

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

TO: Members of the Governing Board

**SUBJECT: CONTRACT AMENDMENT #2 TO OPTIMA
INSPECTIONS, INC. FOR PROJECT INSPECTOR
SERVICES FOR THE LIBRARY/LEARNING RESOURCE
CENTER PROJECT**

REQUESTED ACTION:

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

SUMMARY:

On October 16, 2019, the Board approved a contract to Optima Inspections, Inc. for project inspector services on the Library/Learning Resource Center (LLRC) Project.

Various construction changes during the course of work and material delays due to COVID-19 have resulted in an extended schedule beyond the original completion date requiring additional contract time from the project inspector.

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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: Ensure code and DSA compliance of new LLRC Building

<i>Ed. Code:</i>	<i>Board Policy:</i>	<i>Estimated Fiscal Impact: \$19,740 CARES Act Funds</i>
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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

Robert V. Diamond
Vice President, Finance & Administration

VICE PRESIDENT APPROVAL

January 21, 2022

**DATE SUBMITTED TO
SUPERINTENDENT-PRESIDENT**

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

February 2, 2022

**DATE APPROVED BY
SUPERINTENDENT-PRESIDENT**

PARTIES

This Second Amendment to Agreement ("Amendment") is entered into between Solano Community College District ("District") and **Optima Inspections, Inc.** ("Consultant"), collectively the "Parties".

RECITALS

WHEREAS, District and Consultant entered into a Consulting Services Agreement for Project Inspection Services ("Agreement"), dated October 16, 2019, related to **Fairfield Library/Learning Resource Center Project**;

WHEREAS, District and Consultant agree to amend the Agreement to acknowledge additional efforts required to complete the remaining project inspections;

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

AGREEMENT

1. Article 2 of the Agreement shall be amended to read:

Term. Consultant shall commence providing services under this Agreement on November 4, 2019 and will diligently perform as required and complete performance by July 11, 2022 unless this Agreement is terminated and/or otherwise cancelled prior to that time.

2. The first sentence of Article 4 of the Agreement, shall be amended to read:

Compensation. District agrees to pay the Consultant for services satisfactorily rendered pursuant to this Agreement a total fee not to exceed **FOUR HUNDRED SIXTY-EIGHT THOUSAND, TWO HUNDRED SIXTY DOLLARS AND ZERO CENTS (\$468,260.00)** which is composed of the original contract amount of \$387,200, Amendment #1 of \$61,320, and this Amendment #2 of \$19,740.

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: _____, 2022

Dated: _____, 2022

**SOLANO COMMUNITY COLLEGE
DISTRICT**

OPTIMA INSPECTIONS, INC.

By: _____

By: _____

Print Name: Lucky Lofton

Print Name: Don Dumford

Print Title: Executive Bonds Manager

Print Title: Owner