



Meeting: **Reservoir Committee/Authority Board**
Agenda Item 1.4

September 19, 2025

Subject: **Task Order Amendment for Best, Best and Krieger LLP (BBK)**
Construction Legal Services Contracts

Requested Action:

Reservoir Committee and Authority Board consider approval of a Task Order Amendment with Best, Best and Krieger (BBK) for additional construction legal services in the amount of \$172,000 increasing the total task order amount from \$358,117 to a revised total not to exceed \$530,117 for the period of March 22, 2024 through December 31, 2025.

Detailed Description/Background:

BBK provides construction legal services focused on the procurement of major construction contracts utilizing various delivery methods. The proposed task order amendment would provide contract authority and budget to address an additional level of effort in support of procuring a Construction Manager At Risk (CMAR) contractor for the Reservoir package. The amended scope and budget would also add an insurance risk analysis to be provided by BBK and their subconsultant. A description of the additional work requested under this amendment is presented below:

Reservoir CMAR Procurement Support (+\$122,000)

- Continuation of as-needed support to staff through the remainder of the Request For Proposal phase, including interviews.
- Responding to questions from staff related to potential Proposal responsiveness, legal sufficiency issues, conflict issues within the teams, interpretations of Proposer comments, etc.
- Assist in negotiations with the highest-ranked proposer.
- Assist with the development of the Environmental Mitigation Contracting Strategy for consistency with the CMAR contract.

Insurance Risk Analysis (+\$50,000)

- Coordinate rollout of Risk Financing Report and work to finalize insurance program for Sites Authority.

The changes outlined above have been reviewed and recommended for approval by the Budget and Finance Committee.

Prior Action:

July 2025: Approval of an increase to contract authority based on June 2025 budget revision including a total not-to-exceed contract authority of \$358,117 for Best, Best, & Krieger, LLP.

Fiscal Impact/Funding Source:

The requested action will result in no change to the overall 2025 budget that was adopted at the June 2025 Board meeting. Funding for the CMAR Procurement Support task will be provided by the reallocation of funds set aside for the future strategic hire of an Engineering Office Lead. While this procurement is still planned for the near future, the budget set aside to fund this position in Q3 and part of Q4 could be reallocated. The Insurance Risk Analysis task was a budget identified and included in the June work plan update and budget revision. This amendment would commit those already approved dollars to BBK to provide this work.

Staff Contact:

JP Robinette

Primary Service Provider:

Brown & Caldwell

Attachments:

None.