

643



**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

FROM: Economic Development Agency

SUBMITTAL DATE:
July 14, 2011

SUBJECT: Glen Oaks Fire Station - Amendment to Architectural Services Agreement

RECOMMENDED MOTION: That the Board of Supervisors:

1. Ratify the attached Amendment No. 1 to the architectural service agreement between the County of Riverside and Nicoloff and Associates, Inc., of San Diego, California, in the amount of \$30,750, and authorize the Chairman of the Board to execute the agreement on behalf of the county; and
2. Authorize the Assistant County Executive Officer/EDA to administer Amendment No. 1 for Nicoloff and Associates, Inc., in accordance with applicable Board policies.

Commences on Page 2)

FISCAL PROCEDURES APPROVED
 PAUL ANGULO, CPA, AUDITOR-CONTROLLER
 BY: Samuel Wong 8/1/11
 SAMUEL WONG

Robert Field
 Robert Field
 Assistant County Executive Officer/EDA

FINANCIAL DATA	Current F.Y. Total Cost:	\$ 30,750	In Current Year Budget:	Yes
	Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	No
	Annual Net County Cost:	\$ 0	For Fiscal Year:	2011/12

COMPANION ITEM ON BOARD OF DIRECTORS AGENDA: No

SOURCE OF FUNDS: Previously approved project budget contingency (Developer Impact Fees- Western Riverside County Fire Facilities Fund)	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION: APPROVE
 BY: Jennifer L. Sargent
County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Buster, seconded by Supervisor Stone and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended.

Ayes: Buster, Tavaglione, Stone, Benoit and Ashley
 Nays: None
 Absent: None
 Date: August 16, 2011
 xc: EDA, Fire, CIP, Auditor

Kecia Harper-Ihem
 Clerk of the Board
 By: [Signature]
 Deputy

Prev. Agn. Ref.: 3.30 of 11/30/10; 3.25 of 12/18/07 | District: 3 | Agenda Number: **3.21**

ATTACHMENTS FILED
MINUTES OF THE BOARD OF SUPERVISORS

FORM APPROVED COUNTY COUNSEL
 DATE 7/19/11
 REVIEWED BY CLERK OF THE BOARD
 Departmental Concurrence
 BY: [Signature]
 Christopher Hans
 John R. Hawkins, Fire Chief
 Riverside County Fire Department
 Dept's Recomm.: Consent Policy
 Per Exec. Ofc.: Consent Policy

BACKGROUND:

On December 18, 2007, the Board of Supervisors approved an architectural services agreement between the County of Riverside and Nicoloff and Associates, Inc., in the amount of \$261,280, for design services of the Glen Oaks Fire Station.

Additional tasks related to the project requested by the County of Riverside were not included in the original scope of work within the contract. The additional work requested consisted of erosion control plans and the desire to keep existing soils on site as to not incur costs associated with exporting soil. As a result of these additional services, Amendment No. 1 will compensate Nicoloff and Associates, Inc., in the amount not-to-exceed \$30,750.

All costs associated with this agreement will be funded using the previously approved project contingency (Developer Impact Fees).

1 **FIRST AMENDMENT TO AGREEMENT FOR ARCHITECTURAL SERVICES**
2 **BY AND BETWEEN THE COUNTY OF RIVERSIDE**
3 **AND NICOLOFF AND ASSOCIATES INC. FOR**
4 **THE GLEN OAKS FIRE STATION PROJECT**

WHEN DOCUMENT IS FULLY EXECUTED RETURN
CLERK'S COPY
to Riverside County Clerk of the Board, Stop 1010
Post Office Box 1147, Riverside, Ca 92502-1147
Thank you.

5 **THIS FIRST AMENDMENT TO THE AGREEMENT FOR ARCHITECTURAL**
6 **SERVICES** for the Glen Oaks Fire Station ("First Amendment") is made and entered
7 into by and between the COUNTY OF RIVERSIDE, ("COUNTY"), and Nicoloff and
8 Associates, Inc., a Professional Corporation under the laws of the State of California,
9 herein referred to as "ARCHITECT".

10 **RECITALS**

11 **WHEREAS**, the COUNTY entered into the original agreement with ARCHITECT
12 on December 18, 2007, Agenda Item 3.25 ("Original Agreement");

13 **WHEREAS**, the COUNTY has determined that additional services are needed
14 with regard to the Glen Oaks Fire Station;

15 **WHEREAS**, the ARCHITECT has agreed to provide such additional services to
16 COUNTY;

17 **NOW, THEREFORE**, in consideration of the mutual covenants contained herein
18 and providing that all other sections not amended remain in full force and effect, the
19 parties hereto agree as follows, effective as of April 28, 2011:

20 I. Section II of the Original Agreement is hereby amended to add the following
21 sentence:

22 **SCOPE OF WORK.** ARCHITECT shall provide the additional professional
23 services, as outlined and specified in Exhibit "A-1", consisting of two (2) pages,
24 attached hereto and incorporated herein by this reference.

25 II. Section III of the Original Agreement is hereby amended by modifying the
26 introductory sentence to read as follows:

27 ARCHITECT shall render the following services and related services as listed in
28 Exhibit "A" and Exhibit "A-1".

1 III. Section IV subparagraph A.1. of the Original Agreement is modified to read as
2 follows::

3 A., DETERMINATION OF AMOUNT. For the services hereinabove required,
4 COUNTY shall pay to ARCHITECT in the manner hereafter provided, a fee of
5 Two Hundred Ninety-Two Thousand Thirty dollars (\$292,030), and shall be paid
6 as provided in paragraph IV, C, Payment.
7

8 IN WITNESS HEREOF, the parties hereto have caused their duly authorized
9 representatives to execute this First Amendment on

10 _____

11 (To be filled in by Clerk of the Board)

12
13 **COUNTY OF RIVERSIDE**

14 Bob Buster

15 **Bob Buster**
16 Chairperson, Board of Supervisors

Nicoloff and Associates Inc.


President

17 **ATTEST:** Kecia Harper-Thom
18 Clerk of the Board

19 By [Signature]
20 Deputy

21
22
23
24
25
26 FORM APPROVED COUNTY COUNSEL
BY: MS Victor 7/19/11
MARSHAL L. VICTOR DATE

Nicoloff and Associates

James M. Nicoloff, RA

April 28, 2011

County of Riverside EDA
Project Management Office
3403 10th St., Suite 500
Riverside, CA 92501

Attn: Dane Winkleman, Project Manager

Re: Additional Services for Glen Oaks Grading Plan and Buffer Line Staking and Glen Oaks Fire Station Processing for Rancho California Water District Approval

Dear Mr. Winkleman:

As requested, we have looked onto the effort required to provide the following:

1. Grading and environmental plans necessary to prepare the site surrounding the Glen Oaks Fire Station. The scope (see attached) we have outlined was prepared after discussions with Vicki Kuntz regarding the habitat delineation and with Steve Horn regarding the preparation of a SWPPP that complies with the 2010 Storm Water Permit.
2. Mr. Baluyot also requested that the staking along the setback to the riparian habitat be added to the above scope.
3. Finally, because the project has been dormant for over a year, Mr. Baluyot requested that confirmation of any changes to the existing utilities, processing of the Rancho California Water District approval and associated revisions to existing water plans be accomplished. The scope for this work is also attached.

We are proposing to furnish the desired architectural and engineering services for the following fee amounts:

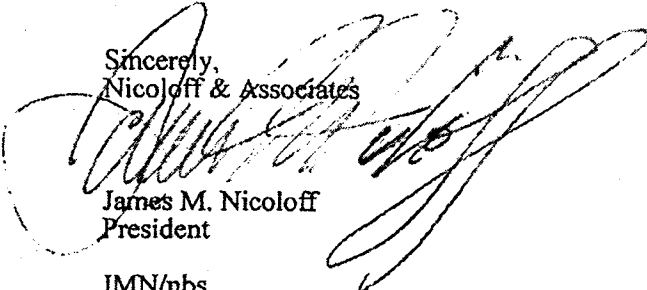
- | | | |
|----|--|--------------------|
| 1. | Twenty-three thousand two hundred fifty dollars | \$23,250.00 |
| | (Previously approved, see attached copy of E-mail) | |
| 2. | One thousand five hundred dollars | \$1,500.00 |
| | (Previously approved, see attached copy of E-mail) | |
| 3. | Six Thousand dollars | \$6,000.00 |
| | Total fee - Thirty thousand seven hundred fifty dollars | \$30,750.00 |

Additional Services
April 28, 2011
Page Two

Additional services (if required) will be provided on a negotiated basis, based on the attached fee schedule.

Performance of the services for Items 1 & 2 above have been completed. Services for Item 3 are currently underway. Thank you for the opportunity.

Sincerely,
Nicoloff & Associates



James M. Nicoloff
President

JMN/nbs
encl.

AMENDMENT NO. 1

To The

AGREEMENT

Between

THE COUNTY OF RIVERSIDE AND NICOLOFF AND ASSOCIATES, INC.

The County of Riverside and Nicoloff and Associates, Inc., of San Diego , CA hereby agree to amend that certain agreement for Architectural Services associated with the Glen Oaks Fire Station (FM08270003809) approved on 12/18/07, Agenda Item 3.25 as follows:

- Section II. SCOPE OF SERVICES shall be modified in the first paragraph to read as follows:

“ARCHITECT shall provide additional services as outlined and specified in **Exhibit A-1** consisting of 2 pages attached hereto and incorporated herein by this reference”.

- Section VI. COMPENSATION, subparagraph A.1 to be modified as follows:

“For the services hereinabove required the County shall pay to the Architect, in the manner hereinafter provided, a lump sum fee of two hundred ninety-two thousand thirty dollars (\$292,030) and shall be paid as provided in paragraph IV.C. Payment.”

- All other terms and conditions of the agreement shall remain in full force and effect.

County of Riverside

Chairman, Board of Supervisors

ATTEST:
Kecia Harper-Ihem
Clerk of the Board

By _____
Deputy

(Seal)

Nicoloff and Associates, Inc.

By 

Title PRESIDENT