

REPORT OF GENERAL MANAGER

NO. 03-123

DATE April 16, 2003

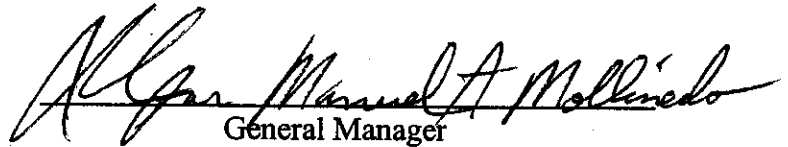
C.D. _____

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: AMENDMENT NO. 1 TO SUPPLEMENTAL AGREEMENT NO. 2 TO CONSULTANT CONTRACT NO. 2497 WITH DAVID EVANS AND ASSOCIATES, INC. FOR AS-NEEDED CIVIL, ELECTRICAL AND MECHANICAL ENGINEERING, LAND USE PLANNING, URBAN DESIGN, SURVEYING, LANDSCAPE ARCHITECTURE, ENVIRONMENTAL ANALYSIS, CONSTRUCTION MANAGEMENT, NATURAL RESOURCES MANAGEMENT AND HAZARDOUS MATERIALS MANAGEMENT SERVICES

J. Combs _____
A. Coroalles _____
J. Duggan _____
J. Kolb _____

H. Fujita _____
* B. Lukehart Bob _____
L. Barth _____


General Manager

Approved _____

Disapproved _____

Withdrawn _____

RECOMMENDATION:

It is recommended that the Board:

1. Approve Amendment No. 1 to Supplemental Agreement No. 2 increasing the terms of the contract for an additional three (3) years for a new total of fourteen (14) years and, increasing the amount by \$200,000.00 for a new total of \$1,100,000.00;
2. Find that the Department does not have available in its employ personnel with sufficient time and the necessary expertise to undertake these specialized professional tasks in a timely manner and it is more feasible and economical as well as in the Department's best interest, to secure these services by contract; and,
3. Direct the Board Secretary to transmit the proposed Agreement to the Mayor in accordance with Executive Directive No. 16, concurrently to the City Attorney for review as to form, and upon the City Council's, Mayor's and City Attorney's approval, authorize the President and Secretary of the Board to execute the Agreement.

SUMMARY:

On August 3, 1992, the Department entered into a personal services contract with David Evans and Associates, Inc. for as-needed structural engineering services. The contract was for a term of three (3) years, with maximum compensation to the consultant of \$300,000.00.

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On March 7, 1996, the contract was amended (Amendment No.1) extending the term for an additional three (3) years for a new term of six (6) years and increasing the amount of \$300,000.00 for a new total amount of \$600,000.00.

On January 5, 2000, the contract amended for a second time through Supplemental Agreement No. 1, extending the contract for three (3) years for a new term of nine (9) years and increasing the contract amount of \$300,000.00, for a new total amount of \$900,000.00.

On January 23, 2002, the contract was again amended through Supplemental Agreement No. 2, extending the contract for two (2) years for a new term of eleven (11) years.

During the eleven (11) year term of the contract, fourteen (14) projects were assigned to David Evans and Associates, Inc. The firm did an exemplary job on all of these projects. The last projects assigned to the firm were the Yucca Park Youth Center (#1831A) and the Sepulveda Park West - Acquisition and New Recreation Center (#1832A). The firm is now recognized by Building and Safety as the engineer of record for these projects.

In addition to the above projects, the Bureau of Engineering, which manages a number of Recreation and Park projects, has requested to use David Evans and Associates, Inc. for additional projects including Phase II of Pedlow Skate Park and Phase II of the Yucca Park Recreation Center project.

Both projects will require the services of David Evans and Associates, Inc. to complete the design work and for consultations during the eventual construction phase of the projects. They will, therefore, be needed for an estimated three (3) additional years.

The Amendment will incorporate all of the terms and conditions of the original contract and will extend the contract to August 3, 2006.

David Evans and Associates, Inc. is not a MBE/WBE firm. However, they have agreed to conduct an outreach effort if the services of a sub-consultant are required.

The firm is already in compliance with the policies and ordinances listed below, as outlined in the CAO "Analysis of Proposed Contract" form and the Standard Provisions for City Contracts, revised 10/01:

Child Care and Child Support Declaration Statements

Affirmative Action Program

Business Tax Registration Certificate

Equal Benefits Ordinance

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MBE/WBE Policy

Living Wage, Service Worker Retention Ordinance

Insurance Requirements.

The amendment is recommended in compliance with all Department and City procedures, policies and laws applicable to the award of contracts. Principals of the firm are not employees or officials of the City; are free to make recommendations or perform the services specified in the contract; and have no authority, with respect to the City's decisions relating to the project, beyond fulfilling the provisions of the contract.

All compensation to the consultant is provided in the funding of each individual project that the firm works on; therefore, there will be not decrease in revenue or increase in costs to the City.

Report prepared by Jess Miller, Contract Administration.