

REPORT TO CITY COUNCIL

DATE: MAY 11, 2011

TO: HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

FROM: GREG RAMIREZ, CITY MANAGER

BY: RAMIRO ADEVA, CITY ENGINEER

SUBJECT: REQUEST TO APPROVE THE FIRST AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH PARSONS TRANSPORTATION GROUP, INC., FOR CONSTRUCTION MANAGEMENT SERVICES RELATED TO THE U.S. 101/REYES ADOBE ROAD INTERCHANGE PROJECT

As part of the U.S. 101/Reyes Adobe Road Interchange project, Caltrans required the City to oversee the construction of the improvements. Therefore, a construction management firm was needed to oversee this task. At the City Council meeting on August 8, 2007, Parsons Transportation Group, Inc. (Parsons) was awarded an agreement in the amount of \$950,197.54 in order to provide construction management services on behalf of the City.

The scope of work for the project includes:

- Constructability review of plans and specifications (Pre-Construction),
- Providing contract administration in conformance with State and Federal guidelines,
- Ensuring permit compliance (RWQB, DFG, Caltrans, FHWA, etc.)
- Coordinating execution of contract and provide schedule monitoring,
- Ensuring proper progress payments by contractor,
- Providing change order management,
- Providing construction observation, inspection, surveying, and material/soil testing,
- Reviewing contractor traffic plans and handling,
- Conducting weekly progress meetings,
- Providing a final punch list, as-built drawings, and ensure project closeout,
- Providing claim assistance, if necessary.

Due to unexpected delays, and cooperative work needed for a regional utility, the project's completion date was extended by several months. As such, Parsons is requesting additional compensation to cover their costs during the extended period of construction in order to complete all the necessary tasks. Based on Section 2 of the Agreement, any additional compensation requires approval by the City Council. In order for Parsons to complete the construction management and associated tasks related to the closeout of the project, staff is seeking approval of an amendment to the agreement to allow for an additional \$150,000 (13.6%) to the existing

contract for a revised total of \$1,100,197.54. The proposed cost adjustment is within the overall approved project budget.

The scope of work and all other terms of the agreement are not expected to change and remain the same as previously approved. Staff is satisfied with the work product from Parsons and will continue to work towards completion of the interchange construction.

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

RECOMMENDATION

Staff recommends the City Council approve the amendment to the agreement with Parsons Transportation Group Inc. for the U.S. 101/Reyes Adobe Road Interchange Project, to allow for an additional \$150,000 to the contract costs.

Attachment: Amendment to Agreement

FIRST AMENDMENT TO AGREEMENT FOR PROFESSIONAL SERVICES
WITH THE CITY OF AGOURA HILLS

NAME OF CONSULTANT: Parsons Transportation Group Inc.

RESPONSIBLE PRINCIPAL OF CONSULTANT: Attn: Carlos Cadena

CONSULTANT'S ADDRESS: 2201 Dupont Drive, Suite 200
Irvine, CA 92612

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

PREPARED BY: Kelly Fisher

COMMENCEMENT DATE: August 8, 2007

TERMINATION DATE: June 30, 2009 or upon completion of
the US 101/Reyes Adobe Road
Interchange Project

CONSIDERATION: Contract Price
Not to Exceed: \$1,100,197.54

FIRST AMENDMENT TO AGREEMENT

This FIRST AMENDMENT TO AGREEMENT (“Amendment”) is made and entered into as of the 11th day of May, 2011, by and between the City of Agoura Hills, a municipal corporation (“City”) and Parsons Transportation Group Incorporated (“Consultant”) and with respect to the following recitals:

A. On August 8, 2007, the City and Consultant entered into that certain Agreement entitled “Agreement with the City of Agoura Hills and Parsons Transportation Group, Inc. for Professional Engineering Services” in the amount of \$950,197.54 (“Agreement”).

B. Both parties mutually agree to revise the contract price of original Agreement from \$950,197.54 to an adjusted amount not to exceed \$1,100,197.54.

C. Such contract price adjustment shall be at the same conditions as set forth in the original Agreement which commenced on August 8, 2007.

D. The City and Consultant now wish to modify the Agreement to revise the contract price of the Professional Services Agreement not to exceed \$1,100,197.54 for work related to the U.S. 101/ Reyes Adobe Road Interchange Project.

NOW, THEREFORE, IN CONSIDERATION OF THE MUTUAL BENEFITS, PROMISES, COVENANTS, AND CONDITIONS HEREINAFTER CONTAINED, THE PARTIES, DO AGREE HEREBY AS FOLLOWS:

SECTION 2. The Agreement is hereby amended to read as follows:

“2. CITY’S OBLIGATIONS. After Consultant has performed the services as specified in this Contract, City will pay and Consultant shall receive payments based upon the actual services received by the City and the fees charged by Consultant at the specified hourly rates of compensation established as shown in Exhibit “B” attached hereto and made part of this Agreement. This amount shall not exceed \$1,100,197.54 (“Contract Price”) for the initial Term of the Agreement unless additional payment is approved as provided in this Agreement.”

SECTION 2. All other provisions of the Agreement remain unchanged.

SECTION 3. The Recitals are incorporated herein as though set forth in full.

IN WITNESS WHEREOF, the parties have executed this First Amendment as of the date first written above.

CITY OF AGOURA HILLS

Harry Schwarz
Mayor

ATTEST:

Kimberly M. Rodrigues, MMC
City Clerk

APPROVED AS TO FORM:

Craig A. Steele,
City Attorney

Parsons Transportation Group Incorporated

By: _____
Name:
Title:

By: _____
Name:
Title:

[*Signatures of Two Corporate Officers Required]