



Chandler · Arizona
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**PURCHASING ITEM
FOR
COUNCIL AGENDA
MEMO NO. RE16-089**

1. Agenda Item Number:

14

2. Council Meeting Date:

April 14, 2016

TO: MAYOR & COUNCIL

3. Date Prepared: March 30, 2016

THROUGH: CITY MANAGER

4. Requesting Department: Transportation & Development Department

5. SUBJECT: Approve Contract Amendment No.1 to Dennis L. Lopez & Associates for the Alma School Road/Chandler Boulevard Intersection Improvements Appraisals, Project No. ST0807.101, in the amount of \$25,000, for a revised contract total of \$52,000.

6. RECOMMENDATION: Staff recommends City Council approve Contract Amendment No. 1 to Dennis L. Lopez & Associates for the Alma School Road/Chandler Boulevard Intersection Improvements Appraisals, Project No. ST0807.101, in the amount of \$25,000, for a revised contract total of \$52,000.

7. BACKGROUND/DISCUSSION: On September 26, 2014, Transportation & Development approved a contract with Dennis L. Lopez & Associates ("Lopez") for appraisal services needed in connection with the acquisition of roadway and easements required for the Alma School Road/Chandler Boulevard Intersection Improvements Appraisals, Project No. ST0807.101 (the "Project"). Additional funding for appraisal services for this project is needed as a result of changes to the design, to relocate the Circle K dumpster, avoid the water feature on the southwest corner and to update previous appraisals as needed.

8. EVALUATION PROCESS: The additional funding will cover professional appraisal services needed in connection with the appraisal reports Lopez prepared for this Project. Contract completion is expected by June 30, 2016.

9. FINANCIAL IMPLICATIONS:

Original Contract Cost:	\$27,000
Amendment No. 1	\$25,000
Total Revised Contract	\$52,000

Fund Source:

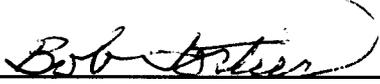
<u>Acct No.:</u>	<u>Fund:</u>	<u>Program Name:</u>	<u>CIP Funded:</u>	<u>Funds:</u>
417.3310.6517.6ST316	Grant STP	Alma School Road/ Chandler Blvd	Yes	\$25,000

10. PROPOSED MOTION: Move City Council approve Contract Amendment No. 1 to Dennis L. Lopez & Associates for the Alma School Road/Chandler Boulevard Intersection Improvements Appraisals, Project No. ST0807.101, in the amount of \$25,000, for a revised contract total of \$52,000.

ATTACHMENT: Contract Amendment

APPROVALS

11. Requesting Department



Bob Fortier, Capital Projects Manager

13. Department Head



R. J. Zedel, Transportation & Development Director

12. Transportation & Development



Daniel W. Cook, City Engineer

14. Acting City Manager



Marsha Reed



Chandler Arizona

AMENDMENT NUMBER 1

Project Name: Alma School Road/Chandler Boulevard Intersection Improvements Appraisals
Project No.: ST0807.101

This Amendment No. 1 to that certain Agreement between the City Of Chandler (CITY) and Dennis L. Lopez & Associates dated September 26, 2014 for Alma School Road/Chandler Boulevard Intersection Improvements Appraisals is entered into this _____ day of _____, 2016.

WHEREAS the parties have determined that it is necessary and desirable for CONSULTANT to perform additional services for CITY;

NOW THEREFORE, the parties agree as follows:

1. Section 2, of the above referenced Agreement, is hereby; amended by adding additional scope of work described in more detail in Exhibit A attached hereto and incorporated herein by reference.
2. Section 4, of the above referenced Agreement, is hereby; amended by increasing the total contract price by an amount not to exceed the sum of Twenty Five Thousand Dollars, (\$25,000) for a total Contract Price not to exceed the sum of Fifty Two Thousand Dollars (\$52,000) of all payable in accordance with Exhibit B, attached hereto and incorporated herein by reference.
3. Section 5, of the above referenced Agreement is hereby amended by increasing the Contract Time by Six Hundred Twelve Days (612) days for a total Contract Time of Six Hundred Forty Two (642) days from the original Notice to Proceed.
4. All other terms and conditions of the above referenced Agreement shall remain unchanged and in full force and effect.

IN WITNESS WHEREOF, the parties have hereunto subscribed their names this _____ day of _____, 2016.

CITY OF CHANDLER:

By: _____
MAYOR Date

APPROVED AS TO FORM:

City Attorney by: _____ *GAB*

ATTEST: _____
City Clerk

CONSULTANT:

By: *[Signature]* _____ *DENNIS L. LOPEZ*
Title: *MANAGING MEMBER*

ATTEST: (If corporation)

Secretary

WITNESS: (If Individual or Partnership)

SEAL

Amendment No. 1 (cont.)

Project No. ST0807.101

These changes result in the following adjustments of contract amount and time:

Original Contract amount:	\$ 27,000.00
Current Contract amount, prior to this Amendment: (including previous amendments)	\$ 27,000.00
Net change resulting from this Amendment: (if over \$30,000 from Contract amount previously approved by Council, Council action is required)	\$ 25,000.00
Revised Contract amount, including this amendment:	\$ 52,000.00
Last Contract amount approved by Council:	\$ N/A
Amendment % of last Contract amount approved by Council: (if over 10% of previous amount approved by Council, Council action is required)	<u>93%</u>
Contract time or completion date prior to this Amendment: (including previous amendments)	<u>30</u> or _____ Days Date
Net change resulting from this Amendment:	<u>612</u> or _____ Days Date
Revised Contract time or completion date: (including this amendment)	<u>642</u> or _____ Days Date
<p>THIS AMENDMENT No. _____ does NOT require Council approval: _____</p> <p>Amendment is less than 10% of Contract amount last approved by Council <u>Or</u> revised Contract amount is less than \$30,000* (*including City Manager approved Amendments)</p>	
<p>THIS AMENDMENT No. <u>1</u> does require Council approval: <u>X</u></p> <p>Amendment causes the Contract amount to exceed \$30,000* Or Amendment is greater than 10% of Contract amount approved by Council (*including City Manager approved Amendments)</p>	
<p>Amendment No. _____ Council approval: _____ Item No.: _____, if applicable</p> <p>City of Chandler (Date & Name of Owner Dept. verbal approval): <u>Paul Young 3/22/16</u></p>	

E-copy: Project Analyst Project Support Asst. Project Mgr Consultant Owner File

**EXHIBIT A
SCOPE OF WORK**

Due to the extended timing of the project, and some required engineering changes, nine (9) appraisals require updating to a current date at a cost of approximately \$14,000. It is anticipated that an additional five (5) appraisals may require updating and that there may be additional costs associated with providing expert witness testimony in the event that an eminent domain action is required. So that it will not be necessary to come back for additional funding requests we are asking approval for an increase in the previous contract in the amount of \$25,000 bringing the total, not to exceed amount to \$52,000.

The APPRAISER agrees to testify in the courts with reference to Appraisal(s) prepared for the CITY when requested or subpoenaed by the City's attorney. The APPRAISER agrees to complete and submit to the CITY any additional information, investigation or opinions or conclusions within ninety (90) days or less if requested by the CITY. The APPRAISER shall be paid at the rate of \$225.00 per hour for all work performed as described above and for depositions, attorney pretrial, trial conferences, testimony in court or other related work.