



## Staff Report

**TO:** City Council  
**FROM:** Robert L. Vestal, Director of Public Works  
**DATE:** September 17, 2024  
**SUBJECT:** Third Amendment to Professional Service Agreement with EXP U.S. Services, Inc

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**Description** Third Amendment to the Professional Services Agreement for EXP U.S. Services, Inc. for the Beaumont Master Drainage Plan (MDP) Line 2, Stage 1 Project (CIP 2019-019).

### **Background and Analysis:**

On March 17, 2020, City Council amended the FY19/20 Capital Improvement Project (CIP) Budget to include the Beaumont Master Drainage Plan (MDP) Line 2, Stage 1 Project (Stage 1). Stage 1 was incorporated into the CIP in the amount of \$5,000,000 with the source of funds being the Riverside County Flood Control and Water Conservation District (District) via a cooperative funding agreement. On September 1, 2020, City Council approved the cooperative agreement and on September 22, 2020, the District fully executed the agreement. On December 15, 2020, City Council awarded a Professional Service Agreement (PSA) to EXP U.S. Services, Inc. (EXP) to perform preliminary and final engineering services.

On November 15, 2022, City Council approved Amendment No. 1 which modified the scope of services to include additional hydraulic analysis and extended the term of agreement to February 16, 2024.

On August 15, 2023, City Council approved Amendment No. 2 which increased the fees of subconsultants due to the inflation and operating costs and extended the term of the agreement to February 16, 2025.

The third amendment to the professional services agreement is proposed to provide additional environmental services and to extend the term of the contract by one (1) year to February 16, 2026. The original environmental scope was based on providing a Categorical Exemption (CE) for CEQA. Due to changes in the design scope, the project now requires an Initial Study/Mitigated Negative Declaration (IS/MND). As a result of the additional environmental work, EXP is requesting a fee adjustment.

The following is a summary of the EXP fee increase for environmental work:

<u>Scope</u>	<u>Original Fee (2020)</u>	<u>Revised Fee (2024)</u>
Environmental Clearance	\$81,835.00	\$155,189.70

The revised environmental fee represents a rounded increase in cost of \$73,355. This results in a revised total contract cost not to exceed \$597,420 for the PSA. A summary of the contract amendments to date including the proposed Amendment No. 3 is provided in the following table.

<u>Agreement Summary</u>	<u>Original Fee (2020)</u>
Original Agreement	\$442,214.00
Amendment No. 1	\$61,847.00
Amendment No. 2	\$20,003.96
<u>Amendment No. 3</u>	<u>\$73,355.00</u>

Total PSA: \$597,420.00

**Project Background and Update:**

The original environmental scope anticipated that the proposed storm drain would connect to the existing 78” storm drain within the street right-of-way, avoiding any construction in the Berkshire Channel where the outlet of the pipe is located. The results of the hydrology/hydraulic study showed that the existing 78” storm drain outlet was not large enough and recommended a new 102” storm drain outlet into Berkshire Channel. This also requires a new headwall in the channel. With work now required within the channel, the environmental document is elevated to an IS/MND. The proposed environmental work includes coordination with regulatory agencies and additional technical studies.

Final environmental clearance is anticipated to be completed by July 2025.

**Fiscal Impact:**

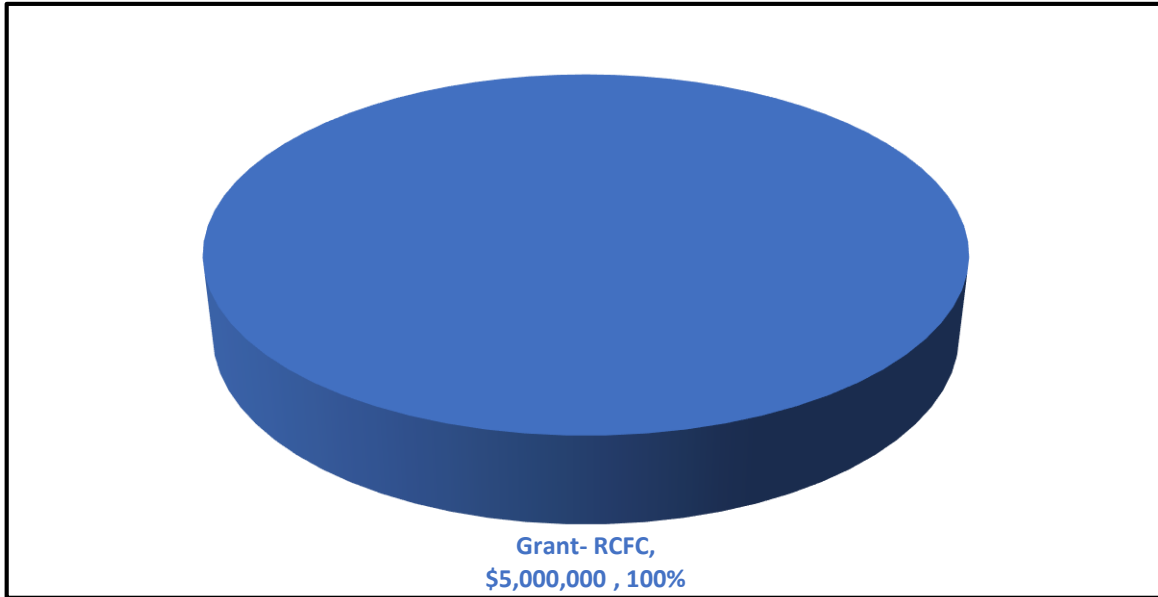
The cost of preparing the staff report is estimated to be \$500.

The funding for this contract amendment will be paid from the Beaumont Master Drainage Plan (MDP) Line 2, Stage 1 Project (CIP2019-019) budget.

Please refer to the following project accounting chart and table for a summary of project funding and budget:

**CIP 2019-019 MDP Line-2 Project Funding Summary**

Estimated Project Cost= \$5,000,000



**CIP 2019-019 MDP Line-2 Project Budget Summary**

<b>Project Component</b>	<b>Budget</b>	<b>Encumbered</b>	<b>Paid to Date</b>	<b>Remaining Budget</b>
Project Management				
Preliminary Services				
Environmental				
Design	\$600,000	\$(597,420)	\$(224,092)	\$2,580
Permits	\$5,000	\$(3,055)	\$(3,055)	\$1,945
Right-of-Way				
Construction	\$4,395,000			\$4,395,000
Construction Management				
Equipment				
<b>Total</b>	<b>\$5,000,000</b>	<b>\$(600,475)</b>	<b>\$(227,147)</b>	<b>\$4,399,525</b>

**Recommended Action:**

Approve the third Amendment to the Professional Services Agreement for EXP U.S. Services, Inc. for the Beaumont Master Drainage Plan (MDP) Line 2, Stage 1 Project (CIP 2019-019) with a new total contract amount not-to-exceed \$597,420.

**Attachments:**

- A. Third Amendment to the Professional Services Agreement with EXP U.S. Services, Inc.
- B. Professional Services Agreements with EXP (Original Agreement)
- C. First Amendment to the Professional Services Agreement with EXP U.S. Services, Inc.
- D. Second Amendment to the Professional Services Agreement with EXP U.S. Services, Inc.
- E. Levine Act Statement - EXP