
File No.: 17-0335

Agenda Date: 5/23/2017

Item No.: *6.1.

SUPPLEMENTAL BOARD AGENDA MEMORANDUM

SUBJECT:

Report of Bids Received and Award of Construction Contract to Robert A. Bothman Construction for Construction of Permanente Creek Flood Protection Project - Permanente Creek Channel Improvements, Project No. 26244001, Contract No. C0616 (Mountain View, Los Altos) (District 5).

REASON FOR SUPPLEMENTAL MEMORANDUM:

The Third Addendum to the certified Final Subsequent EIR was being reviewed and was not ready in time for 10-day posting.

RECOMMENDATION:

- A. Consider the Third Addendum to the Final Subsequent Environmental Impact Report (Final Subsequent EIR) for the Permanente Creek Flood Protection Project;
- B. Ratify Addenda No. 1 through No. 3 to the Contract Documents for the Permanente Creek Flood Protection Project - Permanente Creek Channel Improvements Project;
- C. Award the Construction Contract to Robert A. Bothman Construction in the sum of \$7,027,917; and
- D. Approve a contingency sum of \$700,000 and authorize the Interim Chief Executive Officer or designee to approve individual change orders up to the designated amount.

SUMMARY:

Design of the Permanente Creek Channel Improvement Project (Project) has been updated from the version approved by the Board in November 2012, necessitating Board consideration before taking any further action on the Project. The proposed Project changes include the following: (a) Increasing the height of the floodwall between Charleston Road and Highway 101 by an additional 0.5 foot; (b) Eliminating three flood-proof walls and instead constructing an embankment between Amphitheatre Parkway and Charleston Road; and (c) Raising the levee north of Amphitheatre Parkway by an additional 1 foot.

Staff has prepared a Third Addendum to the certified Final Subsequent EIR (Supplemental Attachment 1) to evaluate the environmental impacts associated with the above described Project

changes. The Third Addendum describes changes to the Project and evaluates the associated environmental impacts. The Third Addendum's analysis focuses on those resources which could be impacted by the proposed project changes, specifically impacts relating to aesthetics, air quality, biological resources, greenhouse gases, noise, and traffic/transportation. Based on the analysis, the Third Addendum concludes that the proposed Project modifications would not result in any new significant environmental impacts or substantially increase the severity of previously identified significant impacts.

FINANCIAL IMPACT:

There is no financial impact associated with the Third Addendum to the certified Final Subsequent EIR. The total cost for the recommended construction contract of \$7,027,917, including the change order contingency sum of \$700K, is \$7,727,917. Funds in the amount of \$2,427,917 for the award of a construction contract are included in the Board adopted FY 2017 Budget, project #26244001. The remaining funds of \$4.5M have been requested in the FY 2018 Proposed Budget, and the remaining \$800K will be requested in the FY 2019 Budget.

CEQA:

A Third Addendum to the certified Final Subsequent EIR has been prepared and is before the Board for consideration. The 2012 Final Subsequent EIR is also included on this link:
<http://www.valleywater.org/services/PermanenteCreekReportsandDocuments.aspx>
for the Board's information.

ATTACHMENTS:

Attachment 1: Addendum No. 3

UNCLASSIFIED MANAGER:

Ngoc Nguyen, 408-630-2632