

STAFF REPORT

DATE: March 27, 2023
TO: Sacramento Regional Transit Board of Directors
FROM: Laura Ham, VP, Planning and Engineering
SUBJ: APPROVING THE SECOND AMENDMENT TO THE CONTRACT FOR FINAL DESIGN SERVICES FOR RAIL MODERNIZATION 15-MINUTE LIGHT RAIL SERVICE TO FOLSOM PROJECT WITH AECOM TECHNICAL SERVICES, INC.

RECOMMENDATION

Adopt the Attached Resolution.

RESULT OF RECOMMENDED ACTION

Approving the Second Amendment to the Contract for Final Design Services for Rail Modernization 15-Minute Light Rail Service to Folsom Project with AECOM Technical Services, Inc. (AECOM) will approve a DBE substitution for the remainder of the Contract and allow AECOM to prospectively adjust the labor rates, which have not been modified since 2020.

FISCAL IMPACT

There is no impact in current allocated budget for the Contract. The payment structure for this Contract is a “cost-plus-fixed-fee” basis, where labor hours are estimated upfront by the Consultant, but SacRT is billed only for hours of work actually performed. Because AECOM had lower-than-anticipated hours for the early phases of work, increasing the rates by almost 18% does not require an adjustment at this time in the Contract not-to-exceed amount. The overall contract amount of \$4,796,952.62 is not increasing.

DISCUSSION

Sacramento Regional Transit District (SacRT) entered into a contract with AECOM for the Folsom Light Rail Modernization Project on November 25, 2020. The Contract was subdivided into two tasks. Task 1 includes designing both the Rancho Cordova segment and the Folsom segment of the project, including all the signaling, overhead contact system (OCS), traffic signal, station, and civil and track work design. Task 2 is bid and construction support for the Folsom segment. AECOM has successfully completed the Folsom segment of Task 1 and is currently performing Task 2 to provide design support during construction (SacRT has contracted with Aldridge Electric, Inc. to complete the construction). AECOM is also finalizing the Rancho Cordova segment of Task 1.

While the Contract allows AECOM to request a rate increase beginning on the anniversary date of the Contract and not more frequently than once per year thereafter, AECOM has been invoicing at the same labor rates since November 25, 2020. In accordance with SacRT General Contract Provisions, Section III, Part 4, Paragraph 34, C, Rate Increases, AECOM is now requesting rate adjustments to reflect increases in staffing costs for its employees and its subconsultants' employees. These new rates will apply for at least the next year, after which AECOM may request an additional rate increase.

Based on the current U.S. Bureau of Labor Statistics (for urban households and for urban wage earners in the West and Pacific regions), AECOM is requesting a 17.96% increase from those originally submitted at the time of contract approval. This rate increase has been determined to be fair and reasonable based on market conditions.

Although the labor rates will be increased for the remainder of the Contract, there is no additional cost associated with this amendment since there is still enough funding remaining under the contract for the work to be performed within the original contract amount.

In addition, Y&C Transportation Consultants was named as a subconsultant to AECOM for the Contract work. In February 2023, Y&C Transportation Consultants merged with Bennett Engineering Services. Both firms individually were certified DBE firms and the new firm, which will retain the legal name of Bennett Engineering Services, Inc. but conduct business as Bennett Engineering Services + Y&C Transportation (Bennett + Y&C) and will continue as a certified DBE firm.

Since Y&C Transportation Consultants is no longer an entity, AECOM is requesting that SacRT approve a subconsultant substitution for Bennett Engineering Services Inc. to continue performing the work of Y&C Transportation Consultants; the staff performing the work will not change.

RESOLUTION NO. 2023-03-026

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

March 27, 2023

APPROVING THE SECOND AMENDMENT TO THE CONTRACT FOR FINAL DESIGN SERVICES FOR RAIL MODERNIZATION 15-MINUTE LIGHT RAIL SERVICE TO FOLSOM PROJECT WITH AECOM TECHNICAL SERVICES, INC.

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

THAT, the Second Amendment to the Contract for Final Design Services for Rail Modernization 15-Minute Light Rail Service to Folsom Project by and between the Sacramento Regional Transit District (therein "SacRT") and AECOM Technical Services, Inc. (therein "Consultant"), whereby the hourly labor rates for Consultant and its subconsultants are adjusted by 17.96% to reflect current market conditions and a DBE substitution is made due to the merger of Y&C Consultants with Bennett Engineering Services to form Bennett Engineering Services + Y&C Transportation (Bennett + Y&C), is hereby approved.

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

PATRICK KENNEDY, Chair

A T T E S T:

HENRY LI, Secretary

By: _____
Tabetha Smith, Assistant Secretary