Title: Approve a Ninth Amendment to Reimbursement Agreement No. HSR 11-29 with the California High Speed Rail Authority (CHSRA), for the purposes of extending the contract end date by 36 months to December 31, 2022, and increasing the agreement amount by \$508,000 for a total of \$1,929,000 (Council Districts 1, 2, & 3).
Sponsors: Public Works Department
Indexes:
Code sections:
Attachments: 1. 19-11628 Standard Agreement Amendment No 9, 2. 19-11628 Standard Agreement HSR 11-29, 3. 19-11628 Vicinity Map

Date	Ver.	Action By	Action	Result
12/12/2019	1	City Council	approved	Pass

REPORT TO THE CITY COUNCIL

December 12, 2019

FROM: SCOTT L. MOZIER, PE, Director
Public Works Department

THROUGH: ANDREW J. BENELLI, PE, City Engineer/Assistant Director
Public Works Department, Traffic Operations and Planning Division

BY: JESUS AVITIA, Deputy City Engineer
Public Works Department, Traffic Operations and Planning Division

SUBJECT

Approve a Ninth Amendment to Reimbursement Agreement No. HSR 11-29 with the California High Speed Rail Authority (CHSRA), for the purposes of extending the contract end date by 36 months to December 31, 2022, and increasing the agreement amount by \$508,000 for a total of \$1,929,000 (Council Districts 1, 2, & 3).

RECOMMENDATIONS

Staff recommends the Council authorize the Public Works Director or his designee to execute the Ninth Amendment to the California High Speed Rail Authority (CHSRA) Reimbursement Agreement No. HSR 11-29 to extend the contract term by 36 months to December 31, 2022 and increase the agreement amount by \$508,000 (the Ninth Amendment); and authorize the Public Works Director to

execute the amendment on behalf of the City of Fresno.

EXECUTIVE SUMMARY

The Ninth Amendment will extend the term of CHSRA Reimbursement Agreement No. HSR 11-29 (the Agreement) by 36 months, with the new contract end date of December 31, 2022, and will increase the total contract amount by \$508,000 to \$1,929,000. The amendment will provide for continued reimbursement for the cost of staff services to continue working on new and existing cooperative agreements and right of way functions required for the High Speed Rail program. Staff will be preparing and reviewing legal descriptions, mapping for Right of Entry, Joint Use Agreements (JUA), Consent for Common Use Agreements (CCUA), Vacations, and dedication packages.

BACKGROUND

On May 3, 2012, Council approved a Memorandum of Understanding with the CHSRA to develop a series a Cooperative Agreements for the High Speed Rail Project. The CHSRA agreed to reimburse the City for staff cost incurred in developing the Agreements up to \$296,000. Reimbursed tasks included verification of existing right of way, review of proposed design for conformance to City Standards, analysis of utility-HSR conflicts, analysis and verification of utility easements, pre-plan check activities along the HSR corridor and negotiations on the legal terms and language in each Agreement.

On May 9, 2013, Council authorized the Public Works Director to negotiate and enter in to the Second Amendment extending the contract term to May 30, 2014, and providing for an additional \$200,000 of reimbursements for City staff services for a total contract amount of \$496,000. The Third and Fourth Amendments extended the contract term for an additional 18 months and increased the total reimbursement amount under the contract by \$370,000 to a total of \$866,000. The Fifth Amendment approved by the Council on May 14, 2015, extended the contract term to December 31, 2016. On March 17, 2016, the Sixth Amendment to the contract increased the amount available for reimbursement by \$555,000 to a total of \$1,421,000 and the Seventh Amendment extended the contract end date to December 31, 2017. On June 8, 2017, the Eight Amendment extended the contract end date to December 31, 2019.

The proposed Ninth Amendment will extend the contract end date to December 31, 2022 and increase the contract amount by \$508,000 for a total contract value of \$1,929,000.

The agreement has been approved to form by the City's Attorney Office.

ENVIRONMENTAL FINDINGS

By the definition provided in the California Environmental Quality Act (CEQA) guidelines, this item is not a project for the purposes of CEQA.

LOCAL PREFERENCE

Not applicable because this is not a competitive bid award.

FISCAL IMPACT

There will be no impact to the General Fund or any City operating funds associated with the recommended action. All City costs for services provided under this agreement will be paid for by the California High Speed Rail Authority under the current and proposed amendment of CHSRA contract No. 11-29.

Attachments:

Standard Agreement Amendment No. 9

Standard Agreement HSR 11-29

Vicinity Map