

**SOLANO COMMUNITY COLLEGE DISTRICT
GOVERNING BOARD AGENDA ITEM**

TO: **Members of the Governing Board**

SUBJECT: **CONTRACT AMENDMENT #3 WITH CONSTRUCTION TESTING SERVICES INC. FOR VACAVILLE CLASSROOM BUILDING RENOVATION PROJECT**

REQUESTED ACTION:

Information **OR** **Approval**
 Consent **OR** **Non-Consent**

SUMMARY:

In August of 2015 a professional services agreement in the amount of \$132,800 was approved with Construction Testing Services Inc. to provide testing and special inspection services for the Vacaville Classroom Building Renovation Project. Amendment #1 was approved in October 2016; Amendment #2 was approved in November 2016.

Board approval is requested for the attached Amendment #3 to increase the original consulting

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STUDENT SUCCESS IMPACT:

- Help our students achieve their educational, professional and personal goals
- Basic skills education
- Workforce development and training
- Transfer-level education
- Other: Repair and update instructional space and equipment to meet DSA standards.

Ed. Code: Board Policy: 3225;3520 Estimated Fiscal Impact: \$300,626 Measure Q Funds

SUPERINTENDENT'S RECOMMENDATION: **APPROVAL** **DISAPPROVAL**
 NOT REQUIRED **TABLE**

Lucky Lofton
Executive Bonds Manager

PRESENTER'S NAME

4000 Suisun Valley Road
Fairfield, CA 94534

ADDRESS

(707) 863-7855

TELEPHONE NUMBER

Yulian Ligioso
Vice President, Finance and Administration

VICE PRESIDENT APPROVAL

April 7, 2017

**DATE SUBMITTED TO
SUPERINTENDENT-PRESIDENT**

Celia Esposito-Noy, Ed.D.
Superintendent-President

April 7, 2017

**DATE APPROVED BY
SUPERINTENDENT-PRESIDENT**

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services agreement with Construction Testing Services Inc. for additional testing services. Due to the results of the first truss test, DSA is requiring that a greater number of trusses be tested (14). Since the water load on each truss is required to remain in place for 24 hours, the District has requested that CTS provide 24 hour monitoring so that if any issues arise, they can be addressed immediately to prevent further damage to the building.

\$132,800 Original Contract Amount
\$ 68,858 Previously Approved Amendments
\$300,626 Amendment #3
\$502,284 New Contract Amount

The Board is asked to approve this contract amendment to Construction Testing Services Inc. in an amount not to exceed \$300,626. Construction Testing Services Inc.'s new contract amount will be \$502,284.

The contract Amendment #2 is available online at: <http://www.solano.edu/measureq/planning.php>.

AMENDMENT # 3 TO AGREEMENT

PARTIES

This First Amendment to Agreement ("Amendment") is entered into between Solano Community College District ("District") and **Construction Testing Services, Inc.** ("Consultant"), collectively the "Parties").

RECITALS

WHEREAS, District and Consultant entered into a Consulting Services Agreement ("Agreement"), dated August 19, 2015 for services related to the **Vacaville Classroom Building Renovation Project**.

WHEREAS, District and Consultant agree to amend the Agreement to modify the original services being performed for the Vacaville Classroom Building Renovation Project.

NOW THEREFORE, in consideration of the mutual promises and covenants set forth above and contained herein, District and Consultant agree as follows:

AGREEMENT

1. Section 4 of the Agreement is amended to read in its entirety:
Compensation: District agrees to pay the Consultant for services satisfactorily rendered pursuant to this Agreement a total fee not to exceed Five Hundred Two Thousand, Two Hundred Eighty Four Dollars (\$502,284.00). This fee is an increase of total to the August 19, 2015 Agreement amount of \$132,800 and Amendment #1 in the amount not to exceed \$38,789, and Amendment #2 in the amount not to exceed \$30,069, and Amendment #3 in the amount not to exceed \$300,626.
2. The language in Exhibit A is further modified (following Amendment #1) to read:

The original project scope included professional services to provide testing and special inspection services required by the Division of the State Architect for the Vacaville Classroom Building Renovation Project, required by the DSA to achieve certification. This amendment modifies the consultant's scope of work to include the following services for the above named building:

Scope of work added to the original agreement will include:
 - Load and test 14 trusses/two running concurrently (20 days, anticipated start date is May 30)
 - Provide 24 hour observation
 - Prepare and submit final report of test results (within 2 weeks of completion of testing, anticipated submittal date is June 30)
 - Participate in planning and coordination calls and/or meetings as necessary prior to testing
3. Except as set forth in this Amendment, all provisions of the Agreement and any previous extension(s) and/or amendment(s) thereto shall remain unchanged, in full force and effect, and are reaffirmed. This Amendment shall control over any inconsistencies between it and the Agreement and/or any previous extension(s) and/or amendment(s).
4. Consultant acknowledges and agrees that this Amendment shall not be binding on the

Parties until and unless the Solano Community College District's Governing Board approves this Amendment.

IN WITNESS WHEREOF, the parties hereto have accepted and agreed to this Amendment on the dates indicated below.

Dated: _____, 2017

Dated: _____, 2017

**SOLANO COMMUNITY COLLEGE
DISTRICT**

By: _____

By: _____

Print Name: Lucky Lofton

Print Name: _____

Print Title: Executive Bonds Manager

Print Title: _____