

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

TO: Members of the Governing Board

SUBJECT: **CONTRACT AMENDMENT #1 WITH PAVEMENT
ENGINEERING, INC. FOR PROFESSIONAL SERVICES
FOR THE PAVEMENT REHABILITATION PROJECT**

REQUESTED ACTION:

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

SUMMARY:

On September 6, 2017 the Board approved a professional services agreement in the amount not to exceed \$21,850 to Pavement Engineering, Inc. to provide design and engineering services for the Pavement Rehabilitation Project.

Board approval is requested for the attached Amendment #1 to increase the original professional services agreement with Pavement Engineering, Inc. for additional services related to construction administration and inspection for the rehabilitation of an existing paved road on the Fairfield campus.

CONTINUED ON THE NEXT PAGE

STUDENT SUCCESS IMPACT:

- Help our students achieve their educational, professional and personal goals
- Basic skills education
- Workforce development and training
- Transfer-level education
- Other: Provide infrastructure that supports classrooms or related College facilities

Ed. Code: Board Policy: 3225;3520 Estimated Fiscal Impact: \$29,550 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

Vice President, Finance and Administration
VICE PRESIDENT APPROVAL

December 8, 2017
**DATE SUBMITTED TO
SUPERINTENDENT-PRESIDENT**

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

December 8, 2017
**DATE APPROVED BY
SUPERINTENDENT-PRESIDENT**

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

TO: Members of the Governing Board

**SUBJECT: CONTRACT AMENDMENT #1 WITH PAVEMENT
ENGINEERING, INC. FOR PROFESSIONAL SERVICES
FOR THE PAVEMENT REHABILITATION PROJECT**

SUMMARY:

CONTINUED FROM THE PREVIOUS PAGE

\$ 21,850.00 Original Contract Amount
\$ 29,550.00 Proposed Amendment #1
\$ 51,400.00 New Contract Amount

The Board is asked to approve this contract Amendment #1 to Pavement Engineering, Inc. in an amount not to exceed \$29,550.

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

AMENDMENT #1 TO AGREEMENT

PARTIES

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

RECITALS

WHEREAS, District and Consultant entered into a Professional Services Agreement ("Agreement"), dated September 6, 2017, for engineering services related to Pavement Rehabilitation Project ("Project"); and

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 3. Compensation of the Agreement is amended to read:
District agrees to pay the Consultant for services satisfactorily rendered pursuant to this Agreement a total fee not to exceed FIFTY ONE THOUSAND FOUR HUNDRED Dollars (\$51,400). This fee is a total of the September 6, 2017 Agreement in the amount of \$21,850 and Amendment #1 in the amount of \$29,550. District shall pay Consultant according to the following terms and conditions:

3.1. Payment for the Work shall be made for all undisputed amounts based upon the delivery of the work product as determined by the District. Payment shall be made within thirty (30) days after the Consultant submits an invoice to the District for Work actually completed and after the District's written approval of the Work, or the portion of the Work for which payment is to be made.

2. The term of the Agreement shall be extended until the Project has been completed, but in no event later than March 2, 2018, subject to further extension by agreement of the parties.
3. Exhibit A description of the scope of work shall be amended to add:

Construction Management –

- Establish team communication procedures.
- Provide management of the contractor and enforce performance, including adherence to schedule, quality and cost.
- Facilitate coordination between the District and the contractor, as necessary
- Receive, review, respond to and track RFI's and submittals.
- Issue necessary interpretations and clarifications to the contract documents and assist in resolution of problems or conflicts due to unforeseen conditions.
- Evaluate contractor requests for payment, negotiate fair payment for work performed, and provide recommendations to the District.
- Evaluate change order requests, negotiate fair price for any extra work, and provide recommendations to the District.
- Prepare and issue a punch list near project completion, manage contractor remediation, and conduct a final project review of punch list items addressed by the contractor.

Inspections –

- Develop an inspection plan and enforce compliance by contractor.

- Review and monitor contractor's construction methods and procedures.
 - Verify, monitor and document construction work progress is in compliance with all applicable codes, industry standards, plans and specifications.
 - Issue correction and stop-work notices if work does not conform to contract documents.
4. 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).
5. 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: _____, 20__

Dated: _____, 20__

SOLANO COMMUNITY COLLEGE DISTRICT

By: _____

By: _____

Print Name: LUCKY LOFTON

Print Name: _____

Print Title: EXECUTIVE BONDS MANAGER

Print Title: _____