



**Council Meeting: October 6, 2009**

**SUBJECT: Amend an Existing Contract with Associated Infrastructure Management Services Corporation for Project Management Services (F0909-26)**

**BACKGROUND**

Approval is requested to amend an existing contract with the Associated Infrastructure Management Services (AIMS) Corporation for the provision of “as-needed” project management and engineering services for the Department of Public Works Engineering Division.

**DISCUSSION**

AIMS was awarded a two-year contract on August 19, 2008, in an amount not-to-exceed \$300,000, to provide project management services for the Sunnyvale Town Center Redevelopment project and other work as assigned (RTC # 08-049). AIMS’ experience in engineering design, construction support, and land development engineering has proven to be extremely useful in addressing issues as they arise at the Town Center project.

The proposed amendment expands the Scope of Services of the current contract to include management and inspection services for the Murphy Avenue Utilities and Streetscape Project, as well as other projects accelerated under the **Sunnyvale Works!** program. The amendment increases the original contract amount by \$250,000 for a total not-to-exceed value of \$550,000.

**FISCAL IMPACT**

Sufficient funds are budgeted in various capital projects, including but not limited to, Town Center Construction – Public Works Services, project 826620, and 826700 (Town Center Site Investigation/Remediation). The work for Murphy Avenue Utilities and Streetscape will be charged to project 826810 (Murphy Streetscape), project 827080 (Murphy/Evelyn Sewer Improvements), and project 825451 (City Wide Water Line Replacement).

**PUBLIC CONTACT**

Public contact was made by posting the Council agenda on the City's official-notice bulletin board outside City Hall, in the Council Chambers lobby, in the Office of the City Clerk, at the Library, Senior Center, Community Center and Department of Public Safety; posting the agenda and report on the City's Web site; and making the report available at the Library and the Office of the City Clerk.

**RECOMMENDATION**

It is recommended that Council amend an existing contract with the AIMS Corporation for project management and engineering services, in substantially the same form as the attached Amendment to Consultant Service Agreement, and increase the total not-to-exceed amount by \$250,000, from \$300,000 to \$550,000.

Reviewed by:

Mary J. Bradley, Director, Finance

Prepared by: Pete Gonda, Senior Management Analyst, Finance

Reviewed by:

Marvin Rose, Director, Public Works

Approved by:

Gary M. Luebbers, City Manager

**Attachments**

A. Amendment to Consultant Services Agreement

**AMENDMENT TO CONSULTANT SERVICES AGREEMENT  
BETWEEN THE CITY OF SUNNYVALE AND ASSOCIATED  
INFRASTRUCTURE MANAGEMENT SERVICES (AIMS), INC.  
FOR PUBLIC WORKS MANAGEMENT SERVICES**

This Amendment to Consultant Services Agreement, dated \_\_\_\_\_, is by and between the CITY OF SUNNYVALE, a municipal corporation ("CITY") and ASSOCIATED INFRASTRUCTURE MANAGEMENT SERVICES (AIMS), INC., a California corporation ("CONSULTANT").

WHEREAS, on August 21, 2008, CITY and CONSULTANT entered into a Consultant Services Agreement whereby CONSULTANT would provide specialized services in relation to public works project management and engineering services; and

WHEREAS, the parties now agree that an Amendment to said Agreement is advisable;

NOW, THEREFORE, THE PARTIES ENTER INTO THIS AMENDMENT TO CONSULTANT SERVICES AGREEMENT:

1. Modify the Services by CONSULTANT as follows:

Modify the existing Scope of Special Project Management and Engineering Services (Exhibit "A") to add the following tasks:

- a. Management and inspection services for the Historic Murphy Avenue Utilities and Streetscape Project.
- b. Provide for the services of additional AIMS staff per the attached Schedule of Hourly Rates for Staff Available 2009-2010 FY.

2. Replace the existing Compensation (Section 4) with the following:

CITY agrees to pay CONSULTANT at the rates shown on the attached Schedule of Hourly Rates for Staff Available to the City of Sunnyvale; 2009-2010 FY. Total compensation shall not exceed Five Hundred Fifty Thousand and No/100 Dollars (\$550,000.00). CONSULTANT shall submit invoices to CITY no more frequently than monthly for services performed during the preceding month. Payment shall be made within twenty (20) days upon receipt of an accurate, itemized invoice by CITY's Accounts Payable Unit.

All other terms and conditions remain unchanged.

IN WITNESS WHEREOF, the parties have executed this Agreement Amendment.

ATTEST:

CITY OF SUNNYVALE ("CITY")

By \_\_\_\_\_  
City Clerk

By \_\_\_\_\_  
City Manager

APPROVED AS TO FORM:

ASSOCIATED INFRASTRUCTURE  
MANAGEMENT SERVICES, INC.  
("CONSULTANT")

By \_\_\_\_\_  
City Attorney

By \_\_\_\_\_  
\_\_\_\_\_  
Name and Title

September 11, 2009

**Schedule of Hourly Rates for Staff Available to the City of Sunnyvale;  
2009-2010 FY**

Senior Project/Construction Manager	\$90.00
Landscape Designer; Assistant Project Manager	\$85.00
Utility Coordinator; Construction Inspector	\$80.00
Media & Public Information Manager	\$75.00
Construction Observer/Public Works Inspector	\$65.00

**Project Expenses**

Routine administrative expenses for AIMS' staff are included in the above hourly rates. Special project expenses and/or subconsultants engaged by AIMS Corporation will be billed at actual cost plus 10%, or by special pricing agreement, with prior approval of the City of Sunnyvale.

**Travel Expenses & Per Diem**

Travel expenses are billed at actual cost for commercial carrier (coach air fare) for travel incurred at the request of the City of Sunnyvale for distances more than 50 miles from City Offices. Automobile travel is billed at prevailing IRS mileage rate. Lodging, meals, and related expenses are billed at prevailing IRS daily per diem rates.