



# City of Chula Vista

## Staff Report

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**File#:** 15-0536, **Item#:** 3.

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RESOLUTION NO. 2016-029 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING AGREEMENTS BETWEEN THE CITY OF CHULA VISTA AND NINYO & MOORE GEOTECHNICAL AND ENVIRONMENTAL SCIENCES CONSULTANTS; RMA GROUP; AND TWINING INC.; TO PROVIDE ON-CALL GEOTECHNICAL, STORM WATER MONITORING, MATERIAL TESTING AND SPECIAL INSPECTION CONSULTANT SERVICES FOR VARIOUS CAPITAL IMPROVEMENT PROJECTS AND OTHER CITY PROJECTS

### **RECOMMENDED ACTION**

Council adopt the resolution.

### **SUMMARY**

A Request for Proposal (RFP) was issued to solicit Consultant services for geotechnical, storm water monitoring, material testing and special inspection. Five (5) proposals were received and through the City's Consultant selection processes, staff has negotiated proposed contracts with the following companies (listed in alphabetical order):

- Ninyo & Moore Geotechnical And Environmental Sciences Consultants - San Diego,CA,
- RMA Group - San Diego,CA,
- Twining Inc. - San Diego,CA,

Adoption of this resolution would allow these companies to provide on-call Consultant services from February 10, 2016, to December 31, 2018, with options to extend the agreements for two additional years at the Director of Public Works' discretion.

### **ENVIRONMENTAL REVIEW**

#### **Environmental Notice**

The Project qualifies for a Class 6 Categorical Exemption pursuant to Section 15306 (Basic data collection, research, experimental management and resource evaluation activities that do not result in major disturbances to an environmental resource) of the California Environmental Quality Act State Guidelines.

#### **Environmental Determination**

The Director of Development Services has reviewed the proposed project for compliance with the California Environmental Quality Act (CEQA) and has determined that the project qualifies for a Class 6 Categorical Exemption pursuant to Section 15306 (Basic data collection, research, experimental management and resource evaluation activities that do not result in major disturbances to an environmental resource) of the State CEQA Guidelines. Thus, no further environmental review is required.

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**BOARD/COMMISSION RECOMMENDATION**

Not Applicable

**DISCUSSION**

The City requires geotechnical, storm water monitoring, materials testing & special inspection services for projects built with both public and private funds to insure that the quality of materials and construction methods used meets the City's specifications and design requirements.

The City utilizes the Standard Specifications for Public Works Construction, the Regional Supplement Amendments, the City of Chula Vista Standard Special Provisions, the San Diego Area Regional Standard Drawings, the City of Chula Vista Design and Construction Standards, and the State of California Department of Transportation Standards Specification and Special Provisions.

The design and construction of Public Works infrastructure improvements and buildings require the use of quality materials and construction methods to assure facility longevity and useful life. The City's quality assurance program involves timely inspections by both qualified City personnel and Consultant specialty inspectors, and the testing of soils and construction materials by Consultant laboratories.

Consultant Selection Process

Five (5) proposals were received on November 4, 2015, from the following Consultants (listed in alphabetical order):

- Construction Testing & Engineering, Inc - San Diego
- Ninyo & Moore Geotechnical And Environmental Sciences Consultants - San Diego,CA,
- NV5 - San Diego, CA,
- RMA Group - San Diego,CA,
- Twining Inc. - San Diego,CA,

A Selection Committee of City Staff interviewed Consultants and evaluated the proposals received:

The Selection Committee evaluated the Consultants based both on their interview and proposals using the following criteria:

- Qualifications and experience of professional & technical staff
- Experience with municipal agencies/contracts
- Expertise & specialization of the firm
- Experience with storm water monitoring and Building Special Inspection Services
- Material testing laboratory facilities and personnel qualifications
- Firm's ability to perform on-site tests & make field determinations/recommendations
- Firm's quality assurance procedures
- Fee Schedule for professional, technical, and field staff
- Fee Schedule for test procedures

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The following are the three (3) firms recommended by the Selection Committee (listed in alphabetical order):

- Ninyo & Moore Geotechnical And Environmental Sciences Consultants - San Diego,CA,
- RMA Group - San Diego,CA,
- Twining Inc. - San Diego,CA,

Approving the proposed Agreements between the City of Chula Vista and the three (3) selected Consultants (Agreements) will ensure that City staff will obtain timely and cost-effective services to support all types of projects.

The City of Chula Vista and each of the three (3) Consultants listed above mutually agreed to all of the Recitals, terms and conditions incorporated into the Agreements (see Exhibits A, B, & C).

Each of the proposed Agreements between the City and the Consultant will be valid through December 31, 2018. It is anticipated that the type of services required will remain constant, but the frequency and/or amount will vary from year to year.

#### Wage Statement

The Consultant and its subcontractors are required by bid specifications to pay prevailing wage ("Prevailing Wage Rates") to persons employed by them for work in a covered work classification under this Contract. In accordance with the provisions of Section 1773 of the Labor Code of the State of CA, the City has ascertained the general prevailing wage scales applicable to the work to be done. The prevailing wage scales are those determined by the U.S. Federal Department of Labor Relations (Davis-Bacon) and those determined by the Director of Industrial Relations, State of California.

#### Disclosure Statement

Attachment 1 is a copy of the Consultants' Disclosure Statements.

#### **DECISION-MAKER CONFLICT**

Staff has reviewed the decision contemplated by this action and has determined that it is not site specific and consequently, the 500-foot rule found in California Code of Regulations section 18704.2 (a)(1) is not applicable to this decision. Staff is not independently aware, nor has staff been informed by any City Councilmember, of any other fact that may constitute a basis for a decision maker conflict of interest in this matter.

#### **LINK TO STRATEGIC GOALS**

The City's Strategic Plan has five major goals: Operational Excellence, Economic Vitality, Healthy Community, Strong and Secure Neighborhoods and a Connected Community. The on-call geotechnical storm water monitoring material testing special inspection Consultant services agreement supports the Strong and Secure Neighborhoods Strategic Goal as it supports the maintenance of public infrastructure and acts as a quality check on proposed private improvements vital to the quality of life for residents.

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**CURRENT YEAR FISCAL IMPACT**

Approval of the proposed Resolution will result in no net fiscal impact to the General Fund. All costs for Consultants' services will be funded from CIP Projects or reimbursed to the City from Developer deposits.

**ONGOING FISCAL IMPACT**

There is no direct ongoing impact to the General Fund.

**ATTACHMENTS**

Attachment 1: Consultants' Disclosure Statements  
Exhibit A: Agreement with Ninyo & Moore Geotechnical and  
Environmental Sciences, Inc.  
Exhibit B: Agreement with RMA Group  
Exhibit C: Agreement with Twining Inc.

*Staff Contact: David Hicks, Assistant Engineer*