



Office of the City Manager

CONSENT CALENDAR  
March 19, 2013

To: Honorable Mayor and Members of the City Council  
From:  Christine Daniel, City Manager  
Submitted by: Andrew Clough, Director, Public Works  
Subject: Contract No. 7766C Amendment: Kappe + Du Architects for Architectural Services

RECOMMENDATION

Adopt a Resolution authorizing the City Manager to execute an amendment to Contract No. 7766C with Kappe + Du Architects to provide on-call architectural services for upgrades to the Civic Center Building and Public Safety Building Data Centers, increasing the contract amount by \$15,000 for a revised not-to-exceed contract amount of \$249,289 and a contract term ending September 30, 2013.

FISCAL IMPACTS OF RECOMMENDATION

Funding is available in the FY 2013 budget from the Measure G Fire Seismic Bonds Fund and Measure S General Obligation Bonds Fund. No other funding is required and no other projects will be delayed due to this expenditure.

Original contract amount .....	\$100,000
Previous contract amendments	<u>\$134,289</u>
Total amended contract not-to-exceed amount	\$234,289

Current contract amendments:

Measure G (619-5215-463-3035-09CB17).....	\$7,500
Measure S (653-5215-463-3035-09CB17)	<u>\$7,500</u>
Revised contract not-to-exceed amount	\$249,289

The CMS number for this contract amendment is CMS No. STWF8.

CURRENT SITUATION AND ITS EFFECTS

Additional architectural services are needed to complete the construction documents and provide construction administration services for the Civic Center Building and Public Safety Building Data Center upgrade projects. Kappe + Du Architects has been working closely with the City on the Data Center upgrades, and is the most suitable resource to continue on the project.

This amendment includes an increase in the contract amount from the balance of previous Council authorization, and an additional amount to meet the total new NTE of

\$249,289; the contract ends September 30, 2013. During this time, the City will conduct a new RFQ process for on-call architectural services, beginning the process in February 2013 with the goal of executing a new on-call services contract by October 31, 2013.

#### BACKGROUND

Public Works routinely needs on-call architectural services to assist with design drawings and construction administration in response to requests from other City departments. In 2007, staff conducted a competitive evaluation of architectural firms that provide these as-needed services, and selected Kappe + Du Architects as the most responsive qualified firm to provide these services.

Council originally authorized a contract with Kappe + Du Architectural Services in July 2007 for a not-to-exceed (NTE) amount of \$100,000 and in July 2010 authorized both a change in scope, to include work on the data centers, and an increase of \$135,000 for the contract (Resolution No. 64,994-N.S.). At that time, the contract was amended by \$84,300 of the authorized amount. The current amendment will carry the contract until it can be replaced after the RFQ process concludes in October 2013.

#### RATIONALE FOR RECOMMENDATION

Architectural services are needed to provide timely services to these facilities and the City Departments that use the facilities. Kappe + Du Architects has provided reliable expertise and expedited assistance, when necessary.

#### ALTERNATIVE ACTIONS CONSIDERED

There are no viable alternatives.

#### CONTACT PERSON

Phil Harrington, Deputy Director, Public Works, 981-6661

Lorin Jensen, Supervising Civil Engineer, Public Works, 981-6411

Primitivo Suarez-Wolfe, Assistant Architect, Public Works, 981-6339

Attachments:

1: Resolution

RESOLUTION NO. ##,###-N.S.

CONTRACT NO. 7766C AMENDMENT: KAPPE + DU ARCHITECTS FOR ON-CALL ARCHITECTURAL SERVICES

WHEREAS, Public Works and other Departments have faced situations with a need for an urgent response to various architectural projects, and to meet this need, Public Works staff searched for architectural firms and identified Kappe + Du Architects as a responsive qualified firm to provide on-call architectural services; and

WHEREAS, in October 2008, the City Manager executed a contract with Kappe + Du Architects to provide on-call architectural services in an amount not to exceed \$100,000 for a 3-year term; and

WHEREAS, in July 2010, Council authorized a new not-to-exceed (NTE) total of \$235,000, part of which was applied to a contract amendment with Kappe + Du Architects for a new total of \$184,300; and

WHEREAS, in August 2011, the City Manager executed a contract amendment with Kappe + Du Architects to provide additional on-call architectural services in an amount not to exceed \$220,750; and

WHEREAS, in February 2013, the City Manager executed another contract amendment to increase the contract not-to-exceed amount to \$234,289; and

WHEREAS, since then demands for on-call architectural services have exceeded the existing authorized NTE, and an increase in the authorized NTE and existing contract amount is needed to continue to provide these on-call services; and

WHEREAS, in FY 2013, the funds are available in the Measure G (619-5215-463-3035-09CB17) and Measure S (653-5215-463-3035-09CB17) Funds, and the contract has been assigned CMS No. STWF8.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the City Manager is authorized to execute an amendment with Kappe + Du Architects (Contract No. 7766C) for on-call architectural services, increasing the contract amount by \$15,000 for a revised not-to-exceed authorization and contract amount of \$249,289 and maintaining the contract term to September 30, 2013.

