



NEWPORT BEACH

City Council Staff Report

September 10, 2019
Agenda Item No. 12

TO: HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

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TITLE: Approval of Amendment No. One to Lease Agreement with Williams Scotsman, Inc. for Temporary Fire Station No. 5 Facility (15F12)

ABSTRACT:

On January 23, 2018, the City entered into a Lease Agreement with Williams Scotsman, Inc. to provide a modular building for the temporary relocation of the Fire Station No. 5 facility during the construction of the new Corona del Mar Library and Fire Station No. 5 (C-8136-1). Due to nearly 50 rain days, the project completion was extended beyond the June 16, 2019, completion date. Amendment No. One is needed to cover the additional rental period.

RECOMMENDATION:

- a) Determine this action is exempt from the California Environmental Quality Act (CEQA) pursuant to Sections 15060(c)(2) and 15060(c)(3) of the CEQA Guidelines because this action will not result in a physical change to the environment, directly or indirectly; and
- b) Approve Amendment No. One in the amount of \$30,000.00 to the Lease Agreement with Williams Scotsman, Inc. for additional rental charges for a new not-to-exceed total price of \$150,000.00, and authorize the Mayor and City Clerk to execute the Amendment.

FUNDING REQUIREMENTS:

Sufficient funding is available in the current Capital Improvement Program budget. Charges will be expensed to account No. 53201-980000-15F12 (Facilities Maintenance CIP - Major Facility Financing Plan).

DISCUSSION:

On January 23, 2018, the City entered into a Lease Agreement with Williams Scotsman, Inc. in the amount of \$120,000 to provide a modular building for the temporary relocation of the Fire Station No. 5 facility during the construction of the new Corona del Mar Library and Fire Station No. 5. Construction, and in turn the initial lease term was planned for 14 months. However, an unusually wet winter resulted in 50 rain days and significantly impacted the project timeline. In addition, the contractor has experienced difficulty in obtaining final supplies to complete the building for occupancy. Staff is working diligently to bring the project to completion.

Amendment No. One will allow for extension of the modular building lease for continuous operation of the Corona del Mar Fire Station No. 5 during final construction. Removal of the Temporary Fire Station 5 complex is set to begin in mid-September 2019.

ENVIRONMENTAL REVIEW:

Leasing services are not subject to the California Environmental Quality Act (“CEQA”) pursuant to Sections 15060(c)(2) (the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment) and 15060(c)(3) (the activity is not a project as defined in Section 15378) of the CEQA Guidelines, California Code of Regulations, Title 14, Chapter 3, because it has no potential for resulting in physical change to the environment, directly or indirectly.

NOTICING:

This agenda item has been noticed according to the Brown Act (72 hours in advance of the meeting at which the City Council considers the item). The Notice Inviting Bids was advertised in the City’s official publication and in construction industry publications.

ATTACHMENTS:

- Attachment A – Location Map
- Attachment B – Professional Services Agreement