

RESOLUTION NO. 2011-566

Adopted by the Sacramento City Council

October 18, 2011

EXTENSION OF TERM AND CHANGE IN COMPENSATION STRUCTURE TO CITY AGREEMENT 2010-0678 WITH KITCHELL CEM, INC. FOR PROFESSIONAL SERVICES IN PRECONSTRUCTION DEVELOPMENT OF THE COMMUNITY CENTER THEATER RENOVATION PROJECT (M17100100)

BACKGROUND

- A. On March 16, 2010, City Council approved the use of the design-assist project delivery method by suspending competitive bidding based on Section 3.60.170 of the City Code. This action was required in order to use the design-assist project delivery method, which has proven to be successful in delivering construction projects on schedule and within budget.
- B. On August 10, 2010, City Council awarded a professional services contract to Kitchell CEM, Inc. ("Kitchell") for design-assist services related to the Sacramento Community Center Theater Renovation Project in the amount of \$79,916 (City Agreement 2010-0678) ("Agreement"). The Agreement is scheduled to expire October 30, 2011. Extending the term by one year will allow Kitchell to complete the scope of services set forth in the contract
- C. The payment structure set forth in the Agreement compensates Kitchell on an hourly basis for its employees' time spent on the project. Amending the payment structure to compensate Kitchell at flat-rate for the remaining items to be completed will ensure that Kitchell completes the scope of services without exceeding the contract's maximum price.

BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:

- Section 1. The City Council authorizes the City Manager or his designee to execute Supplemental Agreement No. 1 to City Agreement 2010-0678 with Kitchell (attached as Exhibit A) to extend the term of the contract to October 30, 2012, and to amend the method of compensation to compensate Kitchell on a flat-rate basis for the remaining items to be completed within the scope of services, without increasing Kitchell's total compensation.
- Section 2. Exhibit A is a part of this Resolution.

Adopted by the City of Sacramento City Council on October 18, 2011 by the following vote:

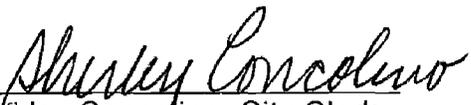
Ayes: Councilmembers Ashby, Cohn, D Fong, R Fong, McCarty, Pannell, Schenirer, Sheedy, and Mayor Johnson.

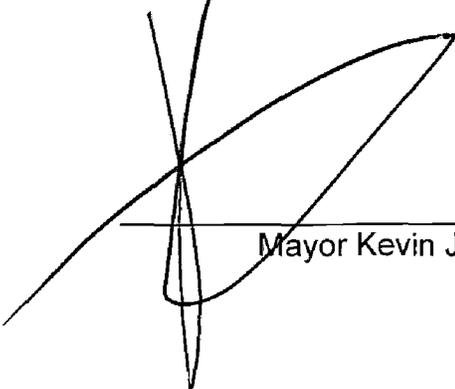
Noes: None.

Abstain: None.

Absent: None.

Attest:


Shirley Concolino, City Clerk


Mayor Kevin Johnson