



REPORT TO CITY COUNCIL

DATE: OCTOBER 8, 2014

TO: HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

FROM: GREG RAMIREZ, CITY MANAGER 

BY: NATHAN HAMBURGER, ASSISTANT CITY MANAGER 

SUBJECT: REQUEST TO APPROVE THE SECOND AMENDMENT TO THE CONSULTANT SERVICES AGREEMENT, WITH DJS SPECIAL INSPECTIONS, INC., TO PROVIDE CONSTRUCTION RELATED INSPECTIONS FOR THE RECREATION CENTER PROJECT

During the construction of the Community Recreation Center, special inspections of particular trades are required to be performed by a licensed inspector. Due to some changes in the schedule, related to concrete pours and concrete footings for the exterior wood decking and trellis, additional inspections are required to insure that these trades meet the construction specifications and State safety standards.

In December 2013, the City entered into an agreement with DJS Special Inspections, Inc. (DJS), to provide inspection services related to the construction of the Community Recreation Center. In April 2014, a first amendment was approved for the extension of time and a small increase in the approved expenditure. Due to the amount of dedicated time on site, the City opted to use a consultant to perform these services. As construction has continued, there have been a variety of changes in the originally planned schedule by the general contractor that increased the amount of time that an inspector will need to be on site.

The costs related to this amendment, \$25,000, would be accounted for with the funds from the existing approved project budget. The second amendment to the agreement with DJS would bring the total agreement amount to be in a not-to-exceed amount of \$65,000. Even considering rain delays and changes in the contractor's order of tasks, the project oversight remains within the approved budget and the established construction schedule.

The proposed agreement has been reviewed by the City Attorney and approved as to form.

RECOMMENDATION

Staff respectfully recommends the City Council approve the second amendment to the Agreement with DJS Special Inspections, Inc., amending the financial terms for the inspection services for the Agoura Hills Recreation Center.

Attachment: Amendment DJS Agreement

**SECOND AMENDMENT TO AGREEMENT FOR CONSULTANT SERVICES
WITH THE CITY OF AGOURA HILLS**

NAME OF CONSULTANT: DJS Special Inspections, Inc.

RESPONSIBLE PRINCIPAL OF CONSULTANT: Attn: Donald J. Sunseri

CONSULTANT'S ADDRESS: 1243 Flynn Rd.
Camarillo, CA 93012

CITY'S ADDRESS: City of Agoura Hills
30001 Ladyface Court
Agoura Hills, CA 91301
Attn: City Manager

PREPARED BY: Nathan Hamburger

COMMENCEMENT DATE: December 2, 2013

TERMINATION DATE: December 31, 2014

CONSIDERATION: Amendment Amount: \$25,000
Total Contract Price \$65,000

**SECOND AMENDMENT TO AGREEMENT BETWEEN
CITY OF AGOURA HILLS AND DJS SPECIAL INSPECTIONS, INC.**

AGOURA HILLS RECREATION CENTER

THIS SECOND AMENDMENT is made and entered into as of October 8, 2014, by and between the City of Agoura Hills, a municipal corporation (hereinafter referred to as "City"), and DJS Special Inspections, Inc. (hereinafter referred to as "Consultant"). In consideration of the mutual covenants and conditions set forth herein, the parties agree as follows:

1. This Amendment is made with the respect to the following facts and purposes:

a. On December 2, 2013, the City and Consultant entered into that certain Agreement entitled "Agreement for Consultant Services in the amount of twenty-two thousand dollars (\$22,000).

b. On April 22, 2014, the City and the Consultant approved the First Amendment to the Agreement to extend the term of the agreement to December 31, 2014, and increase the payment in the amount of eighteen thousand dollars (\$18,000), and to amend the Agreement as set forth in this Amendment.

c. The parties now desire to increase the payment in the amount of twenty-five thousand dollars (\$25,000), and to amend the Agreement as set forth in this Amendment.

2. Section 5 of the Agreement entitled "**PAYMENT**" at paragraph "a" is hereby amended to read as follows:

"The City agrees to pay Consultant monthly, in accordance with the payment rates and schedules and terms set forth in Exhibit B, Payment Rates and Schedule, attached hereto and incorporated herein by this reference as though set forth in full, based upon actual time spent on the above tasks. Any terms in Exhibit B, other than the payment rates and schedule of payment, are null and void. The Second Amendment amount shall not exceed twenty-five thousand dollars (\$25,000), for additional inspection services related to the construction of the Agoura Hills Recreation Center for a total Agreement amount of sixty-five thousand dollars (\$65,000)."

3. Except for the changes specifically set forth herein, all other terms and conditions of the Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have caused this Second Amendment to Agreement to be executed the day and year first above written.

CITY OF AGOURA HILLS

William D. Koehler,
Mayor

ATTEST:

Kimberly M. Rodrigues, MMC
City Clerk
Date Approved by City Council _____

APPROVED AS TO FORM:

Candice K. Lee,
City Attorney

DJS Special Inspections, Inc.
1243 Flynn Rd.
Camarillo, CA 93012
Donald Dunseri
(805) 493-1475
(805) 493-1425 fax

By: _____

Print Name: _____

Title: _____

By: _____

Print Name: _____

Title: _____

[Signatures of Two Corporate Officers Required]