

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

954



FROM: Economic Development Agency

SUBMITTAL DATE:
November 24, 2015

SUBJECT: Southwest Justice Center Courts Relocation - Approval of Amendment No. 1 to the Professional Services Agreement, Approval of Plans, Specifications, and Release of Bid Packages, District 3, [\$57,125], Bond Proceeds 100% - ECDC

RECOMMENDED MOTION: That the Board of Supervisors:

1. Ratify the attached Amendment No. 1 to the professional services agreement between the County of Riverside and Tate Snyder Kimsey Architects (TSK) of Los Angeles, California, in the amount of \$57,125, for the Southwest Justice Center (SWJC) Courts Relocation Project and authorize the Chairman of the Board to execute the agreement on behalf of the county;
2. Approve the plans and specifications for the SWJC Courts Relocation Project;
3. Authorize Vanir Construction Management, Inc. to release bid packages for all trades necessary to complete the project per the plans and specifications;

(Continued)

Robert Field
Assistant County Executive Officer/EDA

| FINANCIAL DATA | Current Fiscal Year: | Next Fiscal Year: | Total Cost: | Ongoing Cost: | POLICY/CONSENT (per Exec. Office) |
|--|----------------------|-------------------|-------------|---------------------------------|---|
| COST | \$ 57,125 | \$ 0 | \$ 57,125 | \$ 0 | Consent <input type="checkbox"/> Policy <input checked="" type="checkbox"/> |
| NET COUNTY COST | \$ 0 | \$ 0 | \$ 0 | \$ 0 | |
| SOURCE OF FUNDS: Bond Proceeds 100% - ECDC (Fund 32910) (previously approved budget) | | | | Budget Adjustment: Yes | |
| | | | | For Fiscal Year: 2015/16 | |

C.E.O. RECOMMENDATION:

APPROVE

BY:

Imelda Delos Santos

County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

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

Ayes: Jeffries, Tavaglione, Washington, Benoit and Ashley
 Nays: None
 Absent: None
 Date: December 8, 2015
 xc: EDA, Purchasing

Kecia Harper-Ihem
 Clerk of the Board
 By: Deputy

Prev. Agn. Ref.: 3-11 of 9/1/15; 3-16 of 1/7/14

District: 3

Agenda Number:

3-17

FORM APPROVED COUNTY COUNSEL
 BY: GREGORY P. PRIAMOS
 DATE: 11/19/15
 REVIEWED BY CIP: Ivan M. Chand
 12/1/2015

☐ A-30
☐ 4/5 Vote
☐ Positions Added
☐ Change Order

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

Economic Development Agency

FORM 11: Southwest Justice Center Courts Relocation - Approval of Amendment No. 1 to the Professional Services Agreement, Approval of Plans, Specifications, and Release of Bid Packages, District 3, [\$57,125], Bond Proceeds 100% - ECDC

DATE: November 24, 2015

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RECOMMENDED MOTION: (Continued)

4. Upon completion of the bid process for each trade, authorize the Assistant County Executive Officer/EDA to submit the contract for award of the bid to the lowest responsive and responsible bidder to the Chairman of the Board, and authorize the Chairman to execute the agreement on behalf of the Board provided that, if any of the following occur, the award will be submitted to the Board for action: there is a bid protest, the lowest bid exceeds the estimated construction budget, the low bidder is disqualified, two or more bids are the same and are the lowest, or a bidder requests relief from its bid due to an error;
5. Authorize the Assistant County Executive Officer/EDA to administer the contracts for the awarded low bidders in accordance with applicable Board policies;
6. Authorize the Assistant County Executive Officer/EDA or designee to sign any future utility connection contracts for this project that are within the approved project budget and in accordance with applicable Board policies;
7. Authorize the Economic Development Agency (EDA) to utilize consultants on the approved pre-qualified list for services in connection with the project and within the approved project budget; and
8. Authorize Purchasing Department to execute the consultant services agreements up to \$100,000 and otherwise in accordance with applicable Board policies.

BACKGROUND:

Summary

On February 26, 2013, the Board of Supervisors approved the Memorandum of Understanding between the Judicial Counsel of California, the Administrative Office of the Courts, and the County of Riverside regarding new replacement space for the Indio County Administrative Center Annex Courthouse. The work includes construction of two juvenile and delinquency courtrooms and a secured access corridor from the existing Southwest Juvenile Hall to the juvenile courtrooms and associated court facilities at the SWJC.

On January 7, 2014, the Board approved the estimated project budget in the amount of \$11,000,000 for the SWJC Courts Relocation project. On January 28, 2014, the Board approved the professional services agreement for architectural services between the County of Riverside and TSK in the amount of \$1,104,065, plus a reimbursable allowance of \$50,000. Amendment No. 1 to TSK's agreement, in the amount of \$57,125, provided unforeseen utility coordination and design, addressed new Water Quality Management Plan requirements, and provided additional construction administration as determined by EDA.

On September 1, 2015, the Board approved the contract with Vanir Construction Management, Inc. (Vanir) to provide construction management multi-prime services for the SWJC Courts Relocation project. On June 30, 2015, the Board authorized EDA to pre-qualify prime contractors for future use on county projects. Vanir and EDA will use a combination of public bidding and Board authorized pre-qualified prime contractors for the delivery of the project. Upon completion of the bidding process and determination of the final construction budget, EDA will return to the Board to present the adjusted project budget.

(Continued)

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

Economic Development Agency

FORM 11: Southwest Justice Center Courts Relocation - Approval of Amendment No. 1 to the Professional Services Agreement, Approval of Plans, Specifications, and Release of Bid Packages, District 3, [\$57,125], Bond Proceeds 100% - ECDC**DATE:** November 24, 2015**PAGE:** 3 of 3**BACKGROUND:****Summary** (Continued)

EDA will return to the Board under separate cover to adopt California Environmental Quality Act (CEQA) prior to bid approval. Approval of this Board action will position the county to expedite delivery of the SWJC Courts Relocation project.

Impact on Citizens and Businesses

Construction of the juvenile and delinquency courtrooms will offer improved access to juvenile and dependency courtrooms for southwest county residents.

Architectural Contract History and Price Reasonableness

The adjustment to the TSK agreement is as follows:

| DESCRIPTION | AMOUNT | PERCENT | DESCRIPTION |
|------------------------------------|-------------------------|--------------|--|
| Base Service Contract Reimbursable | \$1,104,065 \$50,000 | 0.00% | Architectural and engineering services. Reimbursable expense allowance. |
| Amendment No. 1 Reimbursable | \$57,125 \$0 | 4.95% | Additional architectural and engineering services for San Diego Pipeline Revisions, new WQMP requirements and construction phase administration. |
| TOTAL | \$1,211,190 | 4.95% | |

Additional Fiscal Information

Amendment No. 1 for TSK in the amount of \$57,125 is part of the estimated project budget of \$11,000,000 which was approved by the Board on January 7, 2014 on M.O. 3-16. EDA will return to the Board under separate cover to approve the project budget breakdown. All costs associated with this agreement will be 100% funded by ECDC Bond Proceeds, thus no net county costs will be incurred and no departmental budget adjustment is required at this time.

Attachments:

Amendment No. 1 for Tate Snyder Kimsey Architects
Specifications

AMENDMENT No. 1, TO AGREEMENT

BETWEEN THE COUNTY OF RIVERSIDE AND TATE SNYDER KIMSEY ARCHITECTS.

THE COUNTY OF RIVERSIDE and TATE SNYDER KIMSEY ARCHITECTS of Los Angeles, CA hereby agree to amend that certain Standard Form of Professional Services Agreement for Architectural Services associated with the Southwest Justice Center Courts Relocation Project (FM08110005083) approved on January 28, 2014, Agenda Item 3-9 as follows:

2.17.2 Approvals and Design Credits. Architect is no longer responsible for this item.

5.1.2 Basic Services Fees of the Agreement shall be modified to read as follows:

5.1.2. Basic Services Fees. Subject to the provisions of Paragraph 5.1.4, below, Architect's Basic Services Fees for performance of Basic Services shall be as follows:

.1 ☒ a **Fixed Fee** for all Basic Services of \$1,161,190.

.2 ☐ the product of (1) the actual hours expended by Architect's and its Subconsultants' professional personnel in performance of Basic Services multiplied by (2) the applicable Hourly Rates for such personnel, the total of which shall not exceed a **Maximum Hourly Fee** of \$ _____; or,

.3 ☐ a Basic Services Fee based on a combination of compensation comprised of both **Fixed Fees** and **Maximum Hourly Fees** for each of the following categories of Basic Services:

Basic Services Description:

(1) _____:

(2) _____:

(3) _____:

Basic Services Fees: [Check appropriate box]

☐ **Fixed Fee:** \$ _____
☐ **Maximum Hourly Fee:** \$ _____
☐ **Fixed Fee:** \$ _____
☐ **Maximum Hourly Fee:** \$ _____
☐ **Fixed Fee:** \$ _____
☐ **Maximum Hourly Fee:** \$ _____

(Continued)

DEC 08 2015 3-17

1 **EXHIBIT "B"** of the Agreement shall be modified as follows:

2 **2.1.5.13 Estimate of Construction Cost.** Architect is no longer responsible for this item.

3 **2.1.6.12 Long Lead Items.** Architect is no longer responsible for this item.

4 **2.1.7.9 Requests for Information** shall read as follows:

5 **.9 Requests for Information.** Architect shall provide responses to requests for
6 information to the County within SEVEN (7) CALENDAR Days after Architect receives
7 such request from Contractor or a Separate Contractor. Unless otherwise directed by
8 County, such responses shall be transmitted to the County in writing for distribution,
9 as County deems appropriate, to other designated Project Team members and shall
10 not be communicated to any other Project Team member (other than County) by
11 Architect or its Subconsultants unless approved by County in writing.

12 **EXHIBIT "D"** of the Agreement shall be modified as attached.

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

14
15 Remainder of Page Intentionally Left Blank

16 (Signatures on following page)
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COUNTY Approvals

APPROVED AS TO FORM:

GREGORY P. PRIAMOS, COUNTY COUNSEL

BY:

Marsha L. Victor Dated: 11/19/15
Marsha L. Victor, Principal Deputy County Counsel

APPROVAL BY THE BOARD OF SUPERVISORS

Marion Ashley Dated: DEC 08 2015

Marion Ashley
PRINTED NAME

Chairman, Riverside County Board of Supervisors

ATTEST:

Kecia Harper-Ihem Dated: DEC 08 2015
KECIA HARPER-IHEM

Clerk of the Board (SEAL)

Tate Snyder Kimsey, Inc. **Approvals**

By:

Kevin P. Quan Dated: 9.16.15
Kevin P. Quan

PRINTED NAME

Associate
TITLE

Address: 888 South Figueroa Street,
Suite 2020
Los Angeles, CA 90017

EXHIBIT "D"

MASTER PROJECT SCHEDULE AMENDMENT 1

| Description | Date |
|--|--|
| | |
| 1. Commencement of Planning/Programming Phase | 1 day after execution of agreement, estimated to be January 7 th , 2014 |
| 2. Commencement of Schematic Design Phase | February 6 th , 2014 |
| 3. Completion of Schematic Design Phase | March 4 th , 2014 |
| 4. Commencement of Design Development Phase | March 5 th , 2014 |
| 5. Completion of Design Development Phase | April 8 th , 2014 |
| 6. Value Engineering Phase | June 2 nd , 2014 |
| 7. Completion of Value Engineering Phase | July 10 th , 2014 |
| 7. Commencement of Final Construction Documents Phase | July 11 th , 2014 |
| Submission to Governmental Authorities Date | December 15 th , 2014 |
| Final Construction Documents Completion Date | October 23 rd , 2015 |
| 8. Commencement of Bidding/Negotiation Phase | December 8 th , 2015 |
| 9. Completion of Bidding/Negotiation Phase | January 13 th , 2016 |
| 10. Commencement of Construction | March 1 st , 2016 |
| 11. Construction Period (Estimated only. Actual construction period will be established when the Construction Contract is executed by Contractor and County) | March 1 st , 2016 through June 19 th , 2017 |

ATTACHMENTS FILED
WITH
THE CLERK OF THE BOARD