

**STAFF REPORT FOR CALENDAR ITEM NO.: 15**  
**FOR THE MEETING OF: June 14, 2012**

**TRANSBAY JOINT POWERS AUTHORITY**

**BRIEF DESCRIPTION:**

Authorize the Executive Director to execute Amendment No. 2 to the professional services agreement (Agreement) between the Transbay Joint Powers Authority and Carneghi-Blum & Partners, Inc. (Carneghi) for Real Estate Appraisal Services (Services), extending the term of the Agreement to five years without increasing the maximum compensation.

**EXPLANATION:**

On April 9, 2009, the TJPA Board authorized the Executive Director to award a contract to Carneghi for a maximum compensation of \$425,000 and a term of three years with an option to extend the term for two additional years. The Agreement became effective upon the issuance of the first notice to proceed, dated April 17, 2009.

In April 2012, the TJPA Executive Director executed Amendment No. 1 to the Agreement to extend the term by three months without changing the scope, price, or deliverables under the Agreement. The Agreement will expire in July of this year.

As of May 31, 2012, Carneghi has 67 percent of the total contract amount remaining, not yet authorized under task orders. The TJPA will continue to require appraisal services as Program right-of-way acquisition activities continue, including the eminent domain process, and various lease and sale negotiations. Staff recommends that Carneghi continue to provide the Services to the TJPA.

Amendment No. 2 to the Agreement would extend the term of the Agreement to the maximum five years contemplated under the original Agreement—three years plus the option to extend for two years. Amendment No. 2 would not change the scope, price or deliverables under the Agreement. In particular, Amendment No. 2 would not change the maximum compensation under the Agreement.

**RECOMMENDATION:**

Staff recommends that the Board of Directors authorize the Executive Director to execute Amendment No. 2 to the Agreement with Carneghi-Blum & Partners, Inc.

**ENCLOSURES:**

1. Resolution
2. Amendment No. 2

**TRANSBAY JOINT POWERS AUTHORITY  
BOARD OF DIRECTORS**

**Resolution No. \_\_\_\_\_**

WHEREAS, On April 9, 2009 in Resolution No. 09-013, the Transbay Joint Powers Authority (TJPA) Board of Directors resolved to authorize the Executive Director to execute a Real Estate Appraisal Services Agreement (Agreement) with Carneghi-Blum & Partners, Inc. for a maximum compensation of \$425,000 and a three year term with an option to extend the term for two additional years; and

WHEREAS, On April 16, 2012, the TJPA Executive Director executed Amendment No. 1 to the Agreement to extend the term of the Agreement by three months; and

WHEREAS, As of May 2012, Carneghi-Blum & Partners, Inc. has 67 percent of the contract value remaining that has not been authorized under individual appraisal task orders; and

WHEREAS, The TJPA will continue to require appraisal services as right-of-way acquisition activities under the Program continue; and

WHEREAS, TJPA Staff recommends extending the term of the Agreement to five years without increasing the maximum compensation under the Agreement; and

WHEREAS, Such change to the term requires a second amendment to the Agreement, but does not change the scope, price or deliverables under the Agreement; now, therefore, be it

RESOLVED, That the TJPA Board of Directors authorizes the Executive Director to execute Amendment No. 2 to the Agreement with Carneghi-Blum & Partners, Inc., to modify the Agreement to extend the term of the Agreement to five years without increasing the maximum compensation under the Agreement.

I hereby certify that the foregoing resolution was adopted by the Transbay Joint Powers Authority Board of Directors at its meeting of June 14, 2012.

\_\_\_\_\_  
Secretary, Transbay Joint Powers Authority

**Amendment No. 02**  
**Professional Services Agreement between**  
**the Transbay Joint Powers Authority and Carneghi-Blum & Partners, Inc.**

THIS Amendment No. 2 to the Professional Services Agreement to furnish real estate appraisal services dated April 9, 2009 (“Agreement”) is entered into as of the \_\_\_\_\_ day of June 2012 in San Francisco, California, by and between **Carneghi-Blum & Partners, Inc.** (“Contractor”), and the **Transbay Joint Powers Authority** (“TJPA”).

The TJPA and Contractor desire to extend the term of the Agreement without changing the scope, price, or deliverables under the Agreement. The TJPA and Contractor agree to amend Section 2 of the Agreement in its entirety to read as follows:

**2. Term of the Agreement.**

Subject to Section 1, the term of this Agreement shall be for five years from April 17, 2009, the Effective Date of the Agreement.

All other provisions of the Agreement shall remain in full force and effect. In particular, there shall be no change to the maximum compensation described in Section 5 of the Agreement.

**TRANSBAY JOINT POWERS  
AUTHORITY**

**CONTRACTOR**

Carneghi-Blum & Partners, Inc.

\_\_\_\_\_  
Maria Ayerdi-Kaplan  
Executive Director

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Printed Name

\_\_\_\_\_  
Tax Identification Number