



Public Works Agency  
— Alameda County —

399 Elmhurst Street  
Hayward, CA 94544-1307  
(510) 670-5480

November 6, 2012

The Honorable Board of Supervisors  
Administration Building  
1221 Oak Street  
Oakland, CA 94612

Dear Board Members:

SUBJECT: APPROVE MODIFICATION NO. 1 TO THE GEOTECHNICAL AND ENGINEERING SERVICES CONTRACT NO. 5010 WITH KLEINFELDER WEST, INC., (PRINCIPAL: CRAIG HALL; LOCATION: OAKLAND, CA) TO EXTEND THE CONTRACT TERMINATION DATE FROM DECEMBER 30, 2012 TO DECEMBER 31, 2014

RECOMMENDATION:

Approve and execute Modification No. 1 to Contract No. 5010 with Kleinfelder West, Inc., (Principal: Craig Hall; Location: Oakland, CA) for geotechnical and engineering services for levee evaluation and engineering design in Flood Control Zones 2 (Hayward) and 6 (Fremont) by extending the contract termination date from December 30, 2012 to December 31, 2014. There will be no increase to the contract amount of \$2,917,582.00.

SUMMARY/DISCUSSION:

In March 2010, your Board approved and executed a contract between the Alameda County Flood Control and Water Conservation District (District) and Kleinfelder West, Inc., to provide expertise and experience in levee evaluation and engineering design that meets Code of Federal Regulation – Title 44, Section 65.10 (44 CFR 65.10) levee certification requirements. The specialty tasks include geotechnical exploration and analyses, and riverine engineering.

As of October 2012, a majority of the Phase 1 contract work for Zones 2 and 6 has been completed, which includes the analysis of the hydrologic and hydraulic data, and preparation of geotechnical evaluation reports identifying levee deficiencies. Phase 2 of the contract work involves development of alternatives, preliminary engineering and preparation of plans, specifications and estimates for some of the deficiencies identified in Phase 1. Based on the deficiencies identified, it was determined that additional time is necessary to obtain topographic surveys, perform alternatives analyses, engineering design, and permitting. The contract time extension will allow Kleinfelder West, Inc. to complete Phase 2 of the contract work.

The existing contract is summarized below:

	Contract #	Amount	Effective Date	Expiration Date
Initial Contract	C-5010	\$2,917,582.00	March 16, 2010	December 30, 2012
Mod. No. 1	C-5010	\$ 0	November 20, 2012	December 31, 2014

SELECTION AND CRITERIA:

*A qualifications-based selection method was followed to obtain a shortlist as mandated by Government Code Sections 4525-4529.5 for selecting professional engineering firms. Prime consultants have to meet either the definition of a small, local or emerging business (SLEB), or subcontract a minimum 20 percent of the estimated contract amount with a SLEB or SLEBs.*

*A Request for Qualification (RFQ) was issued on January 15, 2009 and mailed to 143 consultants providing geotechnical and engineering services as listed in the SLEB database administered by the Alameda County Auditor Controller's Agency, and the consultant database administered by Alameda County Public Works Agency (ACPWA). Of the 143 total consultants, 85 (59 percent) were located in Alameda County. The RFQ was also posted on the ACPWA's website for 16 days. Eleven consultants submitted Statements of Qualification (SOQs). Upon evaluation of the eleven SOQs, six consultants were short-listed and invited to submit a formal proposal.*

*The Request for Proposals (RFP) was issued on February 12, 2009. A mandatory pre-proposal meeting was held on February 19, 2009. After the pre-proposal meeting, two firms, Wood Rodgers and Schaaf & Wheeler, elected to drop out of the procurement process. Four firms submitted proposals on March 11, 2009, and subsequently participated in oral interviews at the District's office held on March 17-18, 2009.*

*A selection committee comprised of three District representatives evaluated the proposals and the oral interviews. Evaluation criteria included relevant experience, qualifications, written proposal/oral presentation, SLEB participation, and overall approach to the project. The five short-listed consultants were ranked as follows:*

<b>Vendor</b>	<b>Location</b>	<b>Local (w/in Alameda Co)</b>	<b>SLEB</b>	<b>Subcontract Min 20% to SLEB</b>
<i>Kleinfelder West, Inc.</i>	<i>Oakland, CA</i>	<i>Yes</i>	<i>No</i>	<i>Yes</i>
<i>GEI Consultants, Inc.</i>	<i>Oakland, CA</i>	<i>Yes</i>	<i>No</i>	<i>Yes</i>
<i>ENGEO Incorporated</i>	<i>San Ramon, CA</i>	<i>No</i>	<i>No</i>	<i>Yes</i>
<i>Fugro West, Inc.</i>	<i>Oakland, CA</i>	<i>Yes</i>	<i>No</i>	<i>Yes</i>

*Kleinfelder West, Inc will continue to sub-contract with Cal Engineering and Geology, Inc., WRECO, and Accurate Land Solutions, all Alameda County certified SLEBs, to perform portion of the work for a minimum 20% of the contract amount as shown on Attachment 1.*

FINANCING:

Funding for the original contract, in the amount of \$2,917,582.00, was already encumbered in FY 2009/10 in Funds 21803 (Zone 2) and 21808 (Zone 6), Organizations 270311 and 270361, Account 610261, Program 50600 (Professional and Specialized Services).

Yours truly,



Daniel Woldesenbet, Ph.D., P.E.  
Director of Public Works

Attachment

c: Susan Muranishi, County Administrator  
Andrew Massey, Deputy County Counsel  
Patrick O'Connell, Auditor-Controller  
Richard Conway, CAO  
Clerk of the Board

DW/MT:mt

ATTACHMENT I

KLEINFELDER WEST, INC.  
 GEOTECHNICAL AND ENGINEERING SERVICES

**Total Contract Summary**

**Contract Term: 03/16/10 - 12/31/14**

Vendor	Location	Contract Amount	Local		Small/Local Participation		Required Total Participation		Emerging/Local Participation
			%	\$	%	\$	%	\$	
KLEINFELDER WEST INC	OAKLAND, CA	\$ 2,917,582.00	20.00%	\$ 583,516.40	19.00%	\$ 554,340.58	1.00%	\$ 29,175.82	

**Contract Summary to Date**

**Contract Start Date: 03/16/10 - 10/30/12**

Vendor	Location	\$ Paid to Prime	Local		Small/Local Participation		Achieved Participation to Date		Emerging/Local Participation
			%	\$	%	\$	%	\$	
KLEINFELDER INC	OAKLAND, CA	\$ 2,056,095.34	100%	\$ 2,056,095.34	21.52%	\$ 442,493.36	0.00	\$ 0.00	

**SLEB Participation Breakdown to Date**

SLEB Subcontractor Name	Address	Certification Information	Small/Local Utilization		Emerging/Local Utilization	
			%	\$	%	\$
Cal Engineering & Geology, Inc	119 FILBERT ST	Cert #: 02-90003				
Phillip Gregory	OAKLAND, CA 94607	Expires: 3/31/13	19.67%	\$ 404,473.86		
WRECO	1814 FRANKLIN AVE	Cert #: 03-90320				
Han-Bin Liang	OAKLAND, CA 94612	Expires: 6/30/14	1.85%	\$ 38,019.50		
Accurate Land Solutions	1670 ALVARADO ST	Cert #: 08-91155				
Ross Kinnie	SAN LEANDRO, CA 94577	Expires: 12/31/12			0.00%	\$ 0.00

**SLEB Subcontractors Participating in Contract Amendment Period**

*All SLEB Subcontractors listed in the Table above will be utilized during the Contract Amendment Period.*

MODIFICATION NO. 1  
TO AGREEMENT WITH KLEINFELDER WEST, INC.

Modification No. 1 (the "Modification") is made as of NOVEMBER 20, 2012, by the Alameda County Flood Control and Water Conservation District, hereinafter referred to as the DISTRICT, and Kleinfelder West, Inc., hereinafter referred to as "CONSULTANT", with respect to that Professional Services Agreement (the "Agreement") dated March 16, 2010, (Contract No. 5010).

RECITALS:

DISTRICT and CONSULTANT desire to modify the Agreement to provide for a time extension. Therefore, DISTRICT and CONSULTANT agree as follows:

1. The termination date of the Agreement shall be extended from December 30, 2012, to December 31, 2014.

All other unmodified terms and conditions of the Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have executed this Modification on the dates shown below their respective authorized signatures.

ALAMEDA COUNTY FLOOD CONTROL  
& WATER CONSERVATION DISTRICT

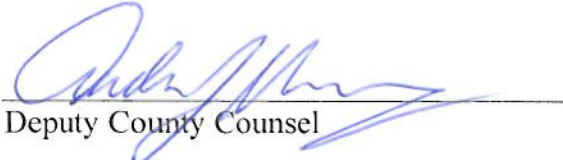
CONSULTANT  
KLEINFELDER WEST, INC.

By: \_\_\_\_\_  
President, Board of Supervisors  
County of Alameda, State of California

By: Craig Hall  
Craig Hall, GE  
Principal  
Title

1330 Broadway, Suite 1200  
Oakland, CA 94612  
Address

Approved as to form:  
Donna R. Ziegler, County Counsel

By:   
Deputy County Counsel

By signing above, signatory warrants and represents that he/she executed this Modification in his/her authorized capacity and that by his/her signature on this Modification, he/she or the entity upon behalf of which he/she acted, executed this Modification.