

**AMENDMENT NO. 1 TO CONSULTING SERVICES AGREEMENT BETWEEN  
THE CITY OF SAN LEANDRO AND  
GLASS ARCHITECTS  
FOR  
FARRELLY POOL REPLACEMENT  
PROJECT NO. 2018.3420**

This **Amendment No.1** (“Amendment”) is made by and between the City of San Leandro (“City”) and Glass Architects (“Consultant”) (together sometimes referred to as the “Parties”) as of May 7, 2019, and amends that certain Consulting Services Agreement (“Agreement”) dated May 30, 2018, between the Parties.

**WHEREAS**, City and Consultant have executed the Agreement, pursuant to which Consultant has provided certain consulting services to City with regard to Farrelly Pool Replacement, and

**WHEREAS**, the Parties desire to amend the Agreement to include the necessary additional design revisions and construction administration task necessary for a (LEED) Silver Accreditation

**NOW THEREFORE**, for good and valuable consideration, the sufficiency of which is hereby acknowledged, the Parties hereby agree to amend the Agreement as follows:

1. Section 1.1 of the Agreement entitled “Term of Services” is hereby amended to extend the term from June 30, 2020, to December 31, 2020 and

2. Section 2 of the Agreement entitled “Compensation” is hereby amended to pay Consultant a sum not to exceed **FOUR HUNDRED SEVENTEEN THOUSAND SEVEN HUNDRED SEVEN SIXTY SEVEN DOLLARS (\$417,767)**; and

3. Exhibit A of the Agreement entitled “Scope of Services” is hereby amended to add the following at the end of the section

**Leadership in Energy and Environmental Design (LEED) Services**

Consultant will identify and incorporate sustainable building strategies and specific LEED.v4 credits into the project design, including the following tasks and deliverables:

- Review and prioritize LEED credits with Owner to select suitable design features to incorporate into project.
- Coordinate with the Owner’s Commissioning Agent, including organizing and attending coordination meeting if needed.
- Assemble and complete all design phase LEED documentation, online credit statements, and submit the final completed package to the United States Green Building Council (USGBC).
- Incorporate specific LEED credit requirements into contract documents (PS&E).
- Oversee and coordinate the Mechanical Engineer in preparing Building Energy Modeling iterations.

- Support Development of Innovation Credit Documentation (if any such credits are identified and attempted)
- Prepare and submit Design Phase LEED Documentation to USGBC
- Respond to any additional credit documentation requested and resubmit to USGBC as needed.

### **Construction Phase**

Consultant will provide consulting and oversight during the Construction Phase to help ensure implementation of sustainable design strategies and achievement of LEED credits, including the following tasks and deliverables:

- Coordinate with the Owner's Commissioning Agent and participate in a LEED construction kick-off meeting to clarify responsibilities of the contractor and major subcontractors
- Track and address design team documentation responsibilities during the Construction Phase.
- Review, comment, and approve/disapprove contractor LEED submittals
- Work closely with the project team, especially the contractor and major subcontractors, to oversee ongoing performance and track compliance with LEED requirements.
- Obtain the contractor's and subcontractor's Construction Phase LEED documentation,
- Assemble and complete all LEED credit documentation online during the project construction

### **Close-Out Phase**

Consultant will prepare the final LEED documents for submittal to the USGBC for review and certification. Consultant to review the Preliminary Response received from the USGBC and coordinate with the design and construction team in preparing any materials necessary for re-submittal to the USGBC, including the following:

- Final LEED Documentation
- Response to USGBC Preliminary LEED Review
- Communication with USGBC and Acceptance of Final LEED Certification

4. Exhibit B of the Agreement entitled "Compensation Schedule & Reimbursable Expenses" is hereby amended to add the following table:

**Fees for LEED Services**

Discipline	ORIG CSA TOTAL	LEED Design	LEED CA	LEED Registration	TOTAL
Architectural	\$111,945	\$28,850	\$32,000	\$5,150	\$177,945
Aquatics	\$56,396	--	--	--	\$56,396
Structural	\$13,800	\$2,025	\$2,000	--	\$17,825
Mechanical	\$14,864	\$3,650	\$2,100	--	\$20,614
Electrical	\$16,142	--	--	--	\$16,142
Civil	\$37,404	\$16,275	\$2,415	--	\$56,094
Landscape	\$12,176	\$2,375	\$1,900	\$1,900	\$18,351
Estimator	\$14,400	--	--	-	\$14,400
Revision Allowance		\$40,000			\$40,000
<b>TOTALS</b>	<b>\$277,127</b>	<b>\$93,175</b>	<b>\$40,415</b>	<b>\$7,050</b>	<b>\$417,767</b>

5. All other terms shall remain in full force and effect.

This Amendment may be executed in multiple counterparts, each of which shall be an original and all of which together shall constitute one agreement.

**SIGNATURES ON FOLLOWING PAGE**

The Parties have executed this Amendment as of the date first written above. The persons whose signatures appear below certify that they are authorized to sign on behalf of the respective Party.

CITY OF SAN LEANDRO

GLASS ARCHITECTS

\_\_\_\_\_  
Jeff Kay, City Manager

\_\_\_\_\_  
Eric Glass, AIA

Attest:

\_\_\_\_\_  
Leticia I. Miguel, City Clerk

Approved as to Fiscal Authority:

\_\_\_\_\_  
David Baum, Finance Director

210-62-123-5120

\_\_\_\_\_  
Account Number

Approved as to Form:

\_\_\_\_\_  
Richard D. Pio Roda, City Attorney