

Council Meeting of
June 15, 2010

Honorable Mayor and Members
of the City Council
City Hall
Torrance, California

Members of the Council:

SUBJECT: General Services- Contract Amendment with Withee Malcolm Architects.

Expenditure: None

RECOMMENDATION

Recommendation of the General Services Director that City Council approve a contract amendment with Withee Malcolm Architects (C2008-139) to extend the term from June 30, 2010 to December 31, 2010 for the Police Department ADA Upgrades (FEAP #657).

FUNDING- Not applicable

BACKGROUND/ANALYSIS

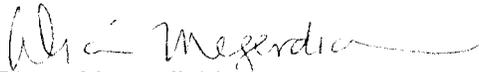
On June 24, 2008 council awarded a consulting agreement to Withee Malcolm Architects of Torrance for \$44,000 for the architectural design services for the Police Department Accessibility Upgrades. The scope of work involved handicap parking, modifying the public restroom, altering the detective, juvenile diversion and traffic counters, changing a holding cell into an accessible holding cell, altering an existing visitor booth and bail counter, and verifying the path of travel for both the building entrance and the sally port.

After the design was complete, and during the bidding period, staff was notified as part of a settlement agreement, an ADA (Americans with Disabilities Act) consultant was required to review and approve the plans for compliance in the jail area of the building. Also during same time, the Police Department notified staff that the Department of Corrections would also need to review the plans for the modifications to the jail area. As a result, staff postponed the bid until both the reviews and changes were made to the plans before resuming the bidding process. As a result of the review by outside agencies, council approved a contract amendment Withee Malcolm Architect to extend the term for additional year to June 30, 2010.

During the pre-construction meeting to minimize the impact to the Police Department, staff agreed to delay the start of the project by one month until all materials were ordered and available on site with the exception of the cabinet work. To cover the remaining construction period which is estimated to be complete in July, staff is requesting an extension to the contract term to December 31, 2010. No additional funding necessary.

Respectfully submitted,

Sheryl Ballew
General Services Director

By 
Diane Megerdichian
Business Manager

CONCUR:


Sheryl Ballew
General Services Director


LeRoy J. Jackson
City Manager

Attachment A: Withee Malcolm Architects Contract Amendment

SECOND AMENDMENT TO AGREEMENT (C2008-139)

This Second Amendment to Agreement C2008-139 is made and entered into as of _____, 2010, by and between the CITY OF TORRANCE ("CITY"), a Municipal Corporation, and WITHEE MALCOLM ARCHITECHTS, LLP, a Limited Liability Partnership ("CONSULTANT").

RECITALS:

- A. CITY and CONSULTANT entered into an Agreement on June 24, 2008, whereby CONSULTANT agreed to provide architectural design services for the Police Department ADA upgrade.
- B. CITY and CONSULTANT entered into a First Amendment to Agreement on July 14, 2009 to extend the term of the Agreement through June 30, 2010.
- C. CITY is satisfied with the level of service provided by the CONSULTANT.
- D. CITY and CONSULTANT wish to extend the term of the Agreement to December 31, 2010.

AGREEMENT:

- 1. Paragraph 2, entitled "TERM" is amended to read in its entirety as follows:
 - "2. **TERM**
Unless earlier terminated in accordance with Paragraph 4 below, this Agreement will continue in full force and effect from the Effective Date through December 31, 2010"
- 2. The person(s) executing this Agreement on behalf of the CONSULTANT warrant that (i) the CONSULTANT is duly organized and existing; (ii) they are duly authorized to execute this Agreement on behalf of the CONSULTANT; (iii) by so executing this Agreement, the CONSULTANT is formally bound to the provisions of this Agreement; and (iv) the entering into this Agreement does not violate any provision of any other Agreement to which the CONSULTANT is bound.

3. In all other respects, the Agreement entered into as of June 24, 2008, between CITY and CONSULTANT is ratified and reaffirmed and is in full force and effect.

CITY OF TORRANCE,
A Municipal Corporation

Withee Malcolm Architects, LLP,
A Limited Liability Partnership

By _____
Frank Scotto, Mayor

By _____
Dale Malcolm
Principal

ATTEST:

Sue Herbers, City Clerk

APPROVED AS TO FORM:

JOHN L. FELLOWS III
City Attorney

By _____