

RESOLUTION NO. xxxx-22

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF UNION CITY
APPROVING AMENDMENT NO. 3 TO CONSULTING SERVICES
AGREEMENT WITH KIMLEY-HORN AND ASSOCIATES, INC.,
IN THE AMOUNT OF \$75,000, FOR
UNION CITY BOULEVARD BIKE LANES PROJECT,
CITY PROJECT NO. 17-29, FOR A TOTAL CONTRACT OF \$1,247,900**

WHEREAS, on April 27, 2017, the City of Union City was awarded \$7,800,000 (requiring \$1,000,000 of local match using City's State Gas Tax Funds for a total project funding of \$8,800,000) by Alameda County Transportation Commission (ACTC) through the Project Funding Agreement (PFA) for "Union City Boulevard Class II Bikes Lanes Project;" and

WHEREAS, the project will complete about a two (2) mile gap along Union City Boulevard by constructing new, continuous, and buffered bike lanes between the existing Class II bike lanes from a point 600 ft. south of Alvarado Boulevard to the existing Class II bikes lanes at the Alameda Creek Channel bridge, with direct connection to existing bike lanes on Ardenwood Boulevard in Fremont. The project will include "Complete Street" improvements along Union City Boulevard at the intersections of Regents Boulevard, Dyer Street and Rocklin Drive, including a new multi-purpose trail adjacent to Delaine Eastin Elementary School providing direct access for students who bike or walk to school and a right-turning lane into the school; and

WHEREAS, on April 23, 2019, the City Council adopted resolution (5471-19) approving a list of projects for FY 2019/20 in the amount of approximately \$1.1 million funded by SB-1 - The Road Repair and Accountability Act of 2017 (Fund 2515), which included pavement rehabilitation in various locations including Union City Boulevard; and

WHEREAS, on July 23, 2019, the City Council approved a Consulting Services Agreement, C5363, with Kimley-Horn and Associates, Inc. to complete the Final Plans, Specifications and Estimate in the amount of \$537,900; and

WHEREAS, on October 21, 2019, Kimley-Horn and Associates, Inc. presented the project to Union City's Bicycle and Pedestrian Advisory Commission (BPAC), who provided valuable comments related to improving bicycle and pedestrian travel through the intersection of Regents Boulevard, Dyer Street and Rocklin Drive, upgrading ADA wheelchair ramps, enhancing pedestrian crosswalks, evaluating existing street lighting and reconstructing intersection corners to slow down turning cars resulting in various project design refinements; and

WHEREAS, on June 23, 2020, the City Council adopted a resolution (5613-20) to amend the list of projects for FY 2020/21 in the amount of approximately \$1.4 million

funded by SB-1 Road Maintenance and Rehabilitation Account (Fund 2515), which included pavement rehabilitation and improvements in various locations including Union City Boulevard; and

WHEREAS, the construction cost for the combined Union City Boulevard Bike Lanes and Union City Boulevard Pavement Rehabilitation projects is estimated around \$13.0 Million; and

WHEREAS, on May 26, 2020, the City Council approved Contract Amendment No. 1, C5439, with Kimley-Horn and Associates, Inc., in the amount of \$287,000, for design refinement revisions bringing the contract amount to \$824,900 to complete the Final Plans, Specifications and Estimate (PS&E); and

WHEREAS, on October 12 2021, the City Council approved Contract Amendment No. 2, C5439b, with Kimley-Horn and Associates, Inc., in the amount of \$348,000, for adding traffic control measures at intersection crossings, evaluating additional intersection crossings, improving street lighting illumination and extending the buffer bike lanes to Smith Street; design refinement revisions bringing the contract amount to \$1,172,900 to complete the Final PS&E; and

WHEREAS, heavy rains in October and December 2021 resulted in flooding of various segments of Union City Boulevard in both the northbound and southbound directions and requiring lanes to be closed to traffic to allow cleaning out the clogged storm drain inlets; and

WHEREAS, Amendment No. 3 to the Consulting Services Agreement with Kimley-Horn and Associates, Inc., in the amount \$75,000, will include roadway drainage design consisting of review of As-Builts of the existing drainage facilities, the preparation of Preliminary Drainage Analysis Report, coordination with Alameda County Flood Control and Water Conservation District (ACFC&WCD), the preparation of Final Drainage Memo with recommendation of proposed roadway drainage improvements and the revision to the Final Plans and Specification for reducing flooding along Union City Boulevard within the proposed bike lanes; and

WHEREAS, Amendment No. 3 to Consulting Services Agreement with Kimley-Horn and Associates, Inc., in the amount of \$ 75,000 will be funded with SB 1-Road Maintenance and Rehabilitation Account (RMRA) (Fund 2515) for the roadway drainage design that will be included in the Final PS&E and there are sufficient funds budgeted in SB 1-RMRA Fund; and

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Union City hereby approves the use of \$75,000 from budgeted SB 1-Road Maintenance and Rehabilitation Account funds (Fund 2515) for Amendment No. 3 to the Consulting Services Agreement with Kimley-Horn and Associates, Inc. for roadway drainage design for the Union City Boulevard Bike Lanes Project, City Project No. 17-29 (Exhibit A); and

BE IT FURTHER RESOLVED that the City Council of the City of Union City hereby authorizes the City Manager to execute Amendment No. 3 to Contracts C5363, C5439 and C5439b with Kimley-Horn and Associates, Inc. of Pleasanton, CA, which increases the current contracts by \$75,000, bringing the total contract amount to \$1,247,900, to assist Public Works with the completion of the Final PS&E of the Union City Boulevard Bike Lanes Project, City Project No. 17-29.

PASSED, APPROVED, AND ADOPTED by the City Council of the City of Union City at a regular meeting held on the 25th day of January 2022, by the following vote: