

4.3

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

DEPARTMENT: Capital Improvement

AGENDA DATE: April 03, 2018

CONTACT PERSON/PHONE: Sam Rodriguez, P.E. City Engineer, 212-0065

DISTRICT(S) AFFECTED: 1, 2, 4, 5 and 7

STRATEGIC GOAL: No. 4: Enhance El Paso's Quality of life through Recreational, Cultural and Educational Environments.

SUBJECT:

That the City Manager be authorized to sign a First Amendment to Agreement for Professional Services by and between the City of El Paso and Parkhill, Smith & Cooper, Inc., a Texas Corporation, for a project known as "REGIONAL AQUATIC FACILITIES", for Additional Services for theming concept design services for an additional amount not to exceed One Hundred Ninety Three Thousand Three Hundred Eighty and 00/100 Dollars (\$193,380.00), for an amended total contract amount not to exceed One Million Seven Hundred Eleven Thousand Forty Nine and 00/100 Dollars (\$1,711,049.00); and that the City Manager be authorized to establish the funding sources and make any necessary budget transfers and execute any and all documents necessary for execution of this agreement.

BACKGROUND / DISCUSSION:

The scope of work for the additional services consists on develop and define the overall thematic design concept to envision the look and feel of the five (5) New Regional Water Parks.

SELECTION SUMMARY:

N/A

PROTEST

☒ No protest received for this requirement.

☐ Protest received.

COUNCIL REPRESENTATIVE BRIEFING:

Was a briefing provided? ☐ Yes or ☒ Not Applicable (Routine)
If yes, select the applicable districts.

- ☐ District 1
- ☐ District 2
- ☐ District 3
- ☐ District 4
- ☐ District 5
- ☐ District 6

CITY CLERK DEPT.
2018 MAR 28 PM 1:27

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the City Manager be authorized to sign a First Amendment to Agreement for Professional Services by and between the City of El Paso and **PARKHILL, SMITH & COOPER, INC.**, a Texas Corporation, for a project known as “**REGIONAL AQUATIC FACILITIES**”, for Additional Services for theming concept design services for an additional amount not to exceed One Hundred Ninety Three Thousand Three Hundred Eighty and 00/100 Dollars (\$193,380.00), for an amended total contract amount not to exceed One Million Seven Hundred Eleven Thousand Forty Nine and 00/100 Dollars (\$1,711,049.00); and that the City Manager be authorized to establish the funding sources and make any necessary budget transfers and execute any and all documents necessary for execution of this agreement.

ADOPTED THIS _____ DAY OF _____ 2018.

CITY OF EL PASO:

Dee Margo, Mayor

ATTEST:

Laura D. Prine, City Clerk

APPROVED AS TO FORM:

Sol M. Cortez
Senior Assistant City Attorney

APPROVED AS TO CONTENT

Samuel Rodriguez, P.E., City Engineer
Capital Improvement Department

THE STATE OF TEXAS)
)
COUNTY OF EL PASO)

**FIRST AMENDMENT
AGREEMENT
FOR PROFESSIONAL SERVICES**

This First Amendment to that certain Agreement for Professional Services is made this ____ day of April, 2018, by and between the City of El Paso, a Texas municipal corporation (the "**Owner**"), and Parkhill, Smith & Cooper, Inc. (the "**Consultant**").

WHEREAS, on January 23, 2018, the Owner entered into an Agreement for Professional Services for (the "**Agreement**") with the Consultant for a Project known as "Regional Aquatic Facilities" (the "**Project**");

WHEREAS, the Agreement may be amended under the provisions of Section 3.1 and Attachment "C" for the Consultant to provide Additional Services; and

WHEREAS, the parties hereto desire to amend the Agreement to provide Additional Services for theming concept design services at an additional cost of \$193,380.00, thereby extending the contract amount from \$1,517,669.00 to \$1,711,049.00.

NOW THEREFORE, in consideration of the mutual promises set forth in this Amendment and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereto agree as follows:

1. **Scope of Services.** The Owner hereby authorizes the Consultant to continue to perform the Services as described in Attachment "A" of the Agreement as well as perform the Additional Services as further described in Attachment "A" to this First Amendment.
2. **Payments to Consultant.** Payment to the Consultant for the Additional Services the subject of this First Amendment shall not exceed \$193,380.00.
3. **Time of Completion.** The additional services the subject of this First Amendment shall be completed within the original project schedule as set forth in the Agreement, following the Owner's written Notice to Proceed to the Consultant.
4. **Terms and Conditions.** All terms and conditions of the Agreement and all subsequent Amendments thereto, except as herein revised, shall remain in full force and effect.

(Signatures Begin on the Following Page)

WITNESS THE FOLLOWING SIGNATURES AND SEALS:

THE CITY OF EL PASO

Tomás González,
City Manager

CONSULTANT

Marcelino N. Trujillo, P.E.
Principal-in-Charge

APPROVED AS TO FORM:

Sol M. Cortez
Senior Assistant City Attorney

APPROVED AS TO CONTENT:

Samuel Rodriguez, P.E., City Engineer
Capital Improvement Department

(Acknowledgements Begin on the Following Page)

CITY CLERK DEPT.
2018 MAR 28 PM1:27

ACKNOWLEDGEMENTS

THE STATE OF TEXAS §
§
COUNTY OF EL PASO §

This instrument was acknowledged before me on this _____ day of _____, 2018, by **Tomás González**, as **City Manager of the City of El Paso, Texas**.

Notary Public, State of Texas

My commission expires:

THE STATE OF TEXAS §
§
COUNTY OF EL PASO §

This instrument was acknowledged before me on this 28th day of March, 2018, by **Marcelino N. Trujillo, P.E.**, as **Principal-in-Charge of Parkhill, Smith & Cooper, Inc.**



Darby Shae Winters
Notary Public, State of Texas

My commission expires:

4-12-2021

ATTACHEMENT "A"



501 W. San Antonio
El Paso, Texas 79901
915.533.6811

March 27, 2018

Ms. Monica Castrejon AAIA, LI, CNU-a
Project Manager
Capital Improvement Department
218 N. Campbell St., Second Floor
El Paso, TX 79901

RE: City of El Paso – Regional Aquatic Facilities – P.O. CEP35-1800000134
Additional Services – Theming Concept Designs

Dear Ms. Castrejon,

With this letter Parkhill, Smith, & Cooper, Inc. would like to request an amendment to our contract of \$193,380.00 to provide Theming Concept Designs for five (5) Regional Aquatic Facilities. The Theming Concept Designs will be done by our sub-consultant Mycotoo, Inc., an entertainment development company. Attached is the proposal from Mycotoo that details their design philosophy, scope of work, and work schedule.

In summary, Mycotoo deliverables will include site visits and creative work sessions to develop theming ideas. A written narrative, and a conceptual program layout will be provided for each of the five (5) Regional Aquatic Facilities. The final deliverables will include three (3) black and white preliminary sketches that show guests' points of view of key areas, and two (2) color renderings of the concept designs, for each facility.

Please note that this contract amendment is only for Theming Concept Design Phase effort. Until the Concept Design Phase is completed, it will not be possible to provide an accurate fee for the remaining phases of the branding and theming design. Mycotoo and PSC intend to work in concert with the City to develop a budget for remaining phases which will include fees for design management, production, procurement, build, fabrication and installation.

FEE AMENDMENT SUMMARY:

Theming/Branding Consultant	\$ 175,800.00
Subconsultant Coordination and Management (10%)	\$ <u>17,580.00</u>
TOTAL	\$ 193,380.00

If you have any questions, I can be reached at 915-533-6811 or on my cell at 915-543-0253.

Sincerely,

PARKHILL, SMITH & COOPER, INC.

By 
Marcelino N. Trujillo, P.E.
Principal

MNT

Enclosures

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Regional Water Parks

Strategic Plan Goal:

4) Enhance El Paso's Quality of Life through Recreational, Cultural, and Educational Environments



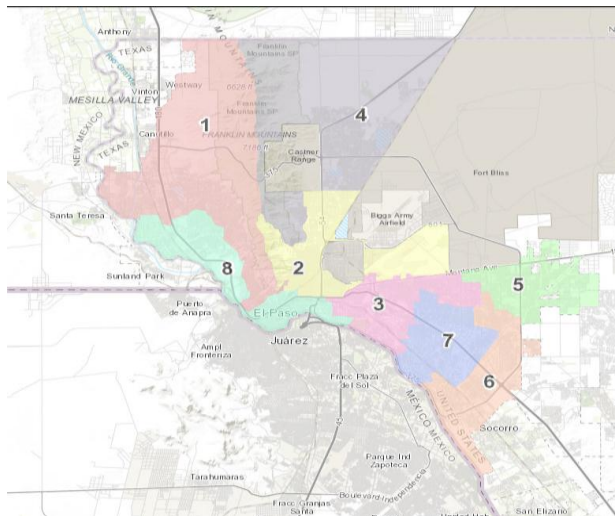
April 3, 2018



Regional Water Parks

Project Details

Location	Citywide
District	1, 2, 4, 5 and 7
Project Managers	Monica Castrejon (1,2,4,7) and Daniel Garcia (4,5)



"Delivering Outstanding Services"



Regional Water Parks

Mycotoo Introduction

- Leading entertainment design and development company, specialize in immersive experiences, create place making



- Execute immersive recreational and entertainment experiences that are feasible and most of all - unique

"Delivering Outstanding Services"



Regional Water Parks

Mycotoo Introduction

mycotoo
The entertainment development company

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- Concept design created by storytellers seasoned in interactive-experience design, entertainment venues, themed environments
- Approach focus: balancing strong creative with business acumen

HELPING PASSIONATE PEOPLE ACHIEVE

MASTERPLANNING

Project: Bollywood Parks Dubai
Client: The Riva Group

READ MORE

- Creative development and strategic planning
- “Design like dreamers” yet think like producers to ensure strongest ideas can be built

“Delivering Outstanding Services”



Regional Water Parks

Scope of Work

- Create a continuous, yet unique identity within each of the Regional Water Parks
- Define the overall thematic design concept and develop creative vision for waterparks
- Confirm program requirements, develop strategies with preferred captivating experiences which exemplify the brand's standards
- Renderings from the point of view of the guest as they experience the El Paso destination



Regional Aquatic Facilities

Project History

- A/E Selection procedure through Capital Improvement Department
 - December awarded design of Regional Water Parks
 - Parkhill, Smith & Cooper, Inc. as the highest ranked bidder and award in the amount of \$1,506,131
- Design requires branding and theming component
 - Create destinations throughout El Paso
- Recommend approval of consulting fees for inclusion in design contract
 - Increase Purchase Order \$193,380.00



Questions/Comments