

**Bay Area Toll Authority
Oversight Committee**

September 4, 2019

Agenda Item 4e

**Contract Amendment – San Francisco Estuary Partnership San Pablo Avenue Green
Stormwater Spine Project – On-Call Construction Management Services: MNS
Engineering (\$850,000)**

Subject: This item request Committee approval to enter into a contract amendment with MNS Engineering (MNS), formerly known as S&C Engineering, in an amount not to exceed \$850,000 for on-call construction management services to provide continuing construction management services for the San Francisco Estuary Partnership (SFEP) San Pablo Avenue Green Stormwater Spine Project (Project).

Background: The SFEP Project is a multi-site green street project in various cities along San Pablo Avenue in the East Bay. The goal of the Project is to cumulatively treat six acres of impervious surface runoff by retrofit of public right-of-way with landscape-based stormwater treatment facilities that collect urban runoff and filter out pollutants before they are discharged to the bay.

The Project is partly an environmental mitigation requirement of the San Francisco-Oakland Bay Bridge East Span Seismic Replacement Project and has multiple grant sources, including BATA Toll Bridge Seismic Retrofit and Toll Bridge Rehabilitation funds budgeted to the project.

In 2016, the Association of Bay Area Governments (ABAG) contracted with Ghilotti Brothers, Inc, to construct the project, but has experienced significant delays due to utility conflicts and permitting that has delayed start of construction. After the ABAG/MTC staff merger, BATA staff become more directly engaged with the Project and contracted with MNS, in an initial amount of \$200,000, for construction contract administration services with an initial focus to determine the appropriate next steps for the Project, including possible termination. MNS was selected from the 2017 BATA On-Call Construction Management-Design Services Bench.

Over the last year, staff has been working to resolve delays and impediments to the start of construction. On November 15, 2018, the ABAG Executive Board approved a re-scoping of the original Project, including construction changes, utility relocation, and additional construction management services by MNS to oversee completion of the re-scoped Project. Additional funding was provided in the Toll Bridge Rehabilitation Program budget for the Project changes. The Project will still meet environmental mitigation requirements of the San Francisco-Oakland Bay Bridge East Span Seismic Replacement Project.

Attachment A includes a summary of MNS and its project team's small business and disadvantaged business enterprise status.

Recommendation: Staff recommends that this Committee authorize the Executive Director or designee to negotiate and enter into a contract amendment with MNS in an amount not to exceed \$850,000 to provide construction management services for the Project.

Attachments: Attachment A – Small Business and Disadvantaged Business Enterprise Status; and
Request for Committee Approval – Summary of Proposed Contract Amendment



Therese W. McMillan

Attachment A

Small Business and Disadvantaged Business Enterprise Status

	Firm Name	Role on Project	DBE* Firm			SBE** Firm		
			Yes	If Yes, List #	No	Yes	If Yes, List #	No
Prime Contractor	MNS Engineers	Construction Management			X			X
Subcontractor	Chaudhary & Associates, Inc.	Surveying and Staking	X	3110				X
Subcontractor	CirclePoint	Public Outreach			X	X	40528	
Subcontractor	Summit Associates	Inspection	X	30881				X

*Denotes certification by the California Unified Certification Program (CUCP).

**Denotes certification by the State of California.

REQUEST FOR COMMITTEE APPROVAL

Summary of Proposed Contract Amendment

Work Item No.:	1251
Vendor:	MNS Engineers, Inc. Oakland, CA
Work Project Title:	On-Call Construction Management Services: San Francisco Estuary Partnership San Pablo Avenue Green Stormwater Spine Project.
Purpose of Project:	To provide construction administration and management services for the San Francisco Estuary Partnership San Pablo Avenue Green Stormwater Spine Project.
Brief Scope of Work:	Consultant shall perform construction management and construction administration services in accordance with Caltrans Construction Manual and Caltrans Standard Specifications and Plans for the construction of the San Francisco Estuary Partnership San Pablo Avenue Green Stormwater Spine Project.
Project Cost Not to Exceed:	This amendment: \$850,000 Current contract amount before this amendment: \$200,000 Maximum contract amount after this amendment: \$1,050,000
Funding Source:	Toll Bridge Rehabilitation Program Funds
Fiscal Impact:	Funds are included in the FY 2019-20 Toll Bridge Rehabilitation Program Budget.
Motion by Committee:	That the Executive Director or designee is authorized to negotiate and enter into a contract amendment with MNS Engineers, Inc. to perform construction management services for the San Francisco Estuary Partnership San Pablo Avenue Green Stormwater Spine Project, as described above and in the BATA Oversight Committee Summary Sheet dated September 4, 2019, and the Chief Financial Officer is directed to set aside funds in the amount of \$850,000 for such contract amendment.
BATA Oversight Committee:	

Amy Rein Worth, Chair

Approval Date: Date: September 4, 2019