

APPROVED
NOV 07 2008

REPORT OF GENERAL MANAGER

NO. 08-300

DATE November 7, 2008

**BOARD OF RECREATION
and PARK COMMISSIONERS**

C.D. All

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: AMENDMENT NO. 3 TO CONSULTANT CONTRACT NO. 2936 WITH URS CORPORATION, A NEVADA CORPORATION, DBA URS CORPORATION AMERICAS FOR AS-NEEDED ENVIRONMENTAL CONSULTING SERVICES

R. Adams	_____	J. Kolb	_____
H. Fujita	_____	F. Mok	_____
S. Huntley	_____	K. Regan	_____
V. Israel	_____	*M. Shull	<i>Mr. M. Shull</i>

V. Israel Jr

General Manager

Approved _____

Disapproved _____

Withdrawn _____

RECOMMENDATION:

That the Board:

1. Approve a proposed Amendment No. 3, substantially in the form on file in the Board Office, to Contract No. 2936, extending the term of the contract to URS Corporation, a Nevada Corporation, dba URS Corporation Americas, by three years, for a new total of twelve (12) years, and increasing the contract amount from \$600,000 to \$900,000, incorporating rate increases from 2009 through 2011, and modifying mileage reimbursement, subject to approval of the Mayor, the City Council, and the City Attorney as to form;
2. Find that the Department does not have available in its employ, personnel with sufficient time or the necessary expertise to undertake these specialized professional tasks in a timely manner, and, it is more feasible, economical and in the Department's best interest, to secure these services by contract;
3. Find that competitive bidding is not practicable or advantageous as it is necessary for the Department to be able to call on contractors to perform this work as needed and on an occasional, but frequent, basis without engaging in a new competitive process for each individual project to be performed; however, from among as needed contractors each individual project is assigned on the basis of availability of an as-needed contractor to

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perform the work, the price to be charged and the unique expertise of the as-needed contractor;

4. Find that obtaining competitive proposals or bids for each individual project for which work may be performed pursuant to this agreement is not reasonable, practicable or compatible with the Department's interests of having available as-needed contractors who are assigned various projects on the basis of availability, price and expertise and that it is therefore necessary to have several as-needed contractors for this type of service available when called upon by the Department to perform services;
5. Direct the Board Secretary to transmit the proposed Agreement to the Mayor in accordance with Executive Directive No. 3, and concurrently to the City Attorney for review and approval as to form; and,
6. Authorize the President and Secretary of the Board to execute the Agreement upon receipt of necessary approvals.

SUMMARY:

On November 17, 1999, the Department entered into a personal services contract with URS Greiner Woodward-Clyde International – Americas, Inc. (now known as URS Corporation Americas) for as-needed environmental consulting services. The term was for six (6) years, expiring on November 16, 2005, and the amount was for \$300,000. Amendment No. 1 which changed the name of URS Greiner Woodward – Clyde International – Americas, Inc. to URS Corporation Americas was approved by the Board (Board Report 03-54) on February 19, 2003. Amendment No.2 which extended the contract for three (3) years and increased the contract ceiling to \$600,000 was approved by the Board on July 13, 2005 (Board Report 05-199).

To date, the firm has worked on several Department projects including, but not limited to, the Griffith Observatory Renovation Project (#1504C) and the Machado Lake Water Quality and Habitat Improvement Program (W.O. #E170205). It is anticipated that this consultant will continue to work on various aspects of the latter project, as well as others, in the future. At this time, the consultant has been assigned work on this project that will extend beyond the current term of the contract. The Department does not have available personnel to perform these specialized professional tasks in a timely manner due to the existing demand on staff workload to meet other project requirements and deadlines. The adjustments in yearly hourly rates from 2009 through 2011 and to the reimbursable automobile mileage expense is an acceptable industry practice and conforms to normal cost of living adjustments. This Amendment No. 3 will allow this consultant to continue working on the various projects through its completion.

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This Amendment No. 3 is recommended in compliance with all Department and City procedures, policies and laws applicable to the award of the contracts. Principals of the firm are not employees or officials of the City; are free to make recommendations or perform the services specified in the contract; and have no authority, with respect to the City's decisions relating to the project, beyond fulfilling the provisions of the Supplemental Agreement.

FISCAL IMPACT STATEMENT:

There is no anticipated fiscal impact to the Department's General Fund because all compensation to the consultant is provided in the funding of each individual project that the firm works on; therefore, there will be no decrease in revenue or increase in costs to the City.

Prepared by Gino Ogtong, Management Analyst II, Planning and Development.