



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

**AGENDA ITEM NO.: 11
AGENDA DATE: Thu 02/17/2005
PAGE: 1 of 4**

SUBJECT: Authorize negotiation and execution of a professional services agreement with the following three firms: HBC/TERRACON, INC., Austin, TX; BAER ENGINEERING AND ENVIRONMENTAL CONSULTING, INC. (WBE-79.10%), Austin, TX; JENKINS ENVIRONMENTAL CONSULTING, LLC, Austin, TX for the Asbestos and Lead Based Paint Consultants Services Rotation List 2004-2007 for various Capital Improvement Projects for an estimated period of two (2) years or until financial authorization is expended, in an amount not to exceed \$500,000. for the total of the three (3) agreements not to exceed \$500,000.

AMOUNT & SOURCE OF FUNDING: Funding in the amount of \$500,000 is available in the Capital budgets and /or operating budgets of the various departments for which services are needed.

FISCAL NOTE: There is no unanticipated fiscal impact. A fiscal note is not required.

REQUESTING Public Works
DEPARTMENT:

DIRECTOR'S
AUTHORIZATION: Sondra Creighton

FOR MORE INFORMATION CONTACT: Darryl Haba, 974-7205; Felix Benavides, 974-7027; Laura Bohl, 974-7064

PRIOR COUNCIL ACTION: N/A

BOARD AND COMMISSION ACTION: N/A

PURCHASING: Best qualification statement of nine received.

MBE / WBE: 15.9% MBE and 14.2% WBE subconsultant participation.

The City of Austin (COA), in its efforts to comply with existing Texas Environmental Lead Reduction Rules, United States Department of Housing and Urban Development (HUD) Guidelines for the Evaluation and Control of Lead-Based Paint Hazards in Housing, and applicable Occupational Safety and Health Administration (OSHA) regulations, is establishing the means to control and minimize public exposure to lead by regulating lead based paint activities in city-owned target housing, child-occupied facilities, and other associated facilities. The COA has also adopted an Asbestos Control Policy that, in part, states that "... no City employee shall undertake any work that may disturb asbestos-containing material unless specifically required, trained, and equipped to do so. This includes all repair, remodeling, renovation, demolition, additions, operations and maintenance (O & M) for any City owned facility."

It is anticipated that the selected firms will perform activities including, but not limited to, inspection, damage assessment, risk assessment, design of abatement plans and specifications, on-site air monitoring, on-site project management, operations and maintenance, and responding to emergency notifications.

This request allows for the development of a professional service agreement with each of the three (3) recommended firms to provide professional asbestos and lead-based paint related services. The agreement(s) shall be in effect for a period of two years or until financial authorization is expended, subject to the availability of projects based on each firms' availability of resource and expertise. Compensation of individual assignment will vary depending upon the scope of services required. The



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**AGENDA ITEM NO.: 11
AGENDA DATE: Thu 02/17/2005
PAGE: 2 of 4**

total contracting authority for these professional services agreements are \$500,000 for a period of two years for and estimated total amount of \$500,000 or until available funding authorization is expended. If the City is unsuccessful in negotiating a satisfactory agreement with a recommended firm(s), if a selected firm ceases practice during the contract period or if the City elects to terminate its agreement with any of the selected firms, the remaining assignments will be distributed among the remaining firms as equally as possible.

Notification of issuance of a Request for Qualifications (RFQ) for the subject services was sent to one hundred fifty-one (151) firms on September 8, 2004. The RFQ was obtained by twenty-three (23) firms, and nine (9) firms submitted qualification statements. Three (3) of the firms were certified M/WBE firms. The evaluation of the submittals of the nine (9) firms results in the following recommendation:

Participation subgoals stated in the solicitation were 1.7% African-American, 9.5% Hispanic, 4.7% Native/Asian-American, and 14.2% WBE. The recommended firms provided M/WBE Compliance Plans, which were approved by the Department of Small and Minority Business Resources.

RECOMMENDED FIRM: - HBC/TERRACON, INC. AUSTIN, TX - Total Participation:

<u>NON M/WBE TOTAL - PRIME</u>	74.60%
HBC/Terracon, Inc., Austin, TX	74.60%

<u>MBE TOTAL - SUBCONSULTANTS</u>	11.20%
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<u>African American Subtotal</u>	1.70%
(MB) Cadman Design & Building Group, Austin, TX (computer assisted design services)	
(MB) Parcel Plus, Austin, TX (copying services)	

<u>Hispanic Subtotal</u>	9.50%
(MH) Omni Environmental, Inc., Austin, TX (laboratory analysis and testing of abatement samples)	
(MH) TLI & Environmental Services, Austin, TX (lead poisoning control and reduction (x-ray florescence lead surveys))	

<u>WBE TOTAL - SUBCONSULTANTS</u>	14.20%
(FR) Baer Engineering, Austin, TX (asbestos consulting)	
(FR) Austin CAD Services, Austin, TX (computer assisted design services, drafting)	

<u>NON M/WBE TOTAL - SUBCONSULTANTS</u>	Unknown%
Environmental Hazards Services, LLC, Richmond, VA (laboratory analysis & testing)	



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**AGENDA ITEM NO.: 11
AGENDA DATE: Thu 02/17/2005
PAGE: 3 of 4**

RECOMMENDED FIRM: - BAER ENGINEERING & ENVIRONMENTAL CONSULTING, INC.,
AUSTIN, TX - Total Participation:

<u>WBE TOTAL -- PRIME</u>	---	<u>79.10%</u>
Baer Engineering & Environmental Consulting, Inc., Austin, TX		79.10%

<u>MBE TOTAL – SUBCONSULTANTS</u>		<u>15.90%</u>
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<u>African American Subtotal</u>		<u>1.70%</u>
(FB) Parcel Plus, Austin, TX (copying services)		

<u>Hispanic Subtotal</u>	---	<u>9.50%</u>
(MH) Omni Environmental, Inc., Austin, TX		
(laboratory analysis and testing of abatement samples, laboratory and field testing services)		

<u>Asian American Subtotal</u>	---	<u>4.70%</u>
Accurate CAD and Technical Services, Inc., Austin, TX		
(computer assisted design services)		

<u>NON M/WBE TOTAL – SUBCONSULTANTS</u>		<u>5.00%</u>
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EMSL Analytical, Inc., Houston, TX
(laboratory and field testing services, laboratory services for hazardous waste
and environmental pollutants analysis, hazardous material-environmental
sampling, testing and laboratory services)



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**AGENDA ITEM NO.: 11
AGENDA DATE: Thu 02/17/2005
PAGE: 4 of 4**

RECOMMENDED FIRM: - JENKINS ENVIRONMENTAL CONSULTING, LLC, AUSTIN, TX, -
Total Participation:

<u>NON M/WBE TOTAL -- PRIME</u>	—	<u>69.90%</u>
Jenkins Environmental Consulting, LLC, Austin, TX		69.90%

<u>MBE TOTAL – SUBCONSULTANTS</u>		<u>15.90%</u>
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<u>African American Subtotal</u>		<u>1.70%</u>
(FB) Parcel Plus, Austin, TX (copying services)		

<u>Hispanic Subtotal</u>	—	<u>9.50%</u>
(MH) Omni Environmental, Inc., Austin, TX (laboratory analysis and testing of asbestos abatement samples)		

<u>Native/Asian American Subtotal</u>	—	<u>4.70%</u>
(MA) Encotech Engineering Consultants, Austin, TX (computer assisted design services)		

<u>WBE TOTAL -- SUBCONSULTANTS</u>		<u>14.20%</u>
(FR) Baer Engineering & Environmental Consulting, LLC, Austin, TX (environmental consulting)		

**Public Works Department
Evaluation of Consultant Qualifications**

Received:

October 7, 2004

Composite

Project:

Asbestos and Lead Based Paint Consultant Services Rotation List 2004-2007

EVALUATION MATRIX

Project Manager:

Darryl Haba

Firm (or Joint Venture)	Item 1 Yes or No	Item 2 Yes or No	Item 3 [24] Experience of Project Consultant	Item 4 [15] Experience and Availability of Proposed Staff	Item 5 [15 w/subs] [30 w/o subs] Prime Firm's Comparable Project Experience	Item 6 [15 w/subs] [30 w/o subs] Subconsultant Firm's Comparable Project Experience	Item 7 [8] Team's Experience with Asbestos Issues	Item 8 [12] Team's Structure and Project Approach	Item 9 [11] COA Experience with Prime	Item 10 [100] SUB TOTAL	Item 10 [25] Optional Interview	TOTAL POINTS [125]
ABC Terracon Engineering & Environmental Consulting, Inc. (MBE/ER)	Yes	Yes	20.6	13.6	14	12.4	8.4	10.8	11	88.8		88.8
ABC Terracon Engineering & Environmental Consulting, Inc. (MBE/ER)	Yes	Yes	21	12.6	12.6	12.2	6.6	9.8	11	85.8		85.8
ABC Terracon Engineering & Environmental Consulting, LLC	Yes	Yes	18.6	13.6	14	12.2	6.4	8.8	11	84.6		84.6
MACTEC Engineering and Consulting, Inc.	Yes	Yes	16.8	11.2	11.6	10.2	5.4	9.8	11	76		76
Lonestar Environmental Services (MBE/ER) (JV) TL & Environmental Services (MBE/ER)	Yes	Yes	18.8	11.2	10.4	7.8	4.8	6.6	11	70.6		70.6
Professional Service Industries, Inc. (PSI)	Yes	Yes	11.8	8.4	6.4	10.6	1.6	3	11	52.8		52.8
Burcham Environmental Services, LLC	No	Yes	0	0	0	0	0	0	0	0		0
Environmental Resource Consultants (MBE/ER)	No	Yes	0	0	0	0	0	0	0	0		0
TRI-County Environmental, Inc.	Non- Responsive		0	0	0	0	0	0	0	0		0