

**RESOLUTION NO. 43-24**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RICHMOND, CALIFORNIA, AUTHORIZING AN APPROPRIATION FROM THE GENERAL CAPITAL FUND IN THE AMOUNT OF \$280,000 FOR CUTTING BOULEVARD AND HARBOUR WAY SOUTH BIKEWAYS PROJECT; AND APPROVING THE SECOND CONTRACT AMENDMENT WITH W.R. FORDE ASSOCIATES, INC, FOR THE CUTTING BOULEVARD AND HARBOUR WAY SOUTH BIKEWAYS PROJECT FOR AN INCREASED AMOUNT OF \$104,099.00, FOR AN AMENDED TOTAL CONTRACT AMOUNT NOT TO EXCEED \$1,976,806.99; AND AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO APPROVE CONSTRUCTION CHANGE ORDERS, IF NECESSARY, UP TO AN AMOUNT OF \$74,000, TO POTENTIALLY INCREASE THE TOTAL NOT-TO-EXCEED AMOUNT OF THE CONTRACT TO \$2,050,806.99.**

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**WHEREAS**, on November 10, 2020, the City Council of City of Richmond adopted a resolution to accept and appropriate \$725,000 in State Active Transportation Program (ATP) Funds for the Richmond Bay Trail Bicyclist and Pedestrian Safe Connections Quick Build Project; and

**WHEREAS**, on July 6, 2021, the City Council of City of Richmond adopted a resolution to authorize the award of a construction contract to W.R. Forde Associates, Inc., for the Cutting Boulevard and Harbour Way South Bikeways Project; and

**WHEREAS**, on December 20, 2022, the City Council of City of Richmond adopted a resolution authorizing an amendment to the construction contract with W.R. Forde Associates, Inc., for the Cutting Boulevard and Harbour Way South Bikeways Project in an amount not to exceed \$1,872,707.99; and

**WHEREAS**, additional work outside of original contract scope resulted in delay of the project and price increase; and

**WHEREAS**, the cost of additional work is \$104,099 plus a contingency of \$74,000; and

**WHEREAS**, City staff is recommending that the City Council appropriate \$280,000 from the General Capital Fund for Cutting Boulevard and Harbour Way South Bikeways Project; and

**WHEREAS**, City staff is recommending that the City Council authorize the second contract amendment with W.R. Forde Associates, Inc., for Cutting Boulevard and Harbour Way South Bikeways Project for an increase of \$104,099.00, for an amended total contract amount not to exceed \$1,976,806.99; and authorize the Director of Public Works to approve construction change orders, if necessary, up to an amount of \$74,000, to potentially increase the total not-to-exceed amount of the contract to \$2,050,806.99; and

**WHEREAS**, by the agenda report ("Agenda Report") accompanying this resolution the City Council has been provided with additional information upon which the findings and actions set forth in this Resolution are based.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council finds the above recitals are true and correct and have served, together with the Agenda Report, as the basis for the findings and actions set forth in this Resolution.

**BE IT FURTHER RESOLVED** that the City Council hereby approves the second contract amendment with W.R. Forde Associates, Inc., for Cutting Boulevard and Harbour Way South Bikeways Project in the amount of \$104,099.00, for an amended total contract amount not to exceed \$1,976,806.99; and authorizes the Director of Public Works to approve construction change orders, if necessary, up to an amount of \$74,000, to potentially increase the total not-to-exceed amount of the contract to \$2,050,806.99.

**BE IT FURTHER RESOLVED** that the City Council hereby authorizes the City Manager, or their designee, to execute and make amendments to the construction contract as needed to facilitate the completion of the Project.

**BE IT FURTHER RESOLVED** that the City Council designates the City Clerk as the custodian of the documents and other materials which constitute the record of proceedings upon which the decision herein is based. These documents may be found at the office of the City Clerk at the Richmond City Hall, 450 Civic Center Plaza, Richmond, California 94804.

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I certify that the foregoing resolution was passed and adopted by the Council of the City of Richmond at a regular meeting thereof held May 21, 2024, by the following vote:

AYES: Councilmembers Bana, McLaughlin, Willis, Zepeda, Vice Mayor Jimenez, and Mayor Martinez.  
NOES: None.  
ABSTENTIONS: None.  
ABSENT: Councilmember Robinson.

PAMELA CHRISTIAN  
CLERK OF THE CITY OF RICHMOND  
(SEAL)

Approved:

EDUARDO MARTINEZ  
Mayor

Approved as to form:

DAVE ALESHIRE  
City Attorney

State of California }  
County of Contra Costa : ss.  
City of Richmond }

I certify that the foregoing is a true copy of **Resolution No. 43-24**, finally passed and adopted by the Council of the City of Richmond at a regular meeting held on May 21, 2024.

  
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Pamela Christian, Clerk of the City of Richmond