



City Council Report

915 I Street, 1st Floor

Sacramento, CA 95814

www.cityofsacramento.org

File ID: 2019-01216

Published for 10-Day Review 09/05/2019

Review Item 01

Title: (Agreement/Contract for Review) Supplemental Agreement for On-Call Plan Review Services for Fiber and Small Cell

Location: Citywide

Recommendation: Accept and publish for review a Motion: 1) authorizing the City Manager or the City Manager's designee to execute Supplemental Agreement No. 5 to City Agreement No. 2018-0693 with 4 Leaf, Inc. in an amount not to exceed \$1,200,000, for a new not-to-exceed amount of \$3,360,000; and 2) resetting the City Manager's authority to issue supplemental agreements for City Agreement No. 2018-0693; and continue to September 24, 2019 for approval.

Contact: Chad Copeman, Senior Engineer, (916) 808-1158; Nader Kamal, Interim Engineering Services Manager, (916) 808-7035, Department of Public Works

Presenter: None

Attachments:

1-Description/Analysis

2-Professional Services Agreement

Description/Analysis

Issue Detail: The increase in demand for wireless data and communication infrastructure has resulted in high volumes of requests to install small cell and fiber optic connections within the City right-of-way. Several national communication companies including AT&T and Verizon are pursuing large-scale fiber and small cell deployments within the City. In order to respond to existing and anticipated volumes of requested encroachment permits, consultant services are proposed to supplement existing City staff capacity for the review of plans, issuance of permits, and construction inspection.

Approval of Supplemental Agreement No. 5 with 4 Leaf, Inc. is necessary to maintain the level of service provided by the Public Works Department in response to peak volumes of activity in plan review and inspection of various small cell installations and fiber optic lines that will provide for fourth-generation (4G) and fifth-generation (5G) telecommunications services by various telecommunications carriers.

Policy Considerations: The recommendations in this report are consistent with economic development objectives for streamlined processes to leverage emerging technologies and to help provide services more efficiently, meet community needs, and reduce resource consumption.

The Sacramento City Code Section 4.04.020 and Council Rules of Procedure (Chapter 7, Section E.2.d) mandate that unless waived by a 2/3 vote of the City Council, all labor agreements and all agreements greater than \$1,000,000 shall be made available to the public at least ten (10) days prior to council action.

Economic Impacts: Not applicable.

Environmental Considerations:

California Environmental Quality Act (CEQA): This report concerns administrative activities and government fiscal activities that do not constitute a “project” as defined by CEQA Guidelines Sections 15378(b)(2) and 15378(b)(4) and are not subject to the provisions of CEQA (CEQA Guidelines 15060(c)(3)).

Sustainability: Not applicable.

Commission/Committee Action: None

Rationale for Recommendation: Additional plan review and inspection consultant services are needed to augment staffing levels to meet plan review and installation standards and specification requirements for anticipated upcoming projects. By utilizing consultant services, the City will be able to meet its desired customer service goals and avoid delays in permitting.

Approval of Supplemental Agreement No. 5 to City Agreement 2018-0693 with 4Leaf, Inc. for an additional \$1,200,000 of plan review services will allow the City to continue meeting the desired customer service goals and avoid delays in permitting and installation through December 31, 2020.

Financial Considerations: Purchase orders encumbering funds under this agreement will be created based on need (number and timing of projects and available funding in those projects). Funding for services will come from plan review and inspection fees collected from carriers for these services.

There are no General Funds planned or allocated for this effort.

Local Business Enterprise (LBE): 4Leaf, Inc is an LBE.

CONTRACT ROUTING SHEET

Contract Cover/Routing Form: Must Accompany ALL Contracts; however, it is NOT part of the contract.

General Information (Required)

Original Contract # (supplements only): 2018-0693 Supplement/Addendum #: 5
 Assessor's Parcel Number(s): _____
 Contract Effective Date: 11/20/2018 Contract Expiration Date (if applicable): 12/31/2020
 \$ Amount (Not to Exceed): \$ 1,200,000.00 Adjusted \$ Amount (+/-): _____
 Other Party: 4 Leaf Inc.
 Project Title: Plan Review Services for Fiber and Small Cell
 Project #: 15001151 Bid/RFQ/RFP #: _____
 City Council Approval: YES if YES, Council File ID#: _____

Contract Processing Contacts

Department: Public Works Project Manager: Chad Copeman
 Contract Coordinator: Victoria Soares Phone Ext. 1158

Department Review and Routing

Accounting:	_____	_____
	(Signature)	(Date)
Supervisor:	<u>[Signature]</u>	<u>08/09/19</u>
	(Signature)	(Date)
Division Manager:	<u>Nadev Kamal</u>	<u>8/12/19</u>
	(Signature)	(Date)
Other:	_____	_____
	(Signature)	(Date)

Special Instruction/Comments (i.e. recording requested, other agency signatures required, etc.)

Recording Requested **Other Party Signature Required**

-----FOR CLERK & IT DEPARTMENTS ONLY – DO NOT WRITE BELOW THIS LINE-----

City of Sacramento
SUPPLEMENTAL AGREEMENT

Contract #: 2018-0693-5

Purchase Order #:

Supplemental Agreement #: 5

Job#: 15001151

Project Title: Plan Review Services for Fiber and Small Cell

The City of Sacramento ("City") and 4 Leaf Inc., ("Contractor"), as parties to that certain Professional Services Agreement designated as Agreement Number 2018-0693 including any and all prior supplemental agreements modifying said agreement (said agreement and supplemental agreements are hereby collectively referred to as the "Agreement"), hereby supplement and modify the Agreement as follows:

- The Scope of Services specified in Exhibit A of the Agreement is amended as follows:
See Exhibit A

- In consideration of the additional and/or revised services described in section 1, above, the maximum not-to-exceed amount that is specified in Exhibit B of the Agreement of Payment of Contractor's fees and expenses, is increased by \$1,200,000.00 and said maximum not-to-exceed amount is amended as follows:

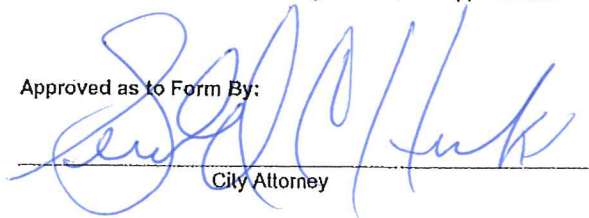
The original not-to-exceed amount:	\$1,000,000.00
The net change by previous Supplemental Agreements:	\$1,160,000.00
The not-to-exceed amount prior to this Supplemental Agreements:	\$2,160,000.00
The contract sum will be increased by this Supplemental Agreement:	\$1,200,000.00
The new not-to-exceed amount including all Supplemental Agreements:	\$3,360,000.00

- Contractor agrees that the amount of increase or decrease in the not-to-exceed amount specified in section 2, above, shall constitute full compensation for additional and/or revised services specified in section 1, above, and shall fully compensate Contractor for any and all direct and indirect costs that may be incurred by Contractor in connection with such additional and/or revised services, including costs associated with any changes in work schedules or in the performance of other services or work by Contractor. The time for the performance of the agreement is increased by 0 Days by reason of the performance of the work required by this Supplemental Agreement.
- Contractor warrants and represents that the person or persons executing this supplemental agreement on behalf of Contractor has or have been duly authorized by Contractor to sign this supplemental agreement and bind Contractor to the terms hereof.
- Except as specifically revised herein, all terms and conditions of the Agreement shall remain in full force and effect, and Contractor shall perform all the services, duties, obligations and conditions required under the Agreement, as supplemented and modified by this supplemental agreement.

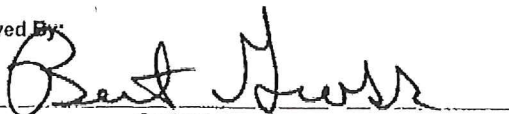
Approval Recommended By:


Project Manager

Approved as to Form By:


City Attorney

Approved By:


Contractor

Approved By:

City of Sacramento

Attested to By:

Executed Date

City Clerk

Exhibit A
Plan Review Services for Fiber and Small Cell
2018-0693

<i>Description</i>	<i>Amount</i>
Supplemental Agreement #5	
PCO # 5.0 Client Initiated Changes	\$1,200,000.00
08/09/19 Additional plan review services are requested to augment Development Engineering Staff in administering the City's Small Cell and Fiber Deployments.	
The contract sunset date has been extended through December 31, 2020.	
1 Items	Total for Change Order # 5 \$1,200,000.00

1 Change Orders	1 Items	Total for Contract # 2018-0693	\$1,200,000.00
<i>Totals By Reason</i>		Changed/Unforeseen Conditions	\$0.00
		Changes to Bid Documents	\$0.00
		Client Initiated Changes	\$1,200,000.00