

A G E N D A



Recommendation for Council Action (CMD)

Austin City Council	Item ID:	47676	Agenda Number	10.
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Meeting Date:	August 6, 2015
Department:	Contract Management

Subject

Authorize negotiation and execution of an amendment to the professional services agreement with the following fourteen firms: CONSTRUCTION TECHNOLOGY LABORATORIES INC.; ECS TEXAS, LLP; FUGRO CONSULTANTS, INC.; HOLT ENGINEERING, INC., (MBE /FW); HVJ ASSOCIATES, INC., (MBE /MB); KLIENFELDER; MLA GEOTECHNICAL A DIVISION OF MLA LABS INC; PAVETEX ENGINEERING & TESTING, INC., (WBE /FH); PROFESSIONAL SERVICE INDUSTRIES, INC.; RABA-KISTNER CONSULTANTS, INC.; RODRIGUEZ ENGINEERING LABORATORIES, (MBE /MH); RONE ENGINEERING SERVICES LTD; TERRACON CONSULTANTS, INC.; and WISS, JANNEY, ELSTNER ASSOCIATES, INC.; for CLMP123, 2013 Geotechnical Construction Materials, and Forensic Engineering Rotation List in the amount of \$4,140,000 in additional authorization divided among the fourteen firms, for a total contract amount not to exceed \$11,140,000.

Amount and Source of Funding

Funding is available in the Capital and/or Operating and Maintenance Budgets of the various departments requiring services

Fiscal Note

There is no unanticipated fiscal impact. A fiscal note is not required.

Purchasing Language:	Original contract was solicited through the City's qualification based selection process.
Prior Council Action:	June 27, 2013. Council approved the 2013 Geotechnical Construction Materials, and Forensic Engineering Rotation List
For More Information:	Steve Penshorn, 512-974-7214; Rolando Fernandez, 512-974-7749; Elizabeth Godfrey-Weidig, 512- 974-7141.
Boards and Commission Action:	
Related Items:	
MBE / WBE:	This contract was awarded in compliance with Chapter 2-9B of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.

Additional Backup Information

On June 27, 2013 Council awarded \$7,000,000 to 14 firms to provide a combination of construction materials engineering and testing services, geotechnical engineering services and forensic engineering and testing services. This rotation list is to provide services in three distinct areas of expertise; Construction Materials Testing, Geotechnical Engineering, and Forensic Engineering.

Construction Materials Testing Services: This testing is required by local ordinances, as well as Federal and State Law. The firms on this list perform quality assurance testing services for materials incorporated into City Construction Contracts. (i.e. concrete, asphalt, soils, etc.,).

Geotechnical Engineering: The firms on this list perform Geotechnical Investigation necessary to determine ground properties necessary for the design of foundations and pavements.

Forensic Engineering: The firms on the Forensic engineering list investigate the causes of failures on City facilities and active construction projects, and provide reports to the City.

The rotation list was estimated to have a two year period of service – from 2013 to 2015. To date, there have been 525 assignments issued among the 14 firms for a total contracted amount of \$4,894,875.56. The \$1,523,580.50 in remaining authority provides for \$567,405.85 in additional assignments and \$956,174.65 for additional service requests on current projects. The \$1,523,580.50 does not include funds that have already been encumbered for current invoices.

This rotation list has expended funds at a faster rate than originally anticipated due to increased need for materials testing services on projects. Staff is currently working on the new Request for Qualifications (RFQ) and anticipates negotiating/executing new contracts in the 3rd quarter of fiscal year 2016. The \$4,140,000 of additional authorization is necessary to fund the anticipated assignments until new contracts with rotation list firms are executed.

This existing list is a no goals contract, due to the specialized nature of work for the three distinct engineering services required. In addition, when the Contract was awarded all qualified firms were placed on the list.

If this item is delayed, City staff will not have authorization to assign firms to perform construction materials testing, geotechnical engineering and forensic engineering beyond the funds available now. It is estimated that current authorization will only last for 3 -6 months. This means that once funds are exhausted, City projects and Private Developer Projects currently under construction and all future construction will not be tested for compliance to the above mentioned ordinances and laws.

This additional authorization of \$4,140,000 will be allocated to the following firms as indicated: Construction Technology Laboratories Inc., \$120,000 ECS; Texas, LLP, \$300,000; Fugro Consultants, Inc., \$300,000; Holt Engineering, Inc., \$300,000; HVJ Associates, Inc., \$300,000; Klienfelder, \$300,000; MLA Geotechnical A Division of MLA Labs, Inc., \$300,000; Pavetex Engineering & Testing, Inc., 450,000; Professional Service Industries, Inc., \$300,000; Raba-Kistner Consultants, Inc., \$300,000; Rodriguez Engineering Laboratories, \$450,000; Rone Engineering Services, LTD, \$300,000; Terracon Consultants, Inc., \$300,000; and Wiss, Janney, Elstner Associates, Inc., \$120,000.

This item was approved by the City's Change Control Committee. The Change Control Committee was established to comply with Council Resolution No. 20120126-048, which required the establishment of consistent criteria and process to evaluate contractual changes for all contracts administered by the Contract Management Department. The Change Control Committee is comprised of management-level subject matter experts.

Construction Technology Laboratories, Inc. is located in Austin, Texas
ECS Texas, LLP is located in Austin, Texas

Fugro Consultants, Inc. is located in Austin, Texas
Holt Engineering, Inc. is located in Austin, Texas
HVJ Associates, Inc. is located in Austin, Texas
Klienfelder is located in Austin, Texas
MLA Geotechnical A Division of MLA Labs, Inc. is located in Austin, Texas
Pavetex Engineering & Testing, Inc. is located in Dripping Springs, Texas
Professional Service Industries, Inc. is located in Austin, Texas
Raba-Kistner Consultants, Inc. is located in Austin, Texas
Rodriguez Engineering Laboratories is located in Austin, Texas
Rone Engineering Services, LTD is located in Austin, Texas
Terracon Consultants, Inc. is located in Austin, Texas
Wiss, Janney, Elstner Associates, Inc. is located in Austin, Texas