



Office of the City Manager

CONSENT CALENDAR  
March 20, 2007

To: Honorable Mayor and  
Members of the City Council  
From: *PK* Phil Kamlarz, City Manager  
Submitted by: Claudette R. Ford, Public Works Director  
Subject: Contract Amendment: Architectural Services for the Hills Fire Station

RECOMMENDATION

Adopt a Resolution authorizing the City Manager to execute an amendment to the contract with Marcy Li Wong Architects for architectural services for the Hills Fire Station, increasing the contract amount by \$13,815 for a new contract amount not to exceed \$518,451, with no change to the contract expiration date of December 31, 2006.

FISCAL IMPACTS OF RECOMMENDATION

Funding is available in an allocation from the Measure G account (Fund 619):

Original contract amount.....	\$478,500
May 10, 2005 amendment.....	26,136
Proposed increase (this amendment)...	<u>13,815</u>
Total new contract amount.....	\$518,451

Budget codes:

619-5451-463.30-38-XX3B49.....	\$504,636
619-5451-463.30-38-XX3B49 (this amendment).....	<u>13,815</u>
Total expense budget for contract.....	\$518,451

The Contract Management System number is S1YPA.

CURRENT SITUATION AND ITS EFFECTS

In December 2006, staff inadvertently had the architect provide services that entailed payments greater than the amount remaining on the contract. The \$13,815 is needed to pay the contractor what is owed her for services rendered prior to the contract termination date of December 31, 2006. Council approval is necessary to increase the contract amount to make this final payment.

BACKGROUND

In June 2004, the Council approved Resolution No. 61,870-N.S. for a contract with Marcy Li Wong Architects in an amount not to exceed \$478,500 for architectural design and construction services for the Hills Fire Station. On May 10, 2005, Council approved a contract amendment (Resolution No. 62,896-N.S.) to continue the architectural services, increasing the amount of funding to provide services through October 30, 2006 in the amount of \$26,136, for a total contract amount of \$504,636. A contract extension was granted to December 31, 2006, by which date the construction project was substantially completed and all architectural services finished. This payment to Ms. Wong is for services she provided prior to the termination date.

RATIONALE FOR RECOMMENDATION

The City is required to pay the contractor for services already performed.

ALTERNATIVE ACTIONS CONSIDERED

There is no alternative. The contractor has already performed these services.

CONTACT PERSON

Jeffrey L. Egeberg, Manager of Engineering, 981-6400

Attachment:

1. Resolution

RESOLUTION NO.

-N.S.

CONTRACT AMENDMENT: ARCHITECTURAL SERVICES FOR THE HILLS FIRE STATION

WHEREAS, the City required architectural services in order to complete the Hills Fire Station project; and

WHEREAS, the City had a contract with Marcy Li Wong Architects for a total not to exceed amount of \$504,636 for the term expiring on December 31, 2006; and

WHEREAS, a contract amendment is now necessary to increase the contract with Marcy Li Wong Architects contract by \$13,815 for a total amount not to exceed \$518,451; and

WHEREAS, all services were provided prior to December 31, 2006; and

WHEREAS, the \$13,815 is available in the current year budget in the Measure G Fund (budget code 619-5451-463.30-38-XX3B49), and the contract has been entered in the Contract Management System, CMS No. S1YPA.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the City Manager is authorized to execute an amendment to the contract with Marcy Li Wong Architects for architectural services for the Hills Fire Station, increasing the contract amount by \$13,815 for a new contract amount not to exceed \$518,451, with no change to the contract expiration date of December 31, 2006; a record signature copy of said agreement and any amendments to be on file in the Office of the City Clerk.

