

# REGIONAL TRANSIT ISSUE PAPER

Agenda Item No.	Board Meeting Date	Open/Closed Session	Information/Action Item	Issue Date
4	01/12/15	Open	Action	12/18/14

Subject: Approving the Fourth Amendment to the Contract with Paragon Partners Ltd. for the Right of Way Acquisition & Relocation Services for South Sacramento Corridor Phase II and Approving the Fourth Amendment to Work Order No. 3

## ISSUE

Whether to approve the Fourth Amendment to the Contract with Paragon Partners Ltd. for right of way Acquisition & Relocation Services for South Sacramento Corridor Phase II and Approving the Fourth Amendment to Work Order No. 3.

## RECOMMENDED ACTION

- A. Adopt Resolution No. 15-01-\_\_\_\_\_, Approving the Fourth Amendment to the Contract for Right of Way Acquisition and Relocation Services for the South Sacramento Corridor Phase II Project with Paragon Partners Ltd.; and
- B. Adopt Resolution No. 15-01-\_\_\_\_\_, Approving the Fourth Amendment to Work Order No. 3 for Right of Way Acquisition and Relocation Services for the South Sacramento Corridor Phase II Project with Paragon Partners Ltd.

## FISCAL IMPACT

Budgeted:	Yes	This FY:	\$	90,000
Budget Source:	Capital	Next FY:	\$	0
Funding Source:	New Starts, Prop1B, Measure A, Revenue Bonds, Developer Fees	Annualized:	\$	N/A
Cost Cntr/GL Acct(s) or	910800	Total Amount:	\$	90,000
Capital Project #:	410.05.03.01.04			
Total Budget:	\$ 1,190,000			
Original Contract Total Consideration	\$300,000			
First Amendment	\$400,000			
Second Amendment	\$200,000			
Third Amendment	\$200,000			
Fourth Amendment	\$90,000			
New Total Consideration	\$1,190,000			

## DISCUSSION

On July 28, 2008, the Board awarded a contract for South Sacramento Corridor Phase 2 (Project) Right of Way Acquisition and Relocation Services to Paragon Partners Ltd. (PPL) for an amount not to exceed \$300,000. Paragon performs work on a Work Order basis. Three work orders and three Amendments have been executed and the total consideration for this contract has increased to \$1,100,000.

Approved:

Presented:

Final 01/07/15

General Manager/CEO

Director, Project Management

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4	01/12/15	Open	Action	12/18/14

Subject: Approving the Fourth Amendment to the Contract with Paragon Partners Ltd. for the Right of Way Acquisition & Relocation Services for South Sacramento Corridor Phase II and Approving Amendment 4 to Work Order No. 3

The Fourth Amendment to the Contract with PPL would increase the total consideration of the Contract by \$90,000, from \$1,100,000 to \$1,190,000. The Fourth Amendment to Work Order No. 3 adds work to the scope of work and increases the total consideration by \$90,000 from \$925,000 to \$1,015,000.

RT staff continues to need real estate support for assistance with Resolutions of Necessity on the Project and with the certification of the right of way. In addition, PPL continues in their efforts to obtain property rights relating to RT's relocation of a 69kv SMUD power line that is in conflict with RT's SSCP2 Project. Before this relocation can take place, RT and/or the Department of Labor will be completing additional necessary environmental work, which may require additional support from PPL. Once the proper clearance is received, as part of this work order, PPL will be asked to continue negotiating and securing the necessary right of way and easements to allow the relocation to be completed. Staff expects this work to be performed in 2015.

PPL support will also be needed to secure utility easements at multiple sites throughout the Project area. In some cases, easement locations will not be finalized until construction is complete, which means some PPL assistance will be needed through September 2015.

In addition to the upcoming utility easement work, PPL continues to provide comprehensive acquisition and relocation services for the Project. In the course of providing these services, PPL has been asked to address additional unforeseen tasks that were not planned for in previous work orders. For example, RT's contractor encountered unforeseen conditions building the soundwall on the east side of the Union Pacific Railroad Corridor. PPL is being called upon to secure a right of entry and purchase a small portion of land on the southwest corner of Brook Meadows Estates. Also, the Fourth Amendment to Work Order No. 3 will allow PPL staff to close out all transaction files and submit to RT and continue to provide assistance with any remaining and unforeseen tasks.

Because RT has a continuing need for PPL's services and the total consideration will soon be expended, Staff recommends the Board approve the Fourth Amendment for Right of Way Acquisition & Relocation Services for the Project with Paragon Partners Ltd., wherein the total consideration is increased by \$90,000 to \$1,190,000, and Fourth Amendment to Work Order No. 3, wherein the total consideration is increased by \$90,000 from \$925,000 to \$1,015,000 and tasks are added to the scope of work.

RESOLUTION NO. 15-01-\_\_\_\_\_

Adopted by the Board of Directors of the Sacramento Regional Transit District on this date:

January 12, 2015

**APPROVING THE FOURTH AMENDMENT TO THE CONTRACT FOR RIGHT OF WAY ACQUISITION AND RELOCATION SERVICES FOR THE SOUTH SACRAMENTO CORRIDOR PHASE II PROJECT WITH PARAGON PARTNERS LTD.**

BE IT HEREBY RESOLVED BY THE BOARD OF DIRECTORS OF THE SACRAMENTO REGIONAL TRANSIT DISTRICT AS FOLLOWS:

THAT, the Fourth Amendment to the Contract for Right of Way Acquisition & Relocation Services between Sacramento Regional Transit District, therein referred to as "RT," and Paragon Partners Ltd., therein referred to as "Consultant," whereby the total consideration of the Contract is increased by \$90,000 from \$1,100,000 to \$1,190,000, is hereby approved.

THAT, the Chair and General Manager/CEO are hereby authorized and directed to execute said Fourth Amendment to the Contract.

\_\_\_\_\_  
PHILLIP R. SERNA, Chair

A T T E S T:

MICHAEL R. WILEY, Secretary

By: \_\_\_\_\_  
Cindy Brooks, Assistant Secretary

RESOLUTION NO. 15-01-\_\_\_\_\_

Adopted by the Board of Directors of the Sacramento Regional Transit District on this date:

January 12, 2015

**APPROVING THE FOURTH AMENDMENT TO WORK ORDER NO. 3 FOR RIGHT OF WAY ACQUISITION AND RELOCATION SERVICES FOR THE SOUTH SACRAMENTO CORRIDOR PHASE II PROJECT WITH PARAGON PARTNERS LTD.**

BE IT HEREBY RESOLVED BY THE BOARD OF DIRECTORS OF THE SACRAMENTO REGIONAL TRANSIT DISTRICT AS FOLLOWS:

THAT, the Fourth Amendment to Work Order No. 3 under the Contract for Right of Way Acquisition & Relocation Services for the South Sacramento Corridor Phase 2 Project between Sacramento Regional Transit District, therein referred to as "RT," and Paragon Partners Ltd., therein referred to as "Consultant," whereby Consultant agrees to provide utility easements support and right of way acquisition and relocation services, and the total consideration of this work order is increased by \$90,000 from \$925,000 to \$1,015,000, is hereby approved.

THAT, the General Manager/CEO is hereby authorized and directed to execute said Fourth Amendment to Work Order No. 3 to the Contract.

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PHILLIP R. SERNA, Chair

A T T E S T:

MICHAEL R. WILEY, Secretary

By: \_\_\_\_\_  
Cindy Brooks, Assistant Secretary