



Travis County Commissioners Court Agenda Request

Meeting Date: March 13, 2012

Prepared By/Phone Number: Jason G. Walker/44562; Marvin Brice, CPPB, Assistant Purchasing Agent

Elected/Appointed Official/Dept. Head: Cyd Grimes

Commissioners Court Sponsor: Judge Biscoe

Agenda Language: Approve Modification No. 7 to Contract No. 99AE601-JJ, MWM DesignGroup for Ferguson Road Design Project.

- **Purchasing Recommendation and Comments:** Purchasing concurs with department and recommends approval of requested action. This procurement action meets the compliance requirements as outlined by the statutes.
- The intent of this project is to improve the vehicular capacity of Ferguson Lane and to divert truck traffic away from the Walnut Place residential neighborhood streets that are located east of Sprinkle Lane. In doing so, a project goal is the provision of an alternate route for trucks and other commercial vehicles generated by the industrial and other commercial land uses in the area heading to or leaving US Hwy 290 E.
- This Change Order number seven (7) is for Additional Services as a result of the Texas Historical Commission (THC) having provided Travis County a comment during their review of 100% design documents. This modification will increase the contract amount by \$6,020.75, from \$691,567.75 to \$697,588.50, and the aggregate change order amount results in a 467.31% increase of the original contract amount.
- Modification 6 increased the contract amount by \$236,254.00 for the completion of the design of the Tuscany Way Extension, along with the final construction documents.
- Modification 5 increased the contract amount by \$209,338.00 for the preliminary design of the Tuscany Way Extension from 100' South of Highway 290 East to Springdale Road. This modification covered the

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cost of the surveying, geotechnical investigations, environmental investigations, engineering design and review of submittals made to various permitting agencies having regulatory authority over the project.

- Modification 4 increased the contract amount by \$17,939.00 for additional engineering design services. Such design services were for the R.O.W. and easement data collection and document preparation
- Modification 3 increased the contract amount by \$16,940.00 for additional engineering design services. Such design services were for the inclusion of a plan for the relocation of a waterline relocation, and the replacement of trees. This plan inclusion were review comments made to the County by the utility companies and the City during their respective plan reviews.
- Modification 2 increased the contract amount by \$89,072.50 for additional engineering design services. Such design services were for the revision of the Tuscany Way connector (New road from Sprinkle Road to Tuscany Way) to comply with City requirements, a new adjustment, 114' R.O.W., environmental, and W.Q.P.
- Modification 1 increased the contract amount by \$5,080.00 for additional engineering design services. The original scope of work was for the design of the roadway in accordance with County standards and requirements with minimal input from City staff and without getting City approval. The requirement to get City approval and comply with the in depth review and criteria, after contract execution, resulted in these additional engineering design services.
- **Contract Expenditures:** Within the last 0 months \$0.00 has been spent against this contract/requirement.
- **Contract-Related Information:**
 - Award Amount: \$122,965.00
 - Contract Type: A/E
 - Contract Period: Through completion

➤ **Contract Modification Information:**

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Modification Amount: \$6,020.75
Modification Type: A/E
Modification Period: Through completion

➤ **Solicitation-Related Information: N/A**

Solicitations Sent:	Responses Received:
HUB Information:	% HUB Subcontractor:

➤ **Special Contract Considerations: N/A**

- Award has been protested; interested parties have been notified.
- Award is not to the lowest bidder; interested parties have been notified.
- Comments:

➤ **Funding Information:**

- Purchase Requisition in H.T.E.: 550810
- Funding Account(s): 475-4993-750-6099
- Comments:

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TRANSPORTATION AND NATURAL RESOURCES DEPARTMENT

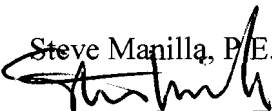
Steven Manilla, P.E., County Executive

411 W. 13th St.
Eleventh Floor
P.O. Box 1748
Austin, Texas 78767
(512) 854-9383
FAX (512) 854-4626

January 23, 2012

MEMORANDUM

TO: Cyd V. Grimes, Purchasing Agent

FROM:  Steve Manilla, P.E., County Executive, TNR/FMD

SUBJECT: Ferguson Lane – Tuscany Way Extension Roadway Improvement Project
PSA Contract Modification with MWM Design Group, Inc.
Contract No. 99AE601-JJ

Request:

The following information is provided for your use in processing a Professional Services Agreement modification request in the amount of \$6,020.75. Please contact me at 854-9429 if you have any questions or need additional information.

Summary and Staff Recommendations:

The Tuscany Way South extension project is in the 100% design completion stage and TNR is currently in the process of acquiring the required Right-of-Way, environmental clearances, and applicable jurisdictional permits. The MWM Design Group, the A/E firm, with whom the County currently has a contract for the Tuscany Way Extension project, submitted the attached additional scope of services and fees, for a total not-to-exceed the amount of \$6,020.75 for the archeological investigation, report preparation, and submittal to the Texas Historical Commission (THC). The additional services are required to address a review comment from the THC, regarding the need for additional archeological investigations within the projects Right-of-way and immediate corridor.

The roadway extension is proposed as a four-lane divided industrial roadway, with curb, gutter, and sidewalk, similar to the existing section north of US 290E. With this extension, Tuscany Way will be continuous from Ferguson Lane at Sprinkle Road to Springdale Road south of US 290 E (Exhibit "C"). This connection will provide a viable route for trucks wanting to go north of US 290 E, without having to go through the Walnut Place neighborhood on Springdale Road and vice versa.

TNR has reviewed the fee proposal and found it to be within acceptable range when compared to projects of similar size and scope of services, and recommends the approval of this PSA Contract Modification in the requested amount of \$6,020.75.

Issues and Opportunities:

This additional service request is a result of a review comment from the Texas Historical Commission. Additional field investigation is required to satisfy that there are no archeological features that may be affected by construction activities related to the project, as proposed in its current form.

Budgetary and Fiscal Impact:

The financial tracking information for this fund request is provided below:

- 1. Requisition #----- 550810
- 2. Account #-----475-4993-750-6099 X1L020
- 3. Commodity/Sub-commodity #-----968/048

Required Authorizations:

PBO----- Jessica Rio

Exhibits:

- 1. Exhibit "A"-----Project Location Map
- 2. Exhibit "B"-----Scope of services
- 3. Exhibit "C"-----Fee proposal

CC: Marvin Brice -----Purchasing
 Jason Walker -----Purchasing
CMC Cynthia McDonald -----TNR Financial Services
 Brunilda Cruz -----TNR Financial Services
 Steve Sun, P.E -----TNR CIP
 Chiddi N'Jie, P.E. -----TNR CIP

Central File: 97B01-15 -1CA\Ferguson Lane\ Tuscany Way South\Design

Road Design Project

ISSUED BY: PURCHASING OFFICE 700 LAVACA ST., SUITE 800 AUSTIN, TX 78701	PURCHASING AGENT ASST: Jason G. Walker TEL. NO: (512) 854-9700 FAX NO: (512) 854-9185	DATE PREPARED: February 16, 2012
ISSUED TO: MWM DesignGroup 7700 Chevy Chase Dr. Austin, TX 78752	MODIFICATION NO.: <p style="text-align: center;">7</p>	EXECUTED DATE OF ORIGINAL CONTRACT: March 9, 1999
ORIGINAL CONTRACT TERM DATES: <u>3/9/99</u> – <u>through project completion</u>		CURRENT CONTRACT TERM DATES: <u>10/1/11</u> – <u>through project completion</u>

FOR TRAVIS COUNTY INTERNAL USE ONLY:

Original Contract Amount: \$122,965.00 Current Modified Amount \$697,588.50.

DESCRIPTION OF CHANGES: Except as provided herein, all terms, conditions, and provisions of the document referenced above as heretofore modified, remain unchanged and in full force and effect.

A. The Contract Scope of Services is modified to include the performance of the additional services as outlined in Attachment 1, attached hereto and made a part hereof.

B. The Contract not-to-be-exceeded fee is increased by \$6,020.75 to \$703,609.25.

Note to Vendor:

- Complete and execute (sign) your portion of the signature block section below for all copies and return all signed copies to Travis County.
- DO NOT execute and return to Travis County. Retain for your records.

LEGAL BUSINESS NAME: _____ BY: _____ SIGNATURE BY: _____ PRINT NAME TITLE: _____ ITS DULY AUTHORIZED AGENT	<input type="checkbox"/> DBA <input type="checkbox"/> CORPORATION <input type="checkbox"/> OTHER DATE: _____
TRAVIS COUNTY, TEXAS BY: <u>MSJ</u> CYD V. GRIMES, C.P.M., TRAVIS COUNTY PURCHASING AGENT	DATE: _____
TRAVIS COUNTY, TEXAS BY: _____ SAMUEL T. BISCOE, TRAVIS COUNTY JUDGE	DATE: _____

ATTACHMENT 1

Scope of Work for an Intensive Archeological Survey

This scope of work is designed to meet the intensive survey and cultural resources identification requirements of the Texas Historical Commission (THC), and the U.S. Army Corps of Engineers. Since TxDOT is not currently involved in the project, compliance with TxDOT requirements is not a component of this scope of work.

The intensive archeological survey for this project will involve a background archeological literature and records search, a THC permit application, a field survey, and a written report of findings for THC review.

The records search will include an examination of the Texas Archeological Sites Atlas (Atlas) online database for any previous surveys and recorded historic and pre-historic archeological sites located in or near the project right-of-way. The Atlas review will also include the following types of information: National Register of Historic Places (NRHP) properties, State Archeological Landmarks (SALs), Official Texas Historical Markers (OTHMs), Registered Texas Historic Landmarks (RTHLs), cemeteries, and local neighborhood surveys.

Because the project involves land owned by a political subdivision of the State of Texas (Travis County), it will be necessary to apply for and obtain an archeological permit from the Texas Historical Commission for a field survey. The results of the background search will be compiled into a permit application package that will require information and signatures from Travis County prior to being submitted to the THC.

Once a permit for the survey is issued, a field survey will be executed in accordance with THC requirements that will include a pedestrian inspection of the existing and proposed new right-of-ways. In addition the survey may also include the excavation of a number of shovel tests and backhoe trenches to test for buried archeological sites.

Any discovered or previously documented sites, both prehistoric and historic, will be documented on appropriate state forms and plotted on USGS 7.5-minute topographic maps. Additional shovel tests and/or backhoe excavations will be conducted to define site boundaries within the project area. A non-collection survey will be conducted; therefore, archeological collections will be kept to the minimum required to evaluate site significance as needed. This policy will reduce or eliminate curation costs once the fieldwork is concluded.

A draft report of the survey will be compiled for review by the County and ultimately the THC. The report will conform to THC, Council of Texas Archeologists, and Antiquities Code of Texas reporting standards. It will document the general nature of the project area, the methodology used in the investigations, the presence and condition of any previously recorded sites revealed in the records review, the general nature and extent of cultural resources encountered during the survey, recommendations regarding the potential significance of any archeological or cultural sites in regards to future development and State Archeological Landmark status.

We will incorporate the County comments and submit a final draft to the THC for regulatory review. After receiving review comments from the THC, we will finalize the report and submit 20 copies of the final report to the THC. All recovered artifacts and documentation must be curated at an approved repository. If artifacts are recovered and curation is needed, the materials will be curated at the Center for Archeological Studies at Texas State University. Curation will

require preparing artifacts (washing, labeling, cataloging, etc.) and paying a fee for storage space. Because this proposal is for a non-collection survey, curation fees are not included in this scope. It is unlikely artifacts will be recovered; in the event artifacts are recovered a separate fee proposal will be provided.

Schedule

It is anticipated that draft report for agency review will be completed within 30 days from notice to proceed. A final report will be produced within 10 days of receipt of agency comments on the draft.

Fiscal Year 2012

Account Balance Inquiry

14:01:14

Account number . . . : 475-4993-750.60-99
 Fund : 475 CONTRACTUAL CAPITAL PROJ
 Department : 49 TNR (TRANS & NATRL RESRC)
 Division : 93 INTERGOV AGREEMNTS-ROADS
 Activity basic : 75 CHARGES FOR SERVICES
 Sub activity : 0 INFRA-ENV SCVS (TRNS&RDS)
 Element : 60 OTHER PURCHASED SERVICES
 Object : 99 CONTRACTED SERVICES

Project Req'd

Original budget : 0
 Revised budget : 3,500,166 02/21/2012
 Actual expenditures - current . . : 200.00
 Actual expenditures - ytd . . . : 64,193.49-
 Unposted expenditures : .00
 Encumbered amount : 232,330.99
 Unposted encumbrances : 7,200.00
 Pre-encumbrance amount : 199,531.86
 Total expenditures & encumbrances: 375,069.36 10.7%
 Unencumbered balance : 3,125,096.64 89.3

F5=Encumbrances **F7=Project data** **F8=Misc inquiry**
F10=Detail trans **F11=Acct activity list** **F12=Cancel** **F24=More keys**

PURCHASE REQUISITION NBR: 0000550810

REQUISITION BY: BRUNILDA CRUZ 854-7679

STATUS: READY FOR BUYER PROCESS
REASON: 60664 MOD PO#395648 CONTRACT 99AE601JJ

DATE: 1/19/12

SHIP TO LOCATION: AS INDICATED BELOW

SUGGESTED VENDOR: 37616 MWM DESIGN GROUP

DELIVER BY DATE: 1/19/12

LINE NBR	DESCRIPTION	QUANTITY	UOM	UNIT COST	EXTEND COST	VENDOR PART NUMBER
1	ADDITIONAL SERVICES FOR THE TEXAS HISTORICAL COMMISSION TO PERFORM AN ARCHEOLOGICAL INVESTIGATION. FOR THE TUSCANY WAY SOUTH EXTENSION ***** THIS AMOUNT WILL INCREASE THE CONTRACT FROM \$697,588.50 TO \$703,609.25. COMMODITY: PUBLIC WORKS/CONSTRUCTION SUBCOMMOD: CIP NON-CAPITAL REIMBUSMT	6020.75	DOL	1.0000	6020.75	
REQUISITION TOTAL:					6020.75	

ACCOUNT INFORMATION

LINE #	ACCOUNT	PROJECT	%	AMOUNT
1	47549937506099	X1L020 TUSCANY WAY SOUTH	100.00	6020.75
	OTHER PURCHASED SERVICES CONTRACTED SERVICES			6020.75

REQUISITION IS IN THE CURRENT FISCAL YEAR.

REQUISITION COMMENTS:

20120119 RT