



BRIEFING: MARCH 20, 2018 BOARD MEETING AGENDA ITEM #6

TO: Chairman Richard and Board Members

FROM: Scott Jarvis, Chief Engineer

DATE: March 15, 2018

RE: Consider Amending the Right-of-Way Support Services Contract with Beacon

Summary of Recommended Action

Staff is recommending approval of Amendment No. 2 to the Hamner, Jewell & Associates, a division of Beacon (Beacon) contract (HSR 14-14 ROW 5), in the amount of \$977,000 to increase the total contract amount to \$5,977,000, permitting Beacon to continue providing essential right-of-way delivery services to the Authority necessary to complete the First Construction Section.

Background

On September 16, 2014, the Board approved Resolution #HSRA 14-27 authorizing the Chief Executive Officer (CEO), or his designee, to contract with eight specific right-of-way (ROW) service providers, including Beacon, each for a term of four years, with the total not-to-exceed amount of \$35,000,000. The funds allocated by the Board through Resolution HSRA 14-27 may be apportioned between the eight service providers as necessary.

Construction Packages (CP) 1 – 4 initially contemplated the need for 1202 parcels. As design and construction proceeded, the total number of parcels required for construction has increased to 1921. This increase is primarily the result of design refinements, including necessary utility relocations, and alternative technical concepts (ATCs).

Beacon, among the highest producing right-of-way service providers working on the high-speed rail project, was initially assigned 196 parcels for acquisition. That number was increased by an additional 58 parcels during performance of the Beacon contract to 254 parcels.

Many of the remaining parcels that Beacon is working on are included in ATC areas and/or are subject to design progression which required supplemental acquisitions from property owners with whom Beacon already has relationships with from the initial acquisitions.

This amendment would add \$977,000 to the Beacon contract to permit Beacon to complete delivery of the 254 parcels assigned to it, in an efficient manner, and without exceeding the

Board's approved "not-to-exceed amount" for right-of-way delivery services.

Prior Board Action

In September 2014 the Board approved resolution #HSRA 14-27 (attached) that authorized the CEO to execute right-of-way services contracts in a not to exceed total amount of \$35,000,000 for a term of four years. The Board authorized staff to enter into contracts with several firms to conduct this work including Beacon.

Discussion

Beacon is a high performing right-of-way service provider and an asset to the Authority. Beacon has successfully delivered highly complex parcels and is currently working on supplemental acquisitions in areas subject to alternative technical concepts and/or design progression.

The Beacon Contract awarded pursuant to Resolution HSRA #14-27 provided for a maximum amount of \$4,227,000 to acquire 196 parcels. As the project progressed, 58 additional parcels were assigned to Beacon. The contract was amended in February 2018 to add \$773,000, bringing the total contract amount to \$5,000,000. This second amendment will add an additional \$977,000 to the contract, increasing the total contract amount to \$5,977,000.

Approving the amendment will allow Beacon to continue providing services to the Authority and will permit Beacon to complete the acquisition of all 254 parcels assigned to it in an efficient manner without the need to reassign Beacon's work to other, potentially less effective, right-of-way service providers.

Legal Approval

The Chief Counsel and legal staff have confirmed that this Board item complies with all applicable Board Policies and Authority regulations and Public Utilities Code Section 185036.

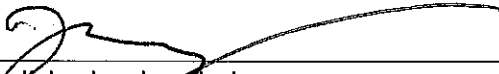
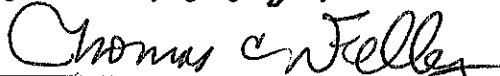
Budget and Fiscal Impact

This request is a reallocation to the current year funding and proposes to shift \$977,000 from the 2017-18 fiscal year for Hamner, Jewell & Associates (Beacon) HSR 14-14 Row 5 from Epic HSR 14-14 Row 4 which has Fiscal Year 2017-18 savings.

2017-18 Fiscal Year Budget Impact

Contract Name	Contract/Activity Number	Current FY Contract/Activity Budget	Budget Change	Funding Source
Epic	HSR14-14 Row 4	\$2,948,693	(\$977,000)	State Funding
Beacon	HSR14-14 Row 5	\$1,500,000	\$977,000	State Funding

Authority staff will manage the increased costs of the pending contract change with this revised budget through the end of the 2017-18 fiscal year with no additional augmentation of the Beacon budget, unless a Board action occurs.

REVIEWER INFORMATION	
Reviewer Name and Title: Russell Fong, CFO	Signature verifying budget analysis: 
Reviewer Name and Title: Tom Fellenz, Chief Counsel	Signature verifying legal analysis: 

Recommendations

Staff recommends that the Board approve Amendment No. 2 to Agreement HSRA 14-14 ROW 5, with Beacon, to add \$977,000, increasing the total amount of the Beacon contract to \$5,977,000.

Attachments

- Draft Resolution #HSRA 18-05
- Resolution #HSRA 14-27