TO:         Board of Trustees
FROM:      Douglas Treadway
DATE:       September 14, 2005
SUBJECT:   Ratification of Amendment 3 to tBP’s Architectural Services Contract, Project
Assignment #2, Student Support Services Building

Due to expected increases in the construction budget for the Student Support Services building project, tBP requested an increase in fees, while they continue the design process. tBP Architecture has completed a construction cost estimation. Turner Construction Company will develop a separate construction cost estimate. Once the two cost estimates are reconciled, the District will determine a new construction cost estimate for the Student Support Services building.

This amendment increases the lump sum Project Assignment 2 fee by $65,000, to a total of $1,381,000.00. This fee increase is an interim increase to allow the Architects to continue their design services while the District awaits the results of the cost estimations. Fees for Architectural Design Services will be re-negotiated after the District reviews the construction costs estimates.

To avoid delays in the project and because the total for this amendment was less than 5% of the contract total, the amendment had to be authorized by the President.

RECOMMENDATION:

The President/Superintendent recommends that the Board of Trustees ratify the Contract Amendment Number 3 with tBP Architecture to increase their lump sum Project Assignment 2 fee by $65,000.

Attachments:  tBP Contract Amendment #3 for Project Assignment #2
This is an amendment to the Project Assignment Number Two for the Agreement dated September 8, 2004, between tBP Architecture ("Architect") and Ohlone Community College District ("District") for On-Going Architectural Services for the Ohlone College, Fremont Campus, as detailed in Contract number 193-0604-001.

The parties agree to the following changes and/or additions to the Agreement:

1. Due to expected increases in the construction budget for the Student Support Services building project, the fee for architectural design services is increased by a fixed amount of $65,000.00, which will increase the amended fixed price lump sum Project assignment amount to $1,381,000. The amended total consists of the original fee-$1,294,600.00, amendment #1-$17,420.00, amendment #2-$3980.00 and amendment #3-$65,000.00.

2. This fee increase is an interim increase to allow the Architects to continue their design services while the District awaits the results of the cost estimations. Fees for Architectural Design Services will be re-negotiated after the District reviews the construction costs estimates as presented by the tBP Architecture cost estimator and the Turner Construction cost estimator.

In all other respects, the terms of the original agreement remain in full effect. However, if there is a conflict between this Amendment and the original agreement, the terms of this amendment will prevail.

Mr. Richard A. Mangum, AIA
Architect
1000 Burnett Ave., Suite 140
Concord, CA 94520

Douglas Treadway
President/Superintendent
Ohlone Community College District
43600 Mission Blvd.
Fremont, CA 94539

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Signature

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Date

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Signature

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Date