

CITY COUNCIL ACTION REQUEST

DEPARTMENT(S): Public Works	CEQA: Not a Project, File No. PP17-003, Agreements/Contracts (New or Amended) resulting in no physical changes to the environment.	COORDINATION: City Attorney's Office; City Manager's Budget Office; Finance Department; and Planning, Building, and Code Enforcement Department	Director Approval: /s/ Matt Loesch
COUNCIL DISTRICT(S): Citywide			CMO Approval:  9/6/2024

SUBJECT: Amendments to Consultant Master Agreements for Architectural Services for Essential City Facilities Projects

RECOMMENDATION

Adopt a resolution authorizing the City Manager or her designee to negotiate and execute amendments to the master agreements for consultant services with Shah Kawasaki Architect, Inc. (CPMS Contract No. 9030-C) and Ten Over Studios, Inc. (CPMS Contract No. 9030-B), extending the term of each contract by up to two years and increasing the total maximum compensation limits for each contract by \$800,000.

BASIS FOR RECOMMENDATION

On June 4, 2019, City Council approved the award of master agreements with three architectural consultant firms: Shah Kawasaki Architects, Inc.; Ten Over Studio, Inc.; and Robert Wellington Quigley Architects. Each master agreement for architectural consultant services was in the amount not to exceed \$3,000,000 with a term end date of December 31, 2024. The master agreements were procured through a request for qualifications process.

Approval of the first amendment to Shah Kawasaki Architects, Inc. master agreement will extend the contract term from December 31, 2024 to December 31, 2026 and will increase the total maximum compensation limit from \$3,000,000 to \$3,800,000. The complexity of incorporating multiple design considerations has impacted the projects' schedules and cost for Fire Station 8, Fire Station 32, and 911 Call Center projects with Shah Kawasaki Architects' services.

Approval of the fourth amendment to Ten Over Studio, Inc. master agreement will extend the contract term from December 31, 2025 to December 31, 2026 and increase the total maximum compensation limit from \$6,400,000 to \$7,200,000. The number unforeseen conditions during construction for both the PD Air Support Unit Hangar and Fire Training Center-Emergency Operations Center Relocation has impacted the cost of Ten Over Studio's services. A first amendment to its master agreement was approved on June 23, 2020 which increased the total maximum compensation limit of this master agreement from \$3,000,000 to \$4,000,000 with no extension of the contract term. A second amendment to its master agreement was approved on October 5, 2021 which extended the contract term from December 31, 2024 to December 31, 2025 and increased the total maximum compensation limit of this master agreement from \$4,000,000 to \$5,900,000. A third amendment to its master agreement was approved on August 29, 2023 and increased the total maximum compensation limit of this master agreement from \$5,900,000 to \$6,400,000. Each of the above listed amendments were made to allow the City to retain the consultant to continue to provide necessary support services to projects that experienced delays due to design modification required by unforeseen conditions experienced during construction.

No amendments are needed for the agreement with Wellington Quigley Architects.

The following table summarizes the staff recommendation for each master agreement term extension and compensation increase:

CPMS#	AC#	Contract#	Consultant	Max. Comp. increase to:	Term Extension to:
9030-C	30407	664667	Shah Kawasaki Architects, Inc..	\$3,800,000	12/31/2026
9030-B	30406	664668	Ten Over Studios, Inc.	\$7,200,000	12/31/2026

Extending the contracts' terms and increasing the maximum compensation limits of each master agreement will allow the consultants to complete the full scope of services identified in the existing service orders and support accountability and efficiency in project delivery for the following projects:

Shah Kawasaki Architects, Inc.:

9157 – Fire Station No. 8 Relocation

9162 – Fire Station No. 32 New

9159 – Fire Station No. 23 Relocation

9153 – 911 Call Center Upgrades

Ten Over Studios, Inc.:

9151 – Police Dept. - Air Support Unit Hangar

9084-9183 – Fire Training Center Relocation and Emergency Operations Center Relocation

COMMISSION RECOMMENDATION AND INPUT

No commission recommendation or input is needed for this action.

COST AND FUNDING SOURCE

No additional funding is needed to approve the term extension and maximum compensation increase of the master agreements. Service orders have been executed and encumbered with appropriations from each on-going project.

FOR QUESTIONS CONTACT: Sal Kumar, Deputy Director of Public Works, at sal.kumar@sanjoseca.gov