

**CITY OF TEMECULA
AGENDA REPORT**

TO: City Manager/City Council

FROM: Ron Moreno, Director of Public Works / City Engineer

DATE: December 10, 2024

SUBJECT: Approve Seventh Amendment to the Agreement with David Evans and Associates, Inc. for the Diaz Road Expansion Project, PW17-25

PREPARED BY: Avlin Odviar, Principal Civil Engineer
Nino Abad, Senior Civil Engineer

RECOMMENDATION: That the City Council:

1. Approve the seventh amendment to the agreement with David Evans and Associates, Inc., to increase the contingency by \$200,000 in support of the professional design and environmental services of the Diaz Road Expansion Project, PW17-25; and
2. Increase the City Manager's authority to approve extra work authorizations by \$200,000.

BACKGROUND: On October 22, 2019, the City Council approved the agreement for consultant services with David Evans and Associates, Inc. to provide professional design and environmental services for the Diaz Road Expansion Project, PW17-25 (Project). There were six previous amendments to the agreement that brought the total agreement amount to \$1,360,923.

Several extra work authorizations have been issued for services including additional traffic studies and VMT analysis, environmental studies, project phasing, additive bidding, and environmental permitting, which has expended the bulk of approved contingencies to date. Over the past year it was confirmed that the Murrieta Creek Phase IIB project by USACE (US Army Corps of Engineers) and RCFC (Riverside County Flood Control) would be in construction before, or concurrent, with the Project. The concurrent construction of these projects requires redesign of the Project to be compatible with the USACE/RCFC design and requires additional effort and coordination to obtain a 408 permit from USACE to allow for concurrent construction of the City's Project with their project. Furthermore, staff recently requested, and was granted, a \$2M federal earmark for construction of the Project. The allocation of federal funding into the Project now requires compliance with the NEPA (National Environmental Policy Act) which was not part of the original project scope. At this time, it is necessary to increase the contingency funds for additional and unforeseen work tasks.

This Seventh Amendment adds \$200,000 to the contingency and allows for performing additional services under the agreement through extra work authorizations. Approval of the Seventh Amendment results in a total agreement amount of \$1,560,923.

FISCAL IMPACT: The Diaz Road Expansion Project is identified in the City's Capital Improvement Program (CIP) Budget for Fiscal Years 2025-29, and is funded with DIF (Street Improvements), Measure S, and TUMF (WRCOG). There are sufficient project funds to cover the cost of \$200,000 associated with the Seventh Amendment.

ATTACHMENTS:

1. Seventh Amendment
2. Project Description