

Agenda Report

November 16, 2015

TO: Honorable Mayor and City Council

FROM: Planning & Community Development Department

SUBJECT: AMENDMENT TO CONTRACT NO. 30091 WITH ENVIRONMENTAL SCIENCE ASSOCIATES (ESA), TO INCREASE THE TOTAL NOT-TO-EXCEED AMOUNT BY \$113,982 FROM \$503,918 TO \$617,900 FOR THE PREPARATION OF ENVIRONMENTAL DOCUMENTS FOR THE PROPOSED ARROYO SECO MUSIC AND ARTS FESTIVAL

RECOMMENDATION:

It is recommended that the City Council:

1. Find that the amendment to Contract No. 30091 with ESA is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15061(b) (3) (General Rule);
2. Authorize the City Manager to amend Contract No. 30091 with Environmental Science Associates (ESA) by increasing the total not-to-exceed amount by \$113,982, from \$503,918 to \$617,900 for the continued preparation of environmental documents related to the proposed Arroyo Seco Music and Arts Festival; and,
3. To the extent this transaction could be considered a separate procurement subject to competitive selection, grant the proposed contract an exemption from the Competitive Selection process set forth in the Competitive Bidding and Purchasing Ordinance pursuant to P.M.C. section 4.08.049 (B), contract for which the City's best interests are served.

BACKGROUND:

On March 30, 2015, the City Council authorized Contract No. 30091 (previously known as Contract No. 22,216) with ESA for consulting services to prepare environmental documents for the proposed Arroyo Seco Music and Arts Festival that may be promoted by Anschutz Entertainment Group (AEG). The contract was the result of a competitive selection process. On August 17, 2015, the City Council authorized an amendment to the Contract to increase the total not-to-exceed amount by \$71,885, from \$432,033 to \$503,918 for the continued preparation of environmental documents related to the

proposed Arroyo Seco Music and Arts Festival. This amendment was requested in response to refinements made by the applicant to the project description and site plan.

The proposed project is a three-day music and arts festival located in the Rose Bowl Stadium and on the Brookside Golf Course. The proposal would require amending the Pasadena Municipal Code (PMC), Chapter 3.32, Arroyo Seco Public Lands Ordinance, to increase the number of displacement events from 12 to 15 per year and to increase the allowed uses of the Brookside Golf Course to include displacement events. The proposed amendment to the Arroyo Seco Public Lands Ordinance is a discretionary action that would trigger the requirement for compliance with CEQA. In order to properly determine the environmental impacts of increased displacement events, the City and the Rose Bowl Operating Company (RBOC) must prepare an Environmental Impact Report (EIR) consistent with CEQA requirements. The City Council must certify the EIR prior to approving an amendment to the Ordinance.

This contract amendment is needed to accommodate changes in the scope of work that the applicant would like incorporated into Draft EIR. In an effort to reduce potential noise impacts, and in response to the results from preliminary acoustical studies, the applicant is refining the project and proposing changes to the site plan, sound engineering configuration, and equipment setup and operational characteristics. These changes will require new and revised technical studies to appropriately analyze potential noise and lighting impacts. In addition, based on the applicant revisions to off-site parking, shuttle, and employee information, additional technical efforts for air quality and greenhouse gas emissions are needed to ensure consistency with the traffic study. This amendment also reflects additional requested meetings between the City, the RBOC and ESA staff. The total cost of the amendment is \$103,620. A ten percent contingency is also proposed for the additional work, in the amount of \$10,362, which could be used to supplement or revise existing tasks. If the proposed contract amendment is approved, the DEIR is anticipated to be made available to the public by January 2016.

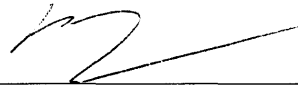
ENVIRONMENTAL REVIEW:

This project is exempt from CEQA review pursuant to State CEQA Guidelines Section 15061(b) 3. This contract is covered by the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to the provisions of CEQA.

FISCAL IMPACT:

The maximum cost of this action is \$113,982, increasing the Contract amount from \$503,918 to \$617,900, including all options, allowances, labor, direct expenses and contingency. In addition to the work authorized under this contract amendment, a related contract with Fehr & Peers Transportation Consultants to analyze traffic impacts associated with the project has previously been authorized in the amount of \$346,321. The total cost for both contracts is \$964,221. Indirect and support costs will be addressed by utilization of existing budget appropriations.

Respectfully submitted,



VINCENT P. BERTONI, AICP
Director of Planning & Community
Development Department

Prepared by:



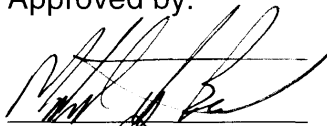
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