

RIVERSIDE PUBLIC UTILITIES

Board Memorandum

BOARD OF PUBLIC UTILITIES

DATE: DECEMBER 13, 2021

SUBJECT: SECOND AMENDMENT TO PROFESSIONAL CONSULTANT SERVICES AGREEMENT WITH DESIGN SERVICES, INC. DBA BENYA BURNETT CONSULTANCY FOR CITYWIDE STREETLIGHT LIGHT-EMITTING DIODE CONVERSION PROGRAM TO EXTEND TERM BY ONE YEAR, ENDING SEPTEMBER 9, 2022 WITH NO INCREASE IN COMPENSATION

ISSUE:

Consider approving the Second Amendment to Professional Consultant Services Agreement with Design Services, Inc., dba Benya Burnett Consultancy, of Davis, California, for Citywide Streetlight Light-Emitting Diode (LED) Conversion Program to extend term by one-year, ending September 9, 2022 with no increase in compensation.

RECOMMENDATIONS:

That the Board of Public Utilities:

1. Approve the Second Amendment to Professional Consultant Services Agreement with Design Services, Inc., dba Benya Burnett Consultancy, of Davis, California for the Citywide Streetlight Light-Emitting Diode (LED) Conversion Program to extend term by one-year, ending September 9, 2022 with no increase in compensation; and
2. Authorize the City Manager, or designee, to execute the Second Amendment for Professional Consultant Service Agreement with Design Services, Inc., dba Benya Burnett Consultancy, including making minor and non-substantive changes.

BACKGROUND:

On July 25, 2016, the Board of Public Utilities recommended that the City Council approve Work Order No. 1611216 for a total capital expenditure of \$1,150,000 and a Professional Consultant Services Agreement with Design Services, Inc. dba Benya Burnett Consultancy in the amount of \$855,290 for design services for the Citywide Streetlight Light-Emitting Diode (LED) Conversion Program.

On September 6, 2016, the City Council approved Work Order No. 1611216 for a total capital expenditure of \$1,150,000 and a Professional Consultant Services Agreement with Design Services, Inc. dba Benya Burnett Consultancy in the amount of \$855,290 for design services for the Citywide Streetlight Light-Emitting Diode LED Conversion Program.

On August 26, 2019, the Board of Public Utilities approved the First Amendment to the Professional Consultant Services Agreement with Design Services, Inc. dba Benya Burnett Consultancy to extend the term by two years, ending September 9, 2021 with no increase in compensation for design services for the Citywide Streetlight LED Conversion Program.



Citywide Streetlight LED Conversion

DISCUSSION:

The First Amendment to the Agreement was approved for a two-year term extension, ending on September 9, 2021. The project and related scope of work was delayed due to the Covid-19 pandemic and specific project priorities given at the time. The Consultant has requested a new contract extension (Second Amendment) for one additional year, with no increase in compensation to complete the remaining scope of work. Riverside Public Utilities (RPU) staff evaluated the Consultant's request and considers this proposal to be in the best interest of the City in order to continue providing construction support services during the Citywide LED Conversion Project Phase 1. The Consultant will also complete the plan and bid specifications for the remaining Citywide LED Conversion Project Phase 2, which includes approximately 6,000 lights in Historic Districts or Neighborhood Conservation Areas.

The Work Order breakdown for Work Order No. 1611216, approved by City Council on September 6, 2016, is as follows:

Description	Amount (\$)	Percent (%)
RPU Engineering, Coordination, and Contract Administration	\$210,000	18%
Consultant Contract	\$855,290	82%
Contract Contingency (10%)	\$84,710	
Total	\$1,150,000	100%

The Consultant's contract fees for design services remain on budget for the remaining scope of work. All deliverables, other than construction administration and support are nearing completion and, in some cases, have been fully completed and approved by RPU. The Consultant is committed to completing the remaining scope of work and to see that the project is completed and in-service.

The Consultant's engineering services, per the scope of work, are 87% complete, for a total service fee of \$820,000. The remaining scope of work to be completed is 13% for a contract service fee balance of \$120,000, which is sufficient to complete the project through the Agreement extension of September 9, 2022.

STRATEGIC PLAN ALIGNMENT:

This item contributes to Strategic Priority No. 6 Infrastructure, Mobility and Connectivity Goal 6.2 to maintain, protect, and improve assets and infrastructure within the City's built environment to ensure and enhance reliability, resiliency, sustainability, and facilitate connectivity; and Goal 6.4 to incorporate Smart City strategies into the planning and development of local infrastructure projects.

This item aligns with EACH of the five Cross-Cutting Threads as follows:

1. **Community Trust** – The implementation of LED streetlighting improvements will enhance pedestrian and general safety in the city and result in greater public good.
2. **Equity** – Providing improved streetlighting supports an equitable distribution of services to ensure every member of the community has access to share in the benefits of community progress.
3. **Fiscal Responsibility** – This item represents fiscal responsibility through the selection of the lowest project bid, providing optimal project efficiency, and effectively utilizing funding for the project. There is no additional fiscal impact associated with the Second Amendment to Agreement for Consultant to complete the remaining scope of work.
4. **Innovation** – RPU is committed to identifying creative solutions to meet the needs of our community members effectively and efficiently by providing innovative infrastructure improvements and upgrading streetlighting to energy efficient LED technology.
5. **Sustainability & Resiliency** – RPU is meeting the community's changing needs and preparing for the goals set by the City to achieve carbon neutrality by 2040. The City of Riverside is actively adapting to the lighting industry's technology advances.

FISCAL IMPACT:

There is no fiscal impact associated with the approval of the Second Amendment to Professional Consultant Services Agreement, with no increase in compensation for the Citywide Streetlight Light-Emitting Diode Conversion Program.

On September 6, 2016, the City Council approved Work Order No. 1611216 for a total capital expenditure of \$1,150,000. Sufficient funds are budgeted in the Public Utilities Major Street Light Projects Account No. 6130200-470637.

Prepared by:	Daniel E. Garcia, Utilities Deputy General Manager
Approved by:	Todd M. Corbin, Utilities General Manager
Approved by:	Kris Martinez, Interim Assistant City Manager

Approved as to form: Phaedra A. Norton, City Attorney

Certifies availability
of funds: Edward Enriquez, Chief Financial Officer/City Treasurer

Attachments:

1. Second Amendment to Professional Consultant Services Agreement with Design Services, Inc. dba Benya Burnett Consultancy
2. Presentation