



# RESOLUTION No. 19-552

## OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA

**RESOLUTION APPROVING AMENDMENT NO. 1 TO THE PERSONAL SERVICES CONTRACT BMC18165 BETWEEN THE COUNTY OF NEVADA AND APSI CONSTRUCTION MANAGEMENT SERVICES (RES. 18-165) FOR CONSTRUCTION MANAGEMENT SERVICES FOR THE NEVADA COUNTY OPERATIONS CENTER EXTENDING THE CONTRACT TO DECEMBER 31, 2020, AMENDING THE BILLING RATES, AUTHORIZING THE CHAIR OF THE BOARD OF SUPERVISORS TO EXECUTE THE AMENDMENT, AND AMENDING THE FISCAL YEAR 2019/20 CAPITAL FACILITIES OPERATIONS CENTER PROJECT BUDGET (4/5 AFFIRMATIVE VOTE REQUIRED)**

WHEREAS, Resolution 17-165 authorized the Purchasing Agent to issue a Request for Qualifications (RFQ) for Construction Management Services for the Nevada County Operations Center (NCOC); and

WHEREAS, Resolution 18-165 awarded the Contract to APSI Construction Management Services in the amount of \$1,066,327 which includes an allowance of \$20,000 for printing and incidental services not included in the cost estimate for the period April 25, 2018 through December 31, 2019; and

WHEREAS, construction has not been completed and additional time is required to complete the project; and

WHEREAS, the contract will be amended to include the 2020 billing rate and the term of the contract will be extended to December 31, 2020 to allow for these services to be available through the construction phase of the project; and

WHEREAS, architectural and construction management services were originally budgeted in the Capital Facilities Projects general fund and a budget amendment is required to encumber the balance of these contracts in the Capital Facilities Operations Center Project fund.

NOW, THEREFORE, BE IT RESOLVED that the Nevada County Board of Supervisors hereby directs that:

1. The Board approves and the Board Chair is authorized to execute Amendment No. 1 to the Personal Services Contract by and between the County of Nevada and APSI Construction Management Services, for Construction Management Services for the Nevada County Operations Center located at 12350 La Barr Meadows Road, Grass Valley, California.
2. The Contract Termination Date of December 31, 2019 is amended to extend the term of the contract to December 31, 2020 for a new contract term of April 25, 2018 through December 31, 2020.

3. The Schedule of Charges and Payments Billing Rates will be amended to include the 2020 rate schedule.
4. In all other respects the prior agreement of the parties shall remain in full force and effect except as amended herein.
5. The Auditor-Controller is directed to amend the Fiscal Year 2019/2020 Capital Facilities Operations Center Project budget as follows:

Increase:

3158-10805-416-1000 470200	\$1,012,562
3158-10805-416-1000 540200	\$1,012,562

PASSED AND ADOPTED by the Board of Supervisors of the County of Nevada at a regular meeting of said Board, held on the 8th day of October, 2019, by the following vote of said Board:

Ayes: Supervisors Heidi Hall, Edward Scofield, Dan Miller, Susan K. Hoek and Richard Anderson.

Noes: None.

Absent: None.

Abstain: None.

ATTEST:

JULIE PATTERSON HUNTER  
Clerk of the Board of Supervisors

By: 



Richard Anderson, Chair

10/8/2019 cc: Facilities\*  
AC\* (Hold)

10/15/2019 cc: Facilities\*  
AC\* (Release)  
APSICMS

**AMENDMENT NO. 1 TO PERSONAL SERVICES CONTRACT BMC18165 WITH APSI  
CONSTRUCTION MANAGEMENT SERVICES**

**THIS AMENDMENT** is effective the 8<sup>th</sup> day of October, 2019 by and between APSI Construction Management Services, hereinafter referred to as "Contractor," and COUNTY OF NEVADA, hereinafter referred to as "County," (collectively, the "Parties"). Said Amendment will amend the agreement between the parties entitled CONSTRUCTION MANAGEMENT SERVICES FOR THE NEVADA COUNTY OPERATIONS CENTER, executed on April 24, 2018 by Resolution No. 18-165.

**WHEREAS**, the contract was executed between the County and Contractor to provide Construction Management Services for the Nevada County Operations Center (NCOC) for the period April 25, 2018 through December 31, 2019; and

**WHEREAS**, NCOC construction is still in progress and expected to continue through 2020, the Parties desire to amend their agreement to extend the term of the Contract through December 31, 2020.

**NOW THEREFORE**, the Parties hereto agree as follows:

1. That this amendment shall be effective as of October 8, 2019.
2. That page 1, Section 3 "**Contract Termination Date**" be amended to December 31, 2020 for a new contract term of April 25, 2018 through December 31, 2020.
3. That Exhibit "B" 'Schedule of Charges and Payments' **Billing Rates** is amended to read as follows:

	2018	2019	2020
Project Executive	\$160.00	\$166.00	\$171.00
Project Manager	\$145.00	\$150.00	\$155.00
Project Engineer	\$105.00	\$109.00	\$113.00
Scheduler	\$135.00	\$140.00	\$144.00
Estimator	\$135.00	\$140.00	\$144.00


4. That in all other respects, the prior agreement of the parties shall remain in full force and effect except as amended herein.

**IN WITNESS WHEREOF**, the parties hereto have executed or cause this instrument to be executed as of the day and year first above written.

APPROVED AS TO FORM:

By:   
COUNTY COUNSEL

COUNTY OF NEVADA

By:   
Honorable Richard Anderson  
Chair of the Board of Supervisors

ATTEST:

By:   
Julie Patterson Hunter  
Clerk of the Board of Supervisors

CONTRACTOR:

By:   
APSI CONSTRUCTION  
MANAGEMENT SERVICES