

**County of Santa Clara  
Facilities and Fleet Department**



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**DATE:** August 13, 2019

**TO:** Board of Supervisors

**FROM:** Jeffrey D Draper, Director, Facilities and Fleet  
Alex Gallego, Director of Facilities, SCVHHS

**SUBJECT:** First Amendment to PSA for the SCVMC Emergency Department Expansion

**RECOMMENDED ACTION**

Consider recommendations relating to the Professional Services Agreement (PSA) with HMC Architects.

Possible action:

- a. Approve First Amendment to the PSA with HMC Architects relating to providing Architectural, Engineering and related Professional Services increasing the maximum contract amount by \$2,700,000 from \$3,300,000 to \$6,000,000, and extending the agreement for a 60-month period through November 15, 2025, that has been reviewed and approved by County Counsel as to form and legality. An exception to Board of Supervisors Policy 5.4.5.4, Length of Term of Contracts, has been approved by the Office of Countywide Contracting Management.
- b. Authorize the County Executive, or designee, to be the Owner's Authorized Representative to negotiate, execute, amend, terminate, and take all necessary or advisable actions relating to this PSA for the completion of any Project Agreements for services during the term of the PSA, following approval by County Counsel as to form and legality. Delegation of Authority shall expire on November 15, 2025.

**FISCAL IMPLICATIONS**

Funds for any work done under the agreement are already available in Capital Project 263-CP17006 "VMC Emergency Dept. Improvements".

**CONTRACT HISTORY**

On November 17, 2015, Item 31, the Board of Supervisors approved a PSA with HMC to provide architectural, engineering design, and related professional services for the Emergency Department Expansion Project (Project) at the Santa Clara Valley Medical Center (VMC at Bascom).

## **REASONS FOR RECOMMENDATION**

HMC has finished the programming, schematic design, and design development phases of the Project, and must now complete the final stage of design, the construction documents phase, and then submit the two incremental plan check/permit packages to the Office of Statewide Health Planning & Development (OSHPD) by December 2019 and April 2020 respectively. Retaining HMC through the total span of the project will help ensure program adherence and technical accuracy of their design, as well as maintaining HMC's legal responsibility and professional liability for the work.

Construction will be performed in seven phases to maintain continuous operation of the Emergency Department. The first phase of construction is currently expected to commence in May 2021, with project completion now projected to be in December 2023. This completion date is the basis for the request for an exception to the five-year term limitation. Pursuant to Board Policy 5.4.5.4, exceptions to the maximum five-year term of contracts must be approved by OCCM. Attached to this Legislative File is a copy of OCCM's approval of the exception.

## **CHILD IMPACT**

This action will have no/neutral impact on children and youth.

## **SENIOR IMPACT**

This action will have no/neutral impact on seniors.

## **SUSTAINABILITY IMPLICATIONS**

This action will have no/neutral sustainability implications.

## **BACKGROUND**

VMC at Bascom's Emergency Department is comprised of 23,143 square feet in the West Wing (Building K) of the main hospital facility. It serves the communities of Santa Clara County by offering access to a full range of emergency services and is designated as a Level One Trauma Center. A steady increase in demand for emergency services over the past several years has created a space shortfall in the Department, resulting in operational deficiencies.

The Emergency Department Expansion Project addresses this by roughly doubling the facility's capacity by expanding outward towards the west over the existing ambulance court, to the north, and to the east into the interior courtyard between the West Wing and the Ancillary Building. The project is designed so that construction can be phased, enabling the Emergency Department to remain operational while work is underway.

## **CONSEQUENCES OF NEGATIVE ACTION**

The Amendment would not be approved at this time.

## **STEPS FOLLOWING APPROVAL**

Send one copy of the executed amendment to Marsh Mendez of the Health System Facilities Department.

Notify Doug Koenig of FAF and Alex Gallego of the Health System.

**ATTACHMENTS:**

- Amendment 1 to ED Expansion PSA\_Signed (PDF)
- Approval Request for a Beyond Five Year Contract - HMC Architects (PDF)