

**APPROVED**

REPORT OF GENERAL MANAGER

NO. 06-251

SEP 06 2006

DATE September 6, 2006

**BOARD OF RECREATION  
and PARK COMMISSIONERS**

C.D. ALL

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: SUPPLEMENTAL AGREEMENT TO CONSULTANT CONTRACT NO. 2671  
WITH NUVIS FOR AS-NEEDED LANDSCAPE ARCHITECTURAL DESIGN  
SERVICES

J. Combs _____	J. Kolb _____
H. Fujita _____	F. Mok _____
S. Huntley _____	K. Regan _____
B. Jensen _____	*M. Shull <u>ms</u>

  
 \_\_\_\_\_  
 General Manager

Approved \_\_\_\_\_ Disapproved \_\_\_\_\_ Withdrawn \_\_\_\_\_

RECOMMENDATION:

That the Board:

1. Approve a Supplemental Agreement to Contract No. 2671, substantially in the form on file in the Board Office, extending the term of the contract by three (3) years, for a new total of thirteen (13) years, subject to review and 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. Direct the Board Secretary to transmit the proposed Supplemental 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,
4. Authorize the President and Secretary of the Board to execute Supplemental Agreement, upon receipt of necessary approvals.

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### SUMMARY:

On July 19, 1995, the Department entered into a personal services contract with NUVIS, for as-needed landscape architectural design services. The term was for three (3) years, expiring on July 18, 1998, and the amount was for \$300,000.

On February 18, 1998, the Board approved Amendment No. 1 which extended the contract term for an additional two (2) years, for a total of five years (Board Report No 70-98). Before that was executed, on November 12, 1998, the Board approved Amendment No. 2 (Board Report No 482-98) to increase the amount by \$300,000 for a new total contract amount of \$600,000. The time extension was subsequently included in Amendment No. 2, which was executed on December 18, 1998.

On February 16, 2000, the Board approved Amendment No.3 which increased the contract amount by \$300,000 for a new contract amount of \$900,000 and extended the term for an additional three (3) years, for a total of eight (8) years (Board Report No. 00-63). Prior to the execution of this Amendment No.3, an adjustment was made which increased the contract amount by an additional \$100,000 (Board Report No. 00-284, August 9, 2000). The adjusted Amendment No. 3 was executed on April 11, 2001. The new contract amount was \$1,000,000.

On August 15, 2002, Amendment No. 4 (Board Report No. 02-64) was executed which increased the contract amount by \$300,000 for a new contract amount of \$1,300,000 and also extended the term by another two (2) years, for a total of ten (10) years.

The firm has worked on several Department projects including, but not limited to, the following: Los Angeles River Greenway Phase I project, Valley Region - Various Golf Cart Paths, Hansen Dam Golf Course - Irrigation System, and Griffith Parks - Roosevelt Golf Course. Since the consultant was assigned the Hansen Dam Golf Course - Irrigation System previously, their involvement in this same project will make every aspect of the project run smoothly. At this time, the consultant has been assigned work on the above project that will extend over 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, therefore, making it impossible to meet other project requirements and deadlines. This supplemental agreement will allow this consultant to continue working on the Hansen Dam Golf Course - Irrigation System project through its completion. The proposed Supplemental Agreement includes increases in hourly rates for 2006 due to inflation. The rates remain level throughout the term of this Supplemental Agreement and there will be no additional rate increase on 2007 and 2008. This adjustment is an acceptable industry practice and conforms to normal cost of living adjustments.

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This contract is recommended for extension 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 contract.

FISCAL IMPACT STATEMENT:

All compensation to the consultant is provided from the funding source(s) of each individual project that the firm works on; therefore, there will be no decrease in revenue or increase in costs to the City's General Funds.

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