

Council Meeting
December 21, 2010

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

Members of the Council:

SUBJECT: General Services and Community Development- Approve contract amendments for the One Stop Permit Center.

Expenditure: Not applicable

RECOMMENDATION

Recommendation of the General Services Director and Community Development Director that City Council:

- 1) Approve a contract amendment with GA Design, Architecture and Planning (C2007-049) to extend the contract term to June 30, 2011 for the One Stop Permit Center (FEAP295).
- 2) Approve a contract amendment with Avi-Con dba CA Construction (C2009-080) to extend the contract term to June 30, 2011.

FUNDING- Not Applicable

BACKGROUND/ANALYSIS

Major renovation to the East Annex had been under consideration since the mid-90s due to its age, inefficiency of layout that had developed from over 50 years of revolving and evolving uses of the Annex, and difficulty of the customer to easily find or reach their destination.

The concept of a One Stop Permit Center was presented and approved during the 2007-2011 Capital Budget process. Council approved a design contract with GA Design Architecture and Planning for design and architectural services for the One Stop Permit Center in March 2007. This contract was amended in December 2007 and June 2008. A design contingency was approved in July 2009 of which a balance of \$15,640 remains. The current design contract amount is \$167,500

The contract amendment with GA Design, Architecture and Planning will extend the term by six months to June 30, 2011. This will cover the remaining architectural and design services for construction.

In May 2009, a construction contract was awarded to Avi-Con dba CA Construction in the amount of \$ 843,000 and construction began on June 5, 2009. On September 14th, Council approved contract amendment to approve various change orders in the amount of \$96,538.69 bring the current contract amount to \$939,538.69. The current contract expires on December 31, 2010 and completion of construction work by CA Construction is anticipated for late January 2011. This contract amendment with CA Construction would extend the contract term to June 30, 2011. This will cover the remaining construction period, subsequent punch list items, final

payments, release of retention amounts and administrative documents required for project close out. The need for additional funding is not anticipated at this time.

General Services Director and Community Development Director recommends City Council to approve a contract amendments with GA Design, Architecture and Planning (C2007-049) and Avi-Con dba CA Construction (C2009-080) extending their respective terms from December 31, 2010 to June 30, 2011. No additional funding is necessary.

Respectfully submitted,

SHERYL BALLEW
General Services Director


By Jon Landis
Facility Services Manager

CONCUR:



Sheryl Ballew
General Services Director


Jeff Gibson
Community Services Director


LeRoy J. Jackson
City Manager

Attachment A: GA Design, Architecture and Planning Contract Amendment
Attachment B: Avi-Con dba CA Construction Contract Amendment

FOURTH AMENDMENT TO CONSULTING SERVICES AGREEMENT (C2007-049)

This Fourth Amendment to Consulting Services Agreement (C2007-049) is made and entered into as of December 21, 2010, by and between the CITY OF TORRANCE ("CITY"), a municipal corporation, and GA Design Architecture and Planning, a California corporation ("CONSULTANT").

RECITALS:

- A. CITY and CONSULTANT entered into an Agreement on March 27, 2007, whereby CONSULTANT agreed to provide architectural and engineering services for the Torrance One Stop Permit Center.
- B. The original Agreement was effective through June 30, 2008, with a not-to-exceed amount of \$91,000.
- C. A First Amendment to the Agreement was entered into as of December 4, 2007. This Amendment added an additional \$52,500 to the not-to-exceed amount of \$143,500 and extended the TERM of the Agreement to December 2008.
- D. A Second Amendment was entered into as of June 10, 2008. This Amendment added an additional \$24,000 to the not-to-exceed amount and extended the TERM of the Agreement to December 31, 2009.
- E. A Third Amendment was entered into as of December 8, 2009, extending the TERM of the Agreement through December 31, 2010.
- F. CITY is satisfied with the level of service provided by the CONSULTANT.
- G. CITY and CONSULTANT wish to extend the TERM of the Agreement through June 30, 2011, to cover remaining construction work, punch list and closeout procedures.

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 June 30, 2011."
- 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 March 27, 2007, as amended, is ratified and reaffirmed and remains in full force and effect.

CITY OF TORRANCE,
A Municipal Corporation

GA Design Architecture & Planning
a California Corporation

By: _____
Frank Scotto, Mayor

By: _____
Mahmoud Gharachedaghi
President

ATTEST:

Sue Herbers, City Clerk

APPROVED AS TO FORM:

JOHN L. FELLOWS III
City Attorney

By: _____
John L. Fellows III

SECOND AMENDMENT TO AGREEMENT (C2009-080)

This Amendment to Agreement ("Amendment") is made and entered into as of December 21, 2010 ("Effective Date"), by and between the THE CITY OF TORRANCE, a municipal corporation ("CITY") and AVI-CON INC., a California corporation, dba CALIFORNIA CONSTRUCTION ("CONTRACTOR").

RECITALS:

- A. CITY and CONTRACTOR entered into an Agreement on May 5, 2009, whereby CONTRACTOR agreed to furnish all labor, materials, tools, equipment and incidentals in accordance with the plans and specifications prepared for the City of Torrance by GA Design and Architecture and Planning for the One Stop Permit Center.
- B. The Agreement was amended as of September 14, 2010, to increase the Agreement Sum from \$843,000 to \$939,538.69.
- B. The CITY is satisfied with the level of service provided by CONTRACTOR.
- C. Both parties wish to further amend the Agreement to extend the Term through June 30, 2011.

AGREEMENT:

- 1. Paragraph 2, "TERM," is amended to read in its entirety as follows;

"Unless earlier terminated in accordance with Paragraph 4 below, this Agreement will continue in full force and effect through June 30, 2011."

2. In all other respects, the Agreement, as previously amended, is ratified and reaffirmed and remains in full force and effect.

CITY OF TORRANCE,
A Municipal corporation

AVI-CON, INC.,
a California corporation
dba CA CONSTRUCTION

Frank Scotto
Mayor

By: _____
Charles Avila
President

ATTEST:

Sue Herbers, City Clerk

APPROVED AS TO FORM:

JOHN L. FELLOWS III
CITY Attorney

By: _____
John L. Fellows III