



**Professional Services Amendment
CITY OF AUSTIN
RECOMMENDATION FOR COUNCIL ACTION**

**AGENDA ITEM NO.: 16
AGENDA DATE: Thu 02/03/2005
PAGE: 1 of 3**

SUBJECT: Approve a resolution authorizing negotiation and execution of an amendment to the professional services agreement with TBG PARTNERS INC., Austin, TX for design services contingency for the Town Lake Park construction work in the amount of \$200,000, for a total contract amount not to exceed \$1,639,312.

AMOUNT & SOURCE OF FUNDING: Funding in the amount of \$200,000 is available in the Fiscal Year 2004-2005 Capital Budget of the Parks and Recreation Department.

FISCAL NOTE: A fiscal note is attached.

REQUESTING Public Works
DEPARTMEN for Parks and Recreation;
T:

**DIRECTOR'S
AUTHORIZATION:** Sondra Creighton

FOR MORE INFORMATION CONTACT: Robert Holland, AIA 404-4191; Laura Bohl, 974-7064

PRIOR COUNCIL ACTION: 09/02/98 – Resolution to finance New Town Lake Community Events Center and structured parking; 09/03/98 – Ordinance to order election to finance venue project by a short term motor vehicle rental tax, and authorize lease of Palmer Auditorium; 12/10/98 – Resolution to negotiate lease of Palmer Auditorium with ARTS Center Stage 02/04/99 Budget Amendment and Reimbursement Resolution; 02/11/99 – Selection of EDAW Inc., as the Town Lake Park Master Planner; 02/11/99 – Selection of Barnes, Taniguchi, Centerbrook Architects for the new Palmer Events Center; 07/29/99 – Budget Transfer from Convention Center Operating Reserve to PARD for Phase I Town Lake Park Development; 07/29/99 – Direct staff to prepare text amendments to the Land Development Code to allow development of those projects outlined in the Town Lake Master Plan; 07/29/99 – Adopt conceptual Master Plan for Town Lake Park; 09/02/99 – Approve an ordinance amending Title 25 of the City Code regarding use and development regulations for improvements in the Town Lake Park area of the Auditorium Shores Waterfront Overlay Subdistrict; 09/09/99 – Amendment #1 to EDAW Inc., contract; 12/16/99 – Selection of TBG Partners as the consultant for the development of the first two phases of the Park; 04/06/00 – Bid Package 1 Demolition contract award to A & R Demolition; 06/08/00 – Approval of a site plan of a portion of the Town Lake Park; 06/29/00 – Bid Package 2 Site Utilities and Drilled Piers contract award to Martin K. Eby Construction, Inc.; 11/09/00 – Bid Package 3 Main Building / Parking Facility Construction Contract to MW Builders; 06/14/01 – Bid Package 4 Access Road Construction Contract award to James Harper Landscaping; 06/14/01 – Supplemental Amendment #1 to TBG Partners, Inc. for Town Lake Park phase II design services; 10/11/01 – Bid Package 5 Town Lake Park Phase I Construction Contract award to L&R Landscape Services (WBE); 03/21/02 – Bid Package 6 Palmer Events Center Interior Signage contract award to Sign Crafters; 06/27/02 – Bid Package 7 City Coliseum Demolition contract award to A&R Demolition.

BOARD AND COMMISSION ACTION: Reviewed; no action taken by the Parks Board on January 25, 2005.

PURCHASING: N/A

MBE / WBE: 12.17% MBE and 13.97% WBE subcontractor participation to date.



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On July 29, 1999 Council adopted the conceptual Town Lake Park Master Plan prepared by EDAW Inc. with significant community input from interested citizens during public meetings and workshops. The adopted Town Lake Park Master Plan created the plan for a signature urban cultural park which included the goals stated in the October 7, 1998 Memorandum of Understanding among the stakeholders. This public park development process was stakeholder led, community assisted and consensus based. This process led to the adoption of the Town Lake Park Site Development Permit Plan by Council in June 2000. The first phase of development of the park included installation of the landscaping adjacent to the Palmer Events Center and construction of the Parking Garage. The second phase will develop the park along Dawson Road and the old city coliseum location.

A series of new issues require a design fee contingency. These include: addressing permitting comments requiring a larger water quality pond as part of the Riverside Drive modifications; additional consultant time for coordinating with the Austin Clean Water Program's consideration of entering the park (consideration dropped); additional consultant time coordinating with the stakeholder group; and value engineering parts of the previously bid contract for project savings.

ACTION	DESCRIPTION	AMOUNT
12/26/99	Park Phase I Professional Services Agreement	\$360,000
06/14/01	Park Phase II Professional Services	\$750,000
Administrative	Additional Reimbursables	\$ 14,312
Administrative	Construction Administration	\$ 10,000
12/4/03	Park phase II rebid, Riverside Modifications	\$290,000
Administrative	Add Archeology	\$ 15,000
Proposed	Design Contingency	<u>\$200,000</u>
	TOTAL	\$1,639,312

Subconsultant participation stated in the original agreement was 1.1% African American, 5.9% Hispanic, 1.7% Native/Asian American and 18.2% WBE. Participation for this amendment:

NON M/WBE TOTAL – PRIME	81.25%
TBG Partners Inc., Austin TX	81.25%
MBE TOTAL – SUBCONSULTANTS	12.75%
Hispanic Subtotal	3.00%
Jose Guerra , Austin TX (Civil & Structural Engineering)	3.00%
Native/Asian American Subtotal	9.75%
Raymond Chan Inc., Austin, TX (pond engineering)	9.75%
WBE TOTAL – SUBCONTRACTORS	5.00%
Urban Design Group, Austin, TX (Civil Engineering)	5.00%



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NON M/WBE TOTAL – SUBCONTRACTORS	1.00%
Dan Pope, Rosenberg, TX (Irrigation)	1.00%

Overall subconsultant participation, including this amendment: 0.74% MB, 8.79% MH, 2.64% MA, 13.97% WBE and 3.46% Non M/WBE.

CIP BUDGET FISCAL NOTE

DATE OF COUNCIL CONSIDERATION:
WHERE ON AGENDA:
DEPARTMENT:

6/14/2001
Resolution
Parks and Recreation

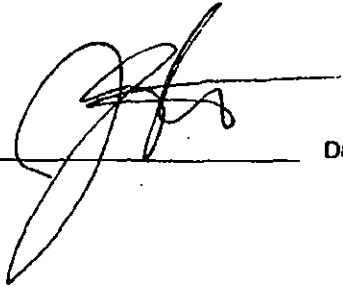
DESCRIPTION: Authorize negotiation and execution of an admendment to the professional services agreement with TBG PARTNERS INC., Austin, TX for design contingency services associated with rebidding the Town Lake park construction work in the amount of \$200,000, for a total contract amount not to exceed \$1,639,312.

FINANCIAL INFORMATION

Project Name:	Town Lake Park Development
Project Authorization:	2004-2005 Approved Capital Budget
Funding Source:	Operating Transfer
Fund/Agency/Orgn:	4980-827-6001

Current Appropriation	\$7,400,000.00
Unencumbered Balance	\$6,060,762.68
Amount of this Action	<u>(\$200,000.00)</u>
Remaining Balance	<u><u>\$5,860,762.68</u></u>

Financial Manager: _____



Date: _____

1-25-05