

REQUEST FOR COUNCIL ACTION

SUBJECT: Amendment No. 1 with JRCA Architects for the design of a new Public Works facility

SUMMARY: Approve Amendment No. 1 to the Agreement with JRCA Architects for additional design services for the new Public Works facility, in an amount not-to-exceed \$312,300.00.

FISCAL

IMPACT: Funding for this project would be from account number 4701 473000

STAFF RECOMMENDATION:

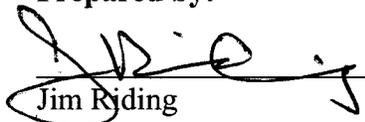
Staff recommends approval of Amendment No. 1 to the Agreement with JRCA Architects for additional design services for the new Public Works Facility, in an amount not-to-exceed \$312,300.00.

MOTION RECOMMENDED:

"I move to adopt Resolution No. 16-150 authorizing the Mayor to execute Amendment No. 1 to the Agreement with JRCA Architects for additional design services for the new Public Works Facility, in an amount not-to-exceed \$312,300.00.

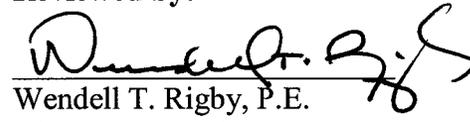
Roll Call vote required.

Prepared by:



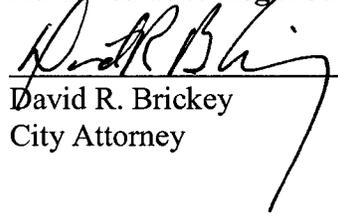
Jim Rjding
Construction Manager

Reviewed by:



Wendell T. Rigby, P.E.
Director of Public Works

Reviewed as to Legal Sufficiency:



David R. Brickey
City Attorney

Recommended by:



Mark R. Palesh
Interim City Manager

BACKGROUND DISCUSSION:

See attached letter of explanation from JRCA Architects.

Attachments:

JRCA Architects letter
Amendment
Resolution

THE CITY OF WEST JORDAN, UTAH
A Municipal Corporation

RESOLUTION NO. 16-150

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AMENDMENT NO. 1 TO THE
PROFESSIONAL SERVICES AGREEMENT BETWEEN
THE CITY AND JRCA ARCHITECTS. FOR THE
PUBLIC WORKS FACILITY

WHEREAS, the City Council of the City of West Jordan has reviewed Amendment No. 1 to the Professional Services Agreement between the City of West Jordan and JRCA Architects (a copy of which is attached) for additional engineering services, in an amount not to exceed \$312,300.00; and

WHEREAS, the City Council of the City of West Jordan desires to approve Amendment No. 1 to the Professional Services Agreement with JRCA Architects for additional engineering services, in an amount not to exceed \$312,300.00.

NOW, THEREFORE, IT IS RESOLVED BY THE CITY COUNCIL OF WEST JORDAN, UTAH, THAT:

Section 1. After approval as to legal form, the Mayor is hereby authorized and directed to approve Amendment No. 1 to the Professional Services Agreement with JRCA Architects for additional engineering services, in an amount not to exceed \$312,300.00.

Section 2. This Resolution shall take effect immediately upon passage.

Adopted by the City Council of West Jordan, Utah this 12th day of October 2016.

Kim V. Rolfe
Mayor

ATTEST:

MELANIE S. BRIGGS
City Recorder

Voting by the City Council	"AYE"	"NAY"
Council Member Dirk Burton	_____	_____
Council Member Jeff Haaga	_____	_____
Council Member Zach Jacob	_____	_____
Council Member Chris McConnehey	_____	_____
Council Member Chad Nichols	_____	_____
Council Member Sophie Rice	_____	_____
Mayor Kim V. Rolfe	_____	_____

AMENDMENT NO. 1

**City of West Jordan
West Jordan Public Works Facility**

THIS AMENDMENT, made and entered into this 12th day of October 2016 by and between the CITY OF WEST JORDAN, a municipal corporation (hereinafter referred to as "City"), and JRCA Architects (hereinafter referred to as "Consultant").

The City and Consultant agree as to amend the following sections of the original Professional Services Agreement to provide additional design services for the West Jordan Public Works Facility project. Except as expressly amended hereby, the Professional Services Agreement shall continue in full force and affect in accordance with the provisions thereof.

2. **DESCRIPTION OF SERVICES**

The services to be performed by Consultant are as follows:

Provide additional engineering services for West Jordan Public Works Facility project as described in the attached Consultant's proposal dated September 26, 2016.

3. **COMPENSATION AND PAYMENT**

The total compensation payable to Consultant by City for the services described in Paragraph 2 shall not exceed the sum of \$312,300.00 for Amendment No. 1 bringing the total not-to-exceed fee to \$979,300.00 for services under this contract.

In concurrence and witness whereof, this Agreement has been executed by the parties effective on the date and year first above written.

CITY OF WEST JORDAN

Kim V. Rolfe, Mayor

APPROVED AS TO ADMINISTRATION:

Melanie Briggs, City Recorder

APPROVED AS TO LEGAL FORM

City Attorney

CONSULTANT

[Signature]
JRCA Architects

STATE OF Utah)
COUNTY OF Salt Lake) :SS

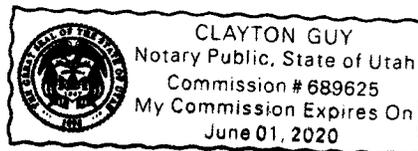
On this 26 day of September, 2016 personally appeared before me, _____
Gordon Clark, who being by me duly sworn did say that he is the Principal
of JRCA Architects, a Utah

Corporation, and that the foregoing instrument was signed in behalf of said corporation by authority of its
Board of Directors, and he acknowledged to me that said corporation executed the same.

[Signature]
NOTARY PUBLIC

My Commission Expires: June, 01 2020

Residing in Utah County, Utah





ARCHITECTS

September 26, 2016

Mr. Jim Riding

City of West Jordan
8000 South Redwood Road
West Jordan, Utah 84088

RE: Extra Services Proposal

Dear Jim:

We are excited about the progress made in the early stages of design on the project. During the design process the City has had the opportunity to re-examine the scope of the project. The City has made significant decisions about the facility that will lead to the facility meeting the requirements outlined in the RFP, but necessitating a larger construction budget to achieve that end.

The entire project budget stated in the RFP is \$15,000,000. It is noted that this budget includes fees for both construction and design. JRCA prepared a fixed fee proposal for this scope of work based upon a construction budget of \$13,060,000 as detailed in the Fee portion of our proposal. This construction budget fits with our fee and other expected costs for the project to observe this total project budget of \$15,000,000.

Paragraph 3. COMPENSATION AND PAYMENT of our contract says the following, "Compensation is based on the projected Construction Budget outlined in Appendix A (Fee Proposal). Additional compensation associated with increases in this Construction Budget shall be address pursuant to Paragraph 4." This fee is indicated to be \$667,000 based upon the Construction budget of \$13,060,000. The Construction budget now adopted stands at \$20,000,000.

In line with this change in Construction Budget we are to follow the procedure outlined in Paragraph 4 EXTRA SERVICES. We would propose the following as extra services to address the additional construction budget:

Our initial fee was derived as 5% of the building construction budget of \$13,060,000 = \$653,000, plus 7% of the furnishings budget of \$200,000 = \$14,000. Our fee for this Construction budget was a total of \$667,000.

We would propose that additional compensation be made at the rate of 4-1/2% of the Construction budget that exceeds \$13,060,000 and 7% of the furnishings budget that exceeds \$200,000.

We further propose that, because the Construction budget will be further refined at the end of the Design Development phase, that our fee will be fixed at the end of the Design Development phase based upon Hogan Construction's current construction budget.

In terms of our present billings our fee would be computed as $\$13,060,000 \times 5\% = \$653,000 + \$6,940,000 \times 4.5\% = \$312,300 + \text{furnishings design of } \$14,000 = \$979,300$. It is important to remember that the present Construction budget contains several allowances for items for which more accurate pricing has yet to be determined. As

JRCA Architects, Inc.

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Salt Lake City, Utah 84111
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(801) 533.2101 Fax

Cedar City, Utah
(801)824.5823 Phone

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ARCHITECTS

the project progresses and more complete definition of these elements is made, the allowance figures will be reduced or possibly eliminated, decreasing the construction budget.

Please review this proposal and let me know if you need any clarifications.

Thank you,


Gordon Clark, AIA
Vice President

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