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City of Las Cruces[®]
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Council Action and Executive Summary

Item # 11 Ordinance/Resolution# 09-302 Council District: 1

For Meeting of June 15, 2009

(Adoption Date)

TITLE:

A RESOLUTION AUTHORIZING AMENDMENT NUMBER FOUR TO THE CONTRACT BETWEEN THE CITY OF LAS CRUCES AND STUDIO SOUTHWEST ARCHITECTS OF ALBUQUERQUE, NEW MEXICO, FOR THE DESIGN OF THE NEW CITY HALL COMPLEX AS ORIGINALLY APPROVED BY COUNCIL UNDER RESOLUTION NUMBER 05-06-065, AUTHORIZING AN INCREASE OF \$31,623.61, INCLUDING NEW MEXICO GROSS RECEIPTS TAX, PLUS A CONTINGENCY OF \$29,345.14, FOR A TOTAL AMENDMENT AUTHORIZATION OF \$60,968.75.

PURPOSE(S) OF ACTION:

The purpose of this action is to implement an amendment to an existing contract previously approved by City Council and to comply with the Procurement Code.

Name of Drafter: D. Eric Martin		Department: Facilities/Project Mgmt.		Phone: 541-2616	
Department	Signature	Phone	Department	Signature	Phone
Facilities Department		541-2651	Budget		2300
			Assistant City Manager		2271
Legal		2124	City Manager		2076

BACKGROUND/KEY ISSUE/CONTRIBUTING FACTORS:

Studio Southwest Architects is the architect of record for the New City Hall project. They have been directly involved in all facets of the design work that are associated with the project site.

This contract amendment focuses on the design and specification of key items that allow the Information Technology Department to fully implement connectivity within the building which includes expansion of the IT Data Center, infrastructure to support Voice over IP (VoIP), generator backup of various IT components, and support for future expansion of IT services. Approval of this contract amendment will keep the project on track as well as to meet various project targets.

Prior contract amendment history for this vendor includes the following: Amendment No. 1 was for Halcom Consulting for LEED (Leadership in Energy and Environmental Design) Services, Amendment No. 2 was to address initial IT and PIO technology and audiovisual service needs, and Amendment No. 3 was for the design of the parking deck.

Funding for this design work will come from funds already allocated for the design and construction of the New City Hall project as previously approved by City Council.

SUPPORT INFORMATION:

Fund Name / Account Number	Amount of Expenditure	Budget Amount
4001-XXXXXXXX-XXXXXX	\$60,968.75	\$750,000.00

1. Resolution
2. Copy of proposed contract, Amendment No. 4

OPTIONS/ALTERNATIVES:

1. Vote "Yes" and approve the amendment to the contract. This will allow Studio Southwest Architects to complete the design of the requested changes by the IT Department and allow the project to proceed in a timely manner.
2. Vote "No" and not approve the amendment to the contract. This will prevent Studio Southwest Architects from completing the design of the requested changes by the IT Department; thereby, delaying the project.
3. Vote "Amend" and direct staff to proceed with other alternatives to complete the design of the requested IT Department changes.

RESOLUTION NO. 09-302

A RESOLUTION AUTHORIZING AMENDMENT NUMBER FOUR TO THE CONTRACT BETWEEN THE CITY OF LAS CRUCES AND STUDIO SOUTHWEST ARCHITECTS OF ALBUQUERQUE, NEW MEXICO, FOR THE DESIGN OF THE NEW CITY HALL COMPLEX AS ORIGINALLY APPROVED BY COUNCIL UNDER RESOLUTION NUMBER 05-06-065, AUTHORIZING AN INCREASE OF \$31,623.61, INCLUDING NEW MEXICO GROSS RECEIPTS TAX, PLUS A CONTINGENCY OF \$29,345.14, FOR A TOTAL AMENDMENT AUTHORIZATION OF \$60,968.75.

The City Council is informed that:

WHEREAS, under Resolution No. 05-06-065, City Council authorized the construction of the New City Hall project; and

WHEREAS, proposed funding to address IT related issues has already been approved by City Council; and

WHEREAS, this contract amendment focuses on the design and specification of key items that allow the Information Technology Department to fully implement connectivity within the building which includes expansion of the IT Data Center, infrastructure to support Voice over IP (VoIP), generator backup of various IT components, and support for future expansion of IT services.

NOW, THEREFORE, Be it resolved by the governing body of the City of Las Cruces, New Mexico:

(I)

THAT Amendment No. 4 to the contract between the City of Las Cruces and Studio Southwest Architects for the design of IT related infrastructure is adopted.

(II)

THAT City staff is hereby authorized to do all deeds necessary in the accomplishment of the herein above.

DONE and APPROVED this _____ day of _____, 2009.

APPROVED:

Mayor

ATTEST:

City Clerk
(SEAL)

Moved by: _____

Seconded by: _____

APPROVED AS TO FORM:



City Attorney

VOTE:

Mayor Miyagishima:	_____
Councillor Silva:	_____
Councillor Connor:	_____
Councillor Archuleta:	_____
Councillor Small:	_____
Councillor Jones:	_____
Councillor Thomas:	_____

DRAFT AIA® Document G802™ - 2007***Amendment to the Professional Services Agreement***

Amendment Number: 004

TO: Studio Southwest Architects, Inc.
 Attn: Davic Dekker, AIA, Senior Principal
 2101 Mountain Rd. NW
 Albuquerque, New Mexico 87104

(Owner or Owner's Representative)

In accordance with the Agreement dated: January 18, 2006

BETWEEN the Owner:
(Name and address)
 City of Las Cruces
 P. O. Box 20000
 Las Cruces, NM 88004

and the Architect:
(Name and address)
 Studio Southwest Architects, Inc.
 2101 Mountain Rd. NW
 Albuquerque, New Mexico 87104

for the Project:
(Name and address)
 New Las Cruces City Hall / 700 N. Main / Las Cruces, New Mexico

Authorization is requested
 to proceed with Additional Services.
 to incur additional Reimbursable Expenses.

As Follows:

In accordance with sections 1.3.3, 1.5.2, and other sections as applicable of the Standard Form of Agreement Between Owner and Architect [AIA Document B141-1997 Part 1] between the City of Las Cruces and Studio Southwest Architects, Inc. (SSW), the Architect is authorized to proceed with architectural and engineering design and construction contract administration services; as outlined in the fee proposal submitted by SSW, as attached to this amendment. The stipulated fee for the additional design services will be \$29,451.56, not including NM gross receipts taxes; for design of server room and electrical changes including generator package (Change Order No. 3 to the agreement between Jaynes Corporation and the City of Las Cruces).

The following adjustments shall be made to compensation and time.
(Insert provisions in accordance with the Agreement, or as otherwise agreed by the parties.)

Compensation:
 \$29,451.56 plus applicable New Mexico gross receipts tax

Time:
 No changes in contract time as a result of this contract amendment

Contract Amendment No. 4 continued on page 2

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 User Notes:

(1500738671)

Professional Services Agreement between
Studio Southwest Architects and the City of Las Cruces
Contract Amendment No. 4, page 2

SUBMITTED BY:

AGREED TO:

(Signature)

(Signature)

(Printed name and title)

(Printed name and title)

(Date)

(Date)

