

## AGENDA



Thursday, February 17, 2011

**Contract and Land Management  
RECOMMENDATION FOR COUNCIL ACTION**

Item No. 14

**Subject:** Authorize negotiation and execution of an amendment to the professional services agreement with the following eight firms: THE LAWRENCE GROUP, Austin, TX; WHITE, DOLCE and BARR ARCHITECTS, Austin, TX; LAURIE SMITH DESIGN ASSOCIATES (WBE/FW) + MORTON ARCHITECTURE JOINT VENTURE, Austin, TX; ELLIOTT and HAMILL ARCHITECTS, INC., Austin, TX; MARTINEZ WRIGHT and MENDEZ, INC. (MBE/MH), Austin, TX; HATCH PARTNERSHIP ARCHITECTS, Austin, TX; ARCHITECTURE + PLUS (WBE/FW) and LIMBACHER and GODFREY ARCHITECTS (WBE/FW), Austin, TX to provide architectural services for the Architectural Services Rotation List 2007-2009 Rotation List, for the years 2010 through 2011 or until available funding authorization is expended, in the amount of \$120,000 in additional authorization, for a total not to exceed amount of \$4,169,000 for this rotation list. This additional authorization will be distributed as follows: \$35,000 will be allocated to ELLIOTT and HAMILL ARCHITECTS, INC. for completion of the EMS #33 Mueller Station assignment; \$40,000 will be allocated to LAURIE SMITH DESIGN ASSOCIATES (WBE/FW) + MORTON ARCHITECTURE JOINT VENTURE for completion of the Dittmar Gym Enclosure assignment and the Women's Locker Rooms Phase 4 assignment; \$10,000 will be allocated to THE LAWRENCE GROUP for completion of the Northwest Recreation Center; and \$35,000 will be held for contingencies and may be applied to any assignment, through the variance process, in the event that an assignment exceeds the current estimates.

**Amount and Source of Funding:** Funding is available in the Capital and/or Operating and Maintenance Budgets of the Public Works Department and various other departments requiring services.

**Fiscal Note:** There is no unanticipated fiscal impact. A fiscal note is not required.

**For More Information:** Scott K. Hilton, Sr., 974-7054; Rosie Truelove, 974-3064; Felecia Shaw, 974-7141

**MBE/WBE:** This contract will be awarded in compliance with Chapter 2-9B of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) with 16.50% MBE and 14.20% WBE subconsultant participation to date.

**Prior Council Action:** November 16, 2006 - Council approved the Architectural Services Rotation List 2007-2009 and authorized negotiation and execution of professional services agreements in the amount not to exceed \$4,000,000.

On November 16, 2006, eight firms were selected for the Architectural Services Rotation List 2007-2009 with a total authorization in the amount of \$4,000,000. This rotation list was established to provide planning, preliminary engineering, design, construction, project management and other engineering services as necessary. To date, eight firms have received assignments for an estimated total of \$3,875,634.02; over 96% of the total rotation list authority.

An additional \$120,000 in authorization is required to complete remaining projects intended for this rotation list, allocated as follows:

\$35,000 will be allocated to ELLIOTT and HAMILL ARCHITECTS, INC. for completion of the EMS #33 Mueller Station assignment as the consultant contract did not include language that requires the consultant to meet the Mueller Development New Construction Commission (NCC) requirements, and while the consultant has one approved additional services request to provide services to meet the NCC, they potentially could request more. The process has also generated more printing costs than expected, and we are currently beyond the contract allowable reimbursable expenses. Also, at the 90% review, the Sponsor requested changes in the Toilet/Changing Rooms that required revisions, and thus additional services that have not yet been submitted.

\$25,000 will be allocated to LAURIE SMITH DESIGN ASSOCIATES (WBE/FR) + MORTON ARCHITECTURE JOINT VENTURE for completion of the Dittmar Gym Enclosure assignment as the contractor on the Dittmar Gym Enclosure (CIP 5208.002) has had challenges completing the project. Several change orders have been issued to cover unforeseen site conditions; a critical sub-contractor has stopped doing business in the area prior to closing out their scope; and a major delay was caused when a second tier sub-contractor was needed and it took six weeks to provide the Good Faith Effort necessary for M/WBE approval. These time extensions have increased the commitment required for the consultants. Due to these issues Smith + Morton Architects have been providing additional project oversight and the Civil Engineer has been required to provide additional site visits and inspections in order to assure quality control on the job site.

\$15,000 will be allocated to LAURIE SMITH DESIGN ASSOCIATES (WBE/FR) + MORTON ARCHITECTURE JOINT VENTURE for completion of the Women's Locker Room Additions Phase 4 as the low bidder awarded the construction contract has had challenges completing the project. Among the difficulties is having four site supervisors leaving employment. Due to these construction management issues presented by the Contractor, the Architects have been providing additional project oversight and the Structural Engineer has been required to provide additional site visits and inspections to assure quality control on the job site. The time to complete the project has increased due to change orders and an unforeseen condition on one of the seven sites. This time extension has increased the time commitment for the Architects.

\$10,000 will be allocated to THE LAWRENCE GROUP for the completion of the Northwest Recreation Center Expansion because the current consultant contract has required additional approved reimbursable expenses that are beyond the original contract. There are also potential additional design fees to clarify ADA improvements in the existing toilets, and possibly more design work in the under floor drainage.

An additional \$35,000 will be held for contingencies and may be applied to any assignment, through the variance process, in the event that an assignment exceeds the current estimates.