

STAFF REPORT

DATE: June 12, 2023
TO: Sacramento Regional Transit Board of Directors
FROM: Laura Ham, VP, Planning and Engineering
SUBJ: CONDITIONALLY APPROVING THE THIRD AMENDMENT TO THE CONTRACT FOR GENERAL ENGINEERING SUPPORT SERVICES - 2020 AND CONDITIONALLY APPROVING WORK ORDER NO. 18 WITH MARK THOMAS & COMPANY, INC.

RECOMMENDATION

Adopt the Attached Resolutions.

RESULT OF RECOMMENDED ACTION

Conditionally approving the Third Amendment to the Contract for General Engineering Support Services – 2020 with Mark Thomas & Company, Inc. (“Mark Thomas GESS – 2020 Contract”), will allow for timely execution of multiple work orders and allow SacRT to move forward with the Dos Rios Station Project and the Watt Avenue/Interstate 80 Transit Center Improvements Project, and to ensure continuity of design services for additional projects.

Conditionally approving Work Order No. 18 to the Mark Thomas GESS – 2020 Contract will allow Mark Thomas, which performed preliminary and final design for the Watt Avenue/Interstate 80 Transit Center Improvements Project under prior Work Orders, to provide design support during bidding and construction of the Project.

FISCAL IMPACT

1. The Mark Thomas GESS – 2020 Contract was awarded in 2020 (Resolution No. 20-09-0089) with a Total Consideration amount of \$3,000,000. Funds are encumbered and applied against the Total Consideration for specific projects as Work Orders are issued. To date, \$2,560,912.40 has been committed for Work Order Nos. 1 through 16. Work Order No. 17, for \$9,861.60, is pending. An increase of \$1,000,000 is being proposed to the Contract Total Consideration in connection with exercising SacRT’s options to extend the term by two years, as the existing ceiling is expected to be surpassed prior to the end of the base term. The two-year extension is critical to support the Watt Avenue/Interstate 80 Transit Center Improvements Project and the Dos Rios Light Rail Station Project through the duration of construction. The Watt Avenue/Interstate 80 Transit Center Improvements Project is expected to take

a year and a half for construction and the Dos Rios Light Rail Station Project is expected to take two and a half years for construction.

2. Work Order No. 18 will allow for Mark Thomas to provide design support during the bid and construction of the Watt/I-80 Transit Center Improvement Project. The not-to-exceed amount for Work Order No. 18 is \$314,904.75. Funds for this support work, as well as the construction work, are expected to be allocated by the California Transportation Commission at its June 28-29, 2023 meeting.

DISCUSSION

The base term of the Mark Thomas GESS - 2020 Contract will expire September 20, 2023. While Work Order services can extend beyond the expiration date of the Contract, there are limits to SacRT's ability to modify or add funds to a Work Order after contract expiration. Amending the Mark Thomas GESS – 2020 Contract to exercise the two option years and add to the potential Total Consideration will ensure continuity of design services for the Dos Rios Station and Watt Avenue/Interstate 80 Transit Center Improvements Project through September 20, 2025.

In addition, two of the subconsultants included in the original Mark Thomas design team have been acquired or merged. Y&C Transportation Consultants, Inc. has merged with Bennett Engineering Services. MFDB Architects, Inc. has been acquired by Lionakis. Under the terms of the Contract, SacRT must approve any subconsultant substitution. Mark Thomas has committed to SacRT that the Contract services will continue to be performed by the key personnel from these firms that were originally identified in its proposal. At this time, SacRT's Finance Department is reviewing the financial information provided by the new firms to ensure that the proposed rates are consistent with federal requirements. Therefore, the Board is being asked to approve the Third Amendment conditioned upon the completion of that review.

The current Watt I-80 Transit Center (Transit Center) is one of the busiest transfer centers in the Sacramento region. It has been prone to safety and security issues throughout the years because of the location of the Transit Center, which is situated both above and below a major freeway, with steep enclosed stairwells, and in a high-crime community.

SacRT completed a visioning effort to re-imagine the Transit Center in 2018 with participation by a range of community stakeholders. With the community-envisioned upgrades, this facility will attract and accommodate more riders, as well as accommodate additional bus service from regional operators and expansion of high-capacity transit connecting to American River College, Arden-Arcade, Citrus Heights, McClellan Park, and North Highlands.

Mark Thomas is currently completing final design of the Watt Avenue/Interstate 80 Transit Center Improvements Project under Work Order No. 11, as amended. SacRT expects to go out to bid for construction this summer. Once the project goes out to bid, Staff will need the support of the design consultant to respond to bid questions, assist in preparing addenda if necessary, and provide other support activities during the bidding process. Once the project enters construction, Staff will need the support of the design consultant

to review submittals, Requests for Information (RFIs), and other design support activities during construction. Mark Thomas has provided a scope of services and pricing proposal for design support during bidding and construction. However, SacRT cannot move forward with executing Work Order No. 18 until: (a) The Third Amendment to the Mark Thomas GESS – 2020 Contract is approved to authorize the addition of the new subconsultants, since Lionakis is proposed to perform services under the Work Order; and (b) the California Transportation Commission allocates funding and a grant is executed to fund the work.

RESOLUTION NO. 2023-06-067

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

June 12, 2023

CONDITIONALLY APPROVING THE THIRD AMENDMENT TO THE CONTRACT FOR GENERAL ENGINEERING SUPPORT SERVICES – 2020 WITH MARK THOMAS & COMPANY, INC.

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

THAT, the Third Amendment to the Contract for General Engineering Support Services – 2020 by and between the Sacramento Regional Transit District (therein “SacRT”) and Mark Thomas (therein “Consultant”), whereby SacRT exercises Option Years 4 and 5, the Total Consideration is increased by \$1,000,000, from \$3,000,000 to \$4,000,000, two subconsultants (Bennett Engineering Services and Lionakis) are approved to replace Y&C Transportation Consultants, Inc. and MFDB Architects, Inc., respectively, as a result of merger/acquisition, and the term is extended to September 20, 2025, is hereby conditionally approved, contingent upon approval of the rates and fees for the new proposed subconsultants by SacRT’s Finance Department.

THAT, the Chair and the General Manager/CEO are hereby authorized and directed to execute the Third Amendment upon satisfaction of the foregoing contingency.

PATRICK KENNEDY, Chair

A T T E S T:

HENRY LI, Secretary

By: _____
Tabetha Smith, Assistant Secretary

RESOLUTION NO. 2023-06-068

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

June 12, 2023

CONDITIONALLY APPROVING WORK ORDER NO. 18 TO THE CONTRACT FOR GENERAL ENGINEERING SUPPORT SERVICES – 2020 WITH MARK THOMAS & COMPANY, INC. TO PROVIDE DESIGN SUPPORT DURING BID AND CONSTRUCTION OF THE WATT/I-80 TRANSIT CENTER IMPROVEMENT PROJECT

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

THAT, Work Order No. 18 to the Contract for General Engineering Support Services – 2020 between Sacramento Regional Transit District, therein referred to as “SacRT,” and Mark Thomas & Company, Inc., therein referred to as “Consultant,” whereby Consultant agrees to provide design support during bidding and construction of the Watt Avenue/Interstate 80 Transit Center Improvements Project, for a total amount not to exceed \$314,904.75, is hereby conditionally approved contingent upon execution of the Third Amendment to the Contract and the availability of funding for Work Order No. 18.

THAT, the General Manager/CEO is hereby authorized and directed to execute Work Order No. 18 upon satisfaction of the foregoing contingencies.

PATRICK KENNEDY, Chair

A T T E S T:

HENRY LI, Secretary

By: _____
Tabetha Smith, Assistant Secretary