

Mayor and Council Communication

DATE: 10/27/20

M&C FILE NUMBER: M&C 20-0794

LOG NAME: 20SWM_FNI_HROM_PROJ_DEV_RENEWAL_1

SUBJECT

(ALL) Authorize the First Renewal of a Professional Services Agreement with Freese and Nichols, Inc. for Stormwater Hazardous Roadway Overtopping Mitigation Prioritization, Feasibility Assessment and Project Development and Authorize the First Amendment to the Agreement to Add Additional Funds in the Amount of \$1,800,000.00 for a Revised Contract Amount of \$3,100,000.00

RECOMMENDATION:

It is recommended that the City Council:

1. Authorize execution of the first renewal of City Secretary Contract No. 53569, a professional services agreement with Freese and Nichols, Inc. for Stormwater Hazardous Roadway Overtopping Mitigation Prioritization, Feasibility Assessment and project development services; and
 2. Authorize the first amendment to City Secretary Contract No. 53569, as renewed, to add additional funds in the amount of \$1,800,000.00, for a revised contract amount of \$3,100,000.00 (City Project No. 102503).
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DISCUSSION:

This Mayor and Council Communication (M&C) will authorize the first renewal of City Secretary Contract No. 53569, a professional services agreement with Freese and Nichols, Inc. (FNI) for Stormwater Hazardous Roadway Overtopping Mitigation (HROM) Prioritization, Feasibility Assessment and project development assignments and an amendment for additional funds in the total amount of \$1,800,000.00.

In May 2018, the Transportation and Public Works Department (TPW), Stormwater Management Division, published a Request for Qualifications (RFQ) for various technical services associated with drainage engineering, including prioritization, feasibility assessment and project development. To prepare for the proposed 2020 revenue bond program, FNI was selected as the most qualified engineering consultant to provide these services as the HROM program consultant leading the identification, prioritization, evaluation, and project development for the bond program.

On February 4, 2020 (M&C 20-0066), the City Council approved the original agreement in an amount not to exceed \$1,300,000.00 and the authority to grant up to two renewals in the same amount. The contract was structured to provide for additional renewal periods for the purpose of maintaining continuity and efficiency in the delivery of the Stormwater capital program and to facilitate the accelerated delivery of high priority HROM projects in conjunction with the upcoming revenue bond sale. This renewal will cover HROM project development for the planned \$70,000,000.00 bond program.

The amendment and increased funding will allow FNI to continue to assess potential HROM projects citywide to determine strategic priorities, evaluate feasibility and develop basic scopes, schedules and budgets for selected projects that are acceptable, effective and actionable. This information will be the basis for the final project designs to be completed by engineers selected through a qualifications-based process.

The revised contract amount after this renewal and amendment will be \$3,100,000.00. It will remain in effect until funds are expended or the work is completed.

M/WBE Office – Freese and Nichols, Inc. is in compliance with the City's BDE Ordinance by committing to 10% SBE participation on Amendment # 1 on this project. The City's SBE goal on Amendment # 1 is 10%.

The projects are located in ALL COUNCIL DISTRICTS.

FISCAL INFORMATION / CERTIFICATION:

The Director of Finance certifies that funds are available in the current capital budget, as previously appropriated, in the Stormwater Cap Proj - Bonds Fund for the SW Hazardous Rd Overtopping programmable project to support the approval of the above recommendation and execution of the renewal and amendment for the professional services agreement. Prior to any expenditure being incurred, the Transportation & Public Works Department has the responsibility to validate the availability of funds.

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