

**MOORPARK CITY COUNCIL
AGENDA REPORT**

TO: The Honorable City Council

FROM: Jeremy Laurentowski, Parks and Recreation Director *SL*
BY: Allen Walter, Landscape and Parks Superintendent

DATE: May 22, 2014 (CC Meeting of June 4, 2014)

SUBJECT: Consider Amendment No. 2 to Agreement with Pipe Dreams Plumbing Company, Inc., for Plumbing Services at Various City Properties

BACKGROUND & DISCUSSION

On January 23, 2013, the City entered into an Agreement with Pipe Dreams Plumbing Company, Inc. for plumbing services at various City facilities. The original Agreement included compensation in the amount of fifteen thousand dollars (\$15,000) annually. Unforeseen plumbing repairs in FY 2013/14 required staff to amend the Agreement (Amendment No. 1) to include a fifteen month extension expiring on December 31, 2014, and increase the compensation to a total contract value of thirty thousand dollars (\$30,000). However, due to several major plumbing repairs that were required at the Library and Arroyo Vista Recreation Center, staff is requesting that the Council approve Amendment No. 2 to the Agreement with Pipe Dreams Plumbing Company, increasing the compensation to a total contract value of seventy-five thousand dollars (\$75,000) for the remaining term of the Agreement, expiring on December 31, 2014.

FISCAL IMPACT

The FY 2013/14 and 2014/15 operations budget provides funding for plumbing repairs. Staff is not requesting additional appropriation.

STAFF RECOMMENDATION

Approve Amendment No. 2 to the Agreement with Pipe Dreams Plumbing Company, increasing the total contract compensation to seventy-five thousand dollars (\$75,000) for the term of the Agreement, and authorize the City Manager to execute Amendment No. 2, subject to final language approval by the City Manager.

Attachment: Pipe Dreams Plumbing Company Amendment No. 2

**AMENDMENT NO. 2
TO AGREEMENT BETWEEN THE CITY OF MOORPARK AND PIPE DREAMS
PLUMBING COMPANY, INC., FOR PLUMBING REPAIRS AND MAINTENANCE
SERVICES AT VARIOUS CITY FACILITIES, PARKS, AND PROPERTIES**

This Amendment No. 2 to the Agreement between the City of Moorpark, a municipal corporation ("City"), and Pipe Dreams Plumbing Company, Inc., a corporation ("Contractor") for plumbing repairs and maintenance related services at various City facilities, parks, and properties ("Agreement"), is made and entered into the ____ day of _____, 2014.

RECITALS

WHEREAS, on January 23, 2013, the City and Contractor entered into an Agreement for plumbing repairs and maintenance related services at various City facilities, parks, and properties; and

WHEREAS, on November 27, 2013, Amendment No. 1 to the January 23, 2013 Agreement was approved, modifying the total term of the Agreement to fifteen (15) months, expiring on December 31, 2014, and increasing the total compensation to thirty thousand dollars (\$30,000); and

WHEREAS, the City and Contractor now desire to amend the Agreement to increase the compensation for services to be performed by Contractor for the Agreement period by a total contract value of seventy-five thousand dollars (\$75,000) for the remainder of the Agreement term and document said Agreement to amend by jointly approving Amendment No. 2 to the Agreement.

NOW, THEREFORE, it is mutually agreed by and between the parties to the Agreement as follows:

I. Section 5, PAYMENT, is amended by replacing the first paragraph of Section 5 in its entirety with the following language:

"The City agrees to pay Contractor monthly, in accordance with the payment rates and terms and the schedule of payment as set forth in Exhibit B, attached hereto and incorporated herein by this reference as though set forth in full, based upon actual time spent on the above tasks. This amount shall not exceed seventy-five thousand dollars (\$75,000) for the term of the Agreement without a written Amendment to this Agreement executed by both parties."

II. Remaining Provisions:

Except as revised by this Amendment No. 2, all of the provisions of the Agreement shall remain in full force and effect.

In Witness Whereof, the parties hereto have caused this Agreement to be executed the day and year first above written.

CITY OF MOORPARK

Pipe Dreams Plumbing Company, Inc.

By: _____
Steven Kueny, City Manager

By: _____
John Diepen, Owner

Attest:

Maureen Benson, City Clerk

EXHIBIT B

SERVICE RATES FOR PLUMBING SERVICES

ROUTINE WORK - One (1) to three (3) working day response

Monday thru Friday 7:00 am to 5:30 pm \$95.00 per hour

Monday thru Friday 5:30 pm to 7:00 am \$110.00 per hour

Weekend and Holiday \$95.00 per hour

EMERGENCY WORK - One (1) to three (3) hour response

Monday thru Friday 7:00 am to 5:30 pm \$120.00 per hour

Monday thru Friday 5:30 pm to 7:00 am \$120.00 per hour

Weekend and Holiday \$120.00 per hour