

City of Garden Grove

INTER-DEPARTMENT MEMORANDUM

To:	Matthew Fertal	From:	Susan Emery
Dept:	City Manager	Dept:	Community Development
Subject:	AMENDMENT TO AGREEMENT WITH SCOTT FAZEKAS & ASSOCIATES, INC. FOR PLAN CHECK SERVICES	Date:	June 26, 2012

OBJECTIVE

The purpose of this report is to request approval of an Amendment to the Agreement s with Scott Fazekas & Associates, Inc. (SFA) for plan check services.

BACKGROUND

The Building Services Division is responsible for providing construction plan review services in order to ensure the safety of building occupants within homes, work places, worship centers, and other buildings constructed within Garden Grove.

In October 2007, the City Council approved the original plan check consultant contract with SFA. Since then, SFA staff has been providing quality plan review services for complex construction projects on an "as-needed" basis, thereby enabling the City to respond quickly and effectively on development projects and also during peak periods of plan review activity. The extension and increase of the latest contract is desired in order to provide the level of plan review service expected by those we serve.

SFA employs only trained California registered engineers, architects, and/or certified code professionals. They provide a comprehensive review of building, plumbing, mechanical, and electrical system plans for compliance to State and local codes.

DISCUSSION

The amended term of this contract extends the original contract through June 30, 2013, with total compensation not to exceed five hundred thousand dollars (\$500,000.00), which is funded with plan check fees paid by developers . This is an increase in compensation from \$250,000.00 in the original contract due a to one time increase in demand for plan check services related to the water park hotel development project and other development projects.

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The Amendment to the Agreement has been reviewed and approved by the City Attorney and a signed copy of the Amendment is attached.

FINANCIAL IMPACT

The extension and increase to the contract has a total compensation not to exceed five hundred thousand dollars (\$500,000.00); the increase of two hundred and fifty thousand dollars (\$250,000.00) is to compensate for the plan check costs related to the water park hotel development project, which will be funded by the developer. The remaining amount will be funded with plan check fees paid by other developers.

The amount in the contract is budgeted in the General Fund and no additional budget allocation is needed.

RECOMMENDATION

It is recommended that the City Council:

- Approve Amendment No. 5 to the Agreement with Scott Fazekas & Associates, Inc. in the amount of \$500,000.00 for one year for plan check review services; and
- Authorize the City Manager to execute the Amendment and make minor modifications as appropriate thereto.



SUSAN EMERY
Community Development Director



By: Alana Cheng
Administrative Analyst

Attachment 1: Amendment to the Agreement

Recommended for Approval



Matthew Ferial
City Manager

CITY OF GARDEN GROVE

AMENDMENT NO. 5

Plan Check Services

This Amendment No. **5** to furnish **Plan Check Services** is made and entered into this **26th day of June 2012**, by and between the **CITY OF GARDEN GROVE**, hereinafter referred to as "CITY", and **SCOTT FAZEKAS & ASSOCIATES, INC.**, hereinafter referred to as "CONTRACTOR".

WHEREAS, CONTRACTOR and CITY entered into Contract No. **08-2357**, effective **October 10, 2007** for Plan Check Services (the "Existing Contract").

WHEREAS, CONTRACTOR and CITY desire to amend the Existing Contract as provided herein.

Now, therefore, it is mutually agreed, by and between the parties as follows:

Section 1.0, TERM AND TERMINATION of the Existing Contract, shall be amended as follows:

This Amendment No. **5** hereby extends the performance period to cover services rendered from **July 1, 2012 to June 30, 2013**.

Section 3.0., COMPENSATION - shall be amended as follows:

The contract price to cover the term of this Amendment No. **5** is hereby **increased** by **\$250,000.00** to a new Firm Fixed Price of **\$500,000.00**. This is an increase of \$250,000.00 to cover additional plan check fees associated with the new development project, Great Wolf Resorts, Inc., which is funded entirely with plan check fees paid by the developer, McWhinney Enterprises.

Contractor shall be compensated in accordance with the hourly rates as set forth in Exhibit C to Contract No. **08-2357**. In no event shall the total compensation for the extended performance period exceed the total amount of **\$500,000.00**.

Except as expressly amended hereby, all of the terms and conditions in the Existing Contract remain in full force and effect as originally executed.

IN WITNESS WHEREOF, the parties have caused this Amendment No. **5** to the Existing Contract to be executed by their respective officers duly authorized on the date first written above.

Date: 6.5.12

"CITY"
CITY OF GARDEN GROVE

By:

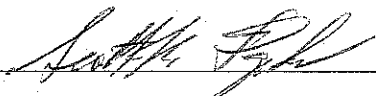
City Manager

ATTESTED:

City Clerk

Date: _____

"CONTRACTOR"
Scott Fazekas & Associates, Inc.

By: 

Name: Scott R. Fazekas

Title: President / CEO.

Date: 5/17/12

If CONTRACTOR is a corporation, a Corporate Resolution and/or Corporate Seal is required. If a partnership, Statement of Partnership must be submitted to CITY.

APPROVED AS TO FORM:


Garden Grove City Attorney

5/16/12
Date