

Item # 54A

## CARSON CITY, NEVADA REQUEST FOR BOARD ACTION

Date Submitted: May 4, 2007

Agenda Date Requested: May 17, 2007

Time Requested: Consent Agenda

To: Mayor and Supervisors

From: Public Works - Contracts Division

**Subject Title:** Action to accept Public Works recommendation on the "Carson City Fairgrounds/Fuji Park Phase 4, Part 2 Project", Contract #2006-146 and authorize Public Works to issue payments to Lumos and Associates for an Amendment No.1 amount of \$52,506.00 and authorize the contracts division to issue amendments for a not to exceed amount of \$2,626.00

**Staff Summary:** Carson City is requesting this Contract Amendment to develop electrical and landscape/irrigation construction documents, specifications and cost estimates in order to publicly bid the construction for this work for the remaining portion of the Carson City Fairgrounds.

**Type of Action Requested:** (Check One)

Resolution

Ordinance

Formal Action/motion

Other (Specify)

**Does this Action Require a Business Impact Statement:**  Yes  No

**Recommended Board Action:** I move to accept Public Works recommendation on the "Carson City Fairgrounds/Fuji Park Phase 4, Part 2 Project", Contract #2006-146 and authorize Public Works to issue payments to Lumos and Associates for an Amendment No.1 amount of \$52,506.00 and authorize the contracts division to issue amendments for a not to exceed amount of \$2,626.00

**Explanation for Recommended Board Action:** This is a professional services contract. This consultant was originally selected using the guidelines of NRS as indicated below.

The Board of Supervisors previously approved the original contract with Lumos and Associates, which indicated the Parks and Recreation Department was negotiating with Energy Nevada to design/build the necessary electrical and lighting systems for the entire project. However, during the negotiations with both Energy Nevada and Carson City's District Attorney's Office, it was concluded the fairgrounds project is new construction, instead of a retrofit project. As a result, the Parks and Recreation Department is requesting an Amendment to the existing contract, to include electrical design services. Additionally, landscape and irrigation plans for the project are a building permit requirement for this design phase of the project; therefore, the design fees also need to be included in this contract amendment.

**Applicable Statute, Code, Policy, Rule or Regulation:** Architects, Engineers and Surveyors are considered professional services contracts pursuant to the requirements of N.R.S., Chapters 332 and 625; therefore, a formal bidding process is not required.

**CARSON CITY, NEVADA  
REQUEST FOR BOARD ACTION**

**Fiscal Impact:** Not to exceed an additional \$55,132.00

**Explanation of Impact:** If approved the above referenced account could be decreased by an additional \$55,132.00.

**Funding Source:** Capital Projects/Fuji Park Improvements 220-0000-411-7801 as provided for in FY 2006/2007

**Prior BOS Approval:** Original Agreement approved on April 5, 2007, for \$100,000.00.

**Alternatives:** Provide Other Direction Pursuant to Board Action.

**Supporting Material:** Amendment & Proposal from Consultant

**Prepared by:** Sandy Scott, Contracts Coordinator

Reviewed By: (Parks Dept) \_\_\_\_\_

*Sandy Scott*  
*[Signature]*  
*[Signature]*

Date: 5/2/07

Reviewed By: (C/M) \_\_\_\_\_

Date: 5/8/07

Reviewed By: (Finance Dir) \_\_\_\_\_

*[Signature]*

Date: 5/8/07

Reviewed By: (DAM) \_\_\_\_\_

*[Signature]*

Date: 5/8/07

Reviewed By: (Public Works) \_\_\_\_\_

*[Signature]*

Date: 5/8/07

**BOARD ACTION:**

Motion \_\_\_\_\_

1: \_\_\_\_\_ (Aye)

(Nay)

2: \_\_\_\_\_

\_\_\_\_\_  
(Vote Recorded By)

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

# AMENDMENT NO.1

## Contract No. 2006-146

**THIS AMENDMENT** is made and entered into this 17<sup>th</sup> day of May, 2007, by and between the City and County of Carson City, of the State of Nevada, hereinafter referred to as the "CITY", and Lumos and Associates, hereinafter referred to as the "CONSULTANT", and is made to amend the existing contract known as "CONTRACT # 2006-146", and titled "Carson City Fairgrounds/Fuji Park Phase 4, Part 2 Project".

### WITNESSETH:

**WHEREAS**, the City desires to amend the original contract to include that which is contained herein; and

**WHEREAS**, said amendment is at the City/Consultants request, and that significant benefit will be derived by the City from such adjustments; it is

**NOW, THEREFORE**, mutually agreed by both parties to Amend the original contract to address:

1 **SCOPE OF WORK**

1.1 See attached proposal from **CONSULTANT** dated May 2, 2007, and addressed to Mr. Vern Krahn.

2 **TIME OF COMPLETION:**

2.1 No Change.

2.2 Section 2.3. is deleted from the original Agreement

3 **COMPENSATION:**

3.1 **CITY** shall pay **CONSULTANT** compensation based upon time and materials not to exceed a maximum amount of \$52,506.00 for this Amendment No.1. The Original Agreement was issued for \$94,218.00, with the inclusion of this amendment the revised contract sum is \$146,724.00.

**IT IS ALSO AGREED**, that all unaffected conditions, requirements and restrictions of the Original Contract document remain in full force and effect for the duration of the Contract term.

# AMENDMENT NO.1

## Contract No. 2006-146

### 4 ACKNOWLEDGMENT AND EXECUTION:

#### **CITY'S CONTRACTING AGENT**

**BY:** Sandy Scott, Contract Administrator  
Carson City Public Works  
Contracts Division  
3505 Butti Way  
Carson City, Nevada 89701  
Telephone: 775-887-2355 X1101

#### **CITY'S DEPARTMENT**

**BY:** Andrew Burnham  
Public Works Director  
Carson City Public Works  
Address: 3505 Butti Way  
Carson City, NV 89701  
Telephone: 775-887-2355 x1001

\_\_\_\_\_  
(Signature)

\_\_\_\_\_  
(Signature)

**DATED** this \_\_\_\_ day of , 2007

**DATED** this \_\_\_\_ day of 2007

#### **CONSULTANT/CONTRACTOR**

**BY:** Randall Long

Title: Principal

Firm: Lumos and Associates

Address: 800 East College Parkway

City/State: Carson City, Nevada

& Zip Code: 89706

Telephone: (775)883-7077

\_\_\_\_\_  
(Signature)

**DATED** this \_\_\_\_ day of May, 2007

I certify that the funds are available for this project.

**FUNDING SOURCE:** 220-0000-411-7801

**BUDGET ALLOCATION:** \$55,132.00

By: Roger Moellendorf, Parks & Rec. Director

\_\_\_\_\_  
(Signature)

#### **CITY CONTACT PERSON**

**NAME:** Vern Krahn, Park Planner

**PHONE:**  
(775) 887-2363 x 1006

# AMENDMENT NO.1

## Contract No. 2006-146

5 **CONTRACT ACCEPTANCE AND EXECUTION:**

- 5.1 The Board of Supervisors for Carson City, Nevada at their publicly noticed meeting of May 17, 2007, approved the acceptance of the attached contract hereinbefore identified as **CONTRACT No. 2006-146** and titled "**Carson City Fairgrounds/Fuji Park Phase 4, Part 2 Project**". Further, the Board of Supervisors authorizes the Mayor of Carson City, Nevada to set his hand to this document and record his signature for the execution of this contract in accordance with the action taken.

**CARSON CITY, NEVADA**

MARV TEIXEIRA, MAYOR

DATED this 17<sup>th</sup> day of May, 2007

**ATTEST:**

ALAN GLOVER, CLERK-RECORDER

DATED this 17<sup>th</sup> day of May, 2007

**\*\*\* END OF DOCUMENT \*\*\***