

Garden Grove Sanitary District

INTER-DEPARTMENT MEMORANDUM

To:	Matthew J. Fertal	From:	William E. Murray
Dept:	General Manager	Dept:	Public Works
Subject:	AMENDMENT TO THE AGREEMENT WITH LEE & RO, INC. FOR PROFESSIONAL ENGINEERING SERVICES	Date:	November 27, 2012

OBJECTIVE

To request that the Garden Grove Sanitary District (District) Board of Directors approve an increased contract amount of \$54,875 to the District's agreement with Lee & Ro, Inc. for professional engineering services of the Priority Sewer Improvements Project Nos. 43, 46, 54, 55, 68 and 75.

BACKGROUND

Lee & Ro, Inc. was awarded an engineering services contract for \$165,186 at the August 28, 2012, District Board meeting. The original contract included design of the Priority Sewer Improvements Project Nos. 43, 46, 54, 55, 68 and 75. In October 2012, staff discovered that a 3,500-foot section of the sewer, between Priority Sewer Project No. 68 and No. 75 that is no longer capacity sufficient during the field inspection and flow monitoring contrary to the previous field flow monitoring. If not addressed, a bottleneck of projects will occur, leading to potential sewer spills. Therefore, an immediate upgrade of this section is needed along with the other priority projects and will require additional Engineering services.

DISCUSSION

In order to expedite the existing design and construction process and adding the newly identified capacity deficient section, the additional engineering services are needed. The cost of the additional engineering services will be \$54,875.

FINANCIAL IMPACT

The additional engineering services will be financed with Sewer Funds. There will be no impact to the General Fund.

RECOMMENDATION

It is recommended that the Sanitary District Board:

- Approve the attached Amendment to the Agreement with Lee & Ro, Inc. for an additional amount of \$54,875; and
- Authorize the General Manager to execute the Amendment to the Agreement on behalf of the Garden Grove Sanitary District, and make minor modifications as appropriate thereto.



WILLIAM E. MURRAY, P.E.
Public Works Director/City Engineer



By: Myung Chun
Associate Engineer

Attachment: Amendment to the Agreement

Recommended for Approval



**Matthew Fertal
General Manager**

Garden Grove Sanitary District

AMENDMENT NO. 1

FOR: Consultant to Provide Design Survey, Preliminary Design Report, Potholing, Permitting, Environmental Processing, Engineering Bidding, Construction Assistance, O&M Manual and Warrantee Assistance Services for the Construction of the Priority Sewer Improvements Project Nos. 43, 46, 54, 68 and 75

This Amendment No. 1 to Contract is made and entered into this 21st day of November, 2012, by and between the Garden Grove Sanitary District, hereinafter referred to as the "DISTRICT", and **Lee & Ro, Inc.**, hereinafter referred to as "CONSULTANT".

WHEREAS, Consultant and DISTRICT entered into Contract No. 150234, effective November 21, 2012 and;

WHEREAS, Consultant and DISTRICT desire to amend the Existing Contract as provided herein.

Now, therefore, it is mutually agreed, by and between the parties as follows:

Section III, Fees, shall be revised as follows:

The DISTRICT hereby increases the contract price to a new amount of (Two Hundred Twenty Thousand Sixty One Dollars) \$220,061.00. This is an increase of \$54,875.00, to provide additional professional engineering services for the Priority Sewer Improvements Project Nos. 43, 46, 54, 68 and 75 due to newly identified capacity deficient section close in proximity.

Except as expressly amended hereby, the Existing Contract remains in full force and effect as originally executed.

IN WITNESS WHEREOF, the parties have caused this Amendment No. 1 to the Existing Contract to be executed by their respective officers duly authorized on the date first written above.

"DISTRICT"
GARDEN GROVE SANITARY DISTRICT

By: _____
Matthew J. Fertal
General Manager

ATTEST:

By: _____
Kathy Bailor
District Secretary

APPROVED AS TO FORM:

Woodruff, Spradlin & Smart

By: _____
Thomas F. Nixon
Garden Grove Sanitary District
General Counsel

Lee & Ro, Inc.

By: _____
M. Steve Ro, P.E.
President/CEO

By: _____
DHIRU PATEL
Secretary