

**SOLANO COMMUNITY COLLEGE DISTRICT
GOVERNING BOARD AGENDA ITEM**

TO: Members of the Governing Board

**SUBJECT: CONTRACT AMENDMENT #6 TO SALAS O'BRIEN FOR
PROFESSIONAL SERVICES ON THE VACAVILLE
ANNEX ENVIRONMENTAL PROJECT**

SUMMARY:

CONTINUED FROM THE PREVIOUS PAGE

Amendment #5 extended the agreement completion date of services through August 31, 2024 to address closeout. Amendment #6 extends the contract term to financially close-out Salas O'Brien's contract obligations now that DSA (Division of the State Architect) Certification and final commissioning reports have been received.

Agreement Summary:

\$ 243,303.00 Current Contract Amount

\$ 0.00 Proposed Amendment #6

\$ 243,303.00 New Contract Amount

The Board is asked to approve this no-cost time extension Amendment #6 to Salas O'Brien for additional time to complete the consultant's work scope through November 30, 2024.

This amendment document is available online at:

<https://welcome.solano.edu/measureq/approved-contracts/>

AMENDMENT #6 TO AGREEMENT

PARTIES

This **SIXTH** Amendment to Agreement ("Amendment") is entered into between **Solano Community College District** ("District") and **Salas O'Brien** ("Consultant"), collectively the "Parties").

RECITALS

WHEREAS, District and Consultant entered into a Consulting Services Agreement ("Agreement"), dated May 5, 2021, for Professional Engineering Services related to the District's **Vacaville Annex Environmental Project** ("Project"); and

WHEREAS, District and Consultant agreed to amend the Agreement to include additional design services addressing the aging roof system via Amendment #1 on September 1, 2021; and

WHEREAS, District and Consultant agreed to amend the Agreement to include services for commissioning the Mechanical System via Amendment #2 on August 17, 2022;

WHEREAS, District and Consultant agreed to amend the Agreement to include additional services for construction administration on a Time & Materials Basis via Amendment #3 on October 4, 2023;

WHEREAS, District and Consultant agreed to amend the Agreement to extend contract time for completion via Amendment #4 on March 6, 2024;

WHEREAS, District and Consultant agreed to amend the Agreement to incorporate additional design services, submittal review, commissioning/closeout services, and extend contract time for completion via Amendment #5 on June 5, 2024;

NOW THEREFORE, in consideration of the mutual promises and covenants set forth above and contained herein, District and Consultant agree as follows:

AGREEMENT

1. Section 1. Term of the Agreement is amended to read:
 1. Term. Consultant shall commence providing services under this Agreement on May 5, 2021 and will diligently perform as required and complete performance by November 30, 2024, unless this Agreement is terminated and/or otherwise cancellation prior to that time.
2. Except as set forth in this Amendment, all provisions of the Agreement and any previous extension(s) and/or amendment(s) thereto shall remain unchanged, in full force and effect, and are reaffirmed. This Amendment shall control over any inconsistencies between it and the Agreement and/or any previous extension(s) and/or amendment(s).
3. Consultant acknowledges and agrees that this Amendment shall not be binding on the Parties until and unless the Solano Community College District's Governing Board approves this Amendment.

IN WITNESS WHEREOF, the parties hereto have accepted and agreed to this Amendment on the dates indicated below.

Dated: _____, 2024

Dated: _____, 2024

**SOLANO COMMUNITY COLLEGE
DISTRICT**

Salas O'Brien

By: _____

By: _____

Print Name: Lucky Lofton
Print Title: Vice President, Facilities and
Executive Bonds Manager

Print Name: _____
Print Title: _____