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# AGENDA REPORT

**TO:** Sabrina B. Landreth  
City Administrator

**FROM:** Brooke A. Levin  
Director, Public Works

**SUBJECT:** Latham Square Streetscape  
Improvements

**DATE:** March 8, 2016

City Administrator Approval

Date:

3/10/16

## RECOMMENDATION

Staff Recommends That The City Council Adopt The Following:

- 1) Resolution Waiving Advertising And Competitive Bidding And Authorizing The Increase Of The Change Order Limit For The Contract With McGuire And Hester, Inc. For Construction Of The Latham Square Streetscape Improvement Project (No. C464560) From Fifteen Percent Or Six Hundred Twenty-Eight Thousand Five Hundred Twenty-Three Dollars (15% Or \$628,523.00) To Forty Percent Or One Million Six Hundred Seventy-Six Thousand Sixty-Two Dollars (40% Or \$1,676,062.00) Of The Original Contract For A Total Contract Amount Not-To-Exceed Five Million Eight Hundred Sixty-Six Thousand Two Hundred Eighteen Dollars (\$5,866,218.00).
- 2) Resolution Authorizing The City Administrator Or Designee To Negotiate And Execute An Amendment To The Reimbursement Agreement With East Bay Municipal Utilities District ("EBMUD"), Increasing The Not To Exceed Reimbursement Amount From Three Hundred Thousand Dollars (\$300,000.00) To Eight Hundred Thousand Dollars (\$800,000.00) And To Accept And Appropriate The Funds For Construction, Professional Service Agreements And City Staff Costs Associated With The Relocation Of The EBMUD Water Main For The Latham Square Streetscape Improvements Project (No. C464560) Without Return To Council.
- 3) Resolution Authorizing The City Administrator Or Designee To Negotiate And Execute A Reimbursement Agreement With AT&T, Inc. ("AT&T") In The Amount Not To Exceed Three Hundred Fifty Thousand Dollars (\$350,000.00) And To Accept And Appropriate The Funds For Construction, Professional Service Agreements And City Staff Costs Associated With AT&T's Vault Reconstructions For The Latham Square Streetscape Improvements Project (No. C464560) Without Return To Council.

## REASON FOR SUPPLEMENTAL

The purpose of this supplemental report is to provide clarification of the funding sources and the appropriations of funds, as requested by the Public Works Committee.

Item: \_\_\_\_\_  
City Council  
March 15, 2016

**BACKGROUND / LEGISLATIVE HISTORY**

On March 8, 2016, the Public Works Committee considered the three resolutions associated with construction of the Latham Square Streetscape Improvements Project. The Committee requested that staff provide a supplemental report clarifying that the funding for the increase to the contract change order limit with McGuire and Hester, Inc. does not constitute a new appropriation.

This report affirms that these funds are not new appropriations but were appropriated by council as part of the FY 15-17 adopted budget for projects immediately adjacent to Latham Square (paving of Telegraph Avenue and Traffic Signal Modernization). As noted in the original report, the remaining funds will be fully reimbursed by both EBMUD and AT&T.

There is no fiscal impact to the City's Finances; this action is cost neutral.

For questions regarding this report, please contact Nick Cartagena, Project Manager, Transportation Planning and Funding Division, at 510-238-2139.

Respectfully submitted,



**BROOKE A. LEVIN**  
Director, Oakland Public Works

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