Legislation Details (With Text)

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Enactment date:	7/18/2022		**Enactment #:**	R-22-235	
Title:	Resolution to Approve Amendment No. 2 to the Professional Services Agreement with Fishbeck, for Water Treatment Professional Engineering Services ($400,000.00 increase, total contract $1,250,000.00)				
Sponsors:					
Indexes:					
Code sections:					
Attachments:	1. Amendment_No_2_PSA_Fishbeck_June 2022.pdf, 2. R-20-168.pdf, 3. R-21-334.pdf				

Date	Ver.	Action By	Action	Result
7/18/2022	2	City Council	Approved	Pass

Resolution to Approve Amendment No. 2 to the Professional Services Agreement with Fishbeck, for Water Treatment Professional Engineering Services ($400,000.00 increase, total contract $1,250,000.00)

This memorandum and resolution requests approval of Amendment No. 2 to the professional services agreement for professional engineering services with Fishbeck. Council approved a professional services agreement for $500,000.00 through FY23 with Fishbeck in June 2020 as part of Resolution No. R-20-168 and Amendment No. 1 in September 2021 as part of Resolution R-21-334 for $350,000.00.

The City is seeking to amend the professional services agreement with Fishbeck to accommodate additional professional engineering service needs over the remaining duration of the contract. The task-based contract is effective FY21 through FY23. Fishbeck is currently supporting Public Services on numerous projects within the Water Treatment Services Unit (WTSU). As of the June of FY22, Fishbeck has completed the Water Treatment Plant (WTP) Emergency Response Plan (ERP) update and Ammonia Feed System Improvement construction phase, WTP Valve Replacement design, Finished Water Tank and Reservoir Improvements design, on-site project management assistance on the Ozone Chiller Replacement, and Control Room Air Handling Unit Replacement construction phases. Fishbeck continues to provide on-site engineering and project management support on the 2018 Architectural and Structural Repairs construction phase, SCADA Upgrades, Barton Pump Station Valve Improvements, ERP implementation, as well as miscellaneous maintenance projects. Fishbeck also continues to provide water quality support services and assistance. Fishbeck has demonstrated themselves to be experienced in a wide range of disciplines, responsive and cost effective in meeting those diverse needs on complex engineering tasks associated with the WTSU.

Fishbeck's continued professional engineering services are critically important in completing significant upcoming work including the Barton Pump Station Valve Improvements construction, HVAC Improvements - Phase II construction, as well as WTP Valve and Finished Water Tank and

Reservoir Improvements construction. Fishbeck's longevity and experience in providing support on projects and assistance to the City as described makes them indispensable as partners in continuing this work.

Additional professional engineering services are required to support the Water Treatment Services Unit with capital, operation, and maintenance projects at the Water Treatment Plant and associated facilities in order to maintain the aggressive capital improvement project schedule and water quality responsibilities through FY23. The requested amount was determined based on forecasted engineering services needs and work assignments.

Based upon the remaining capital needs, it is recommended that City Council approve Amendment No. 2 to the professional services agreement with Fishbeck, to provide additional Professional Engineering Services for the remaining life of the contract, through FY23.

Fishbeck complies with the requirements of the City's Conflict of Interest, Non-Discrimination and Living Wage ordinance.

Budget/Fiscal Impact: These engineering services are to be funded from the approved FY23 Water Supply System Operations and Maintenance Budget, Parks Maintenance and Capital Improvement Millage Budget, the General Fund Operating Budget and appropriate FY23 Capital Improvements Budgets, for which services are rendered. Tasks will be assigned on as-needed basis to the appropriate fund.
Prepared by: Glen Wiczorek, PE, Senior Utilities Engineer
Reviewed by: Brian Steglitz, PE, Interim Public Services Area Administrator
Approved by: Milton Dohoney Jr., City Administrator
Whereas, The Water Treatment Services Unit seeks to amend the Professional Engineering Services Professional Services Agreement with Fishbeck because the contract balance is projected to be exhausted prior to the Contract expiration date of June 30, 2023;

Whereas, Continued professional engineering services are necessary to maintain the Water Treatment Services Unit capital improvement and maintenance project schedule;

Whereas, Additional funds are necessary to maintain the Water Treatment Services Unit capital improvement and maintenance project schedule;

Whereas, Funding is available in the approved FY23 Water Supply System Operations and Maintenance budget, Parks Maintenance and Capital Improvement Millage, the General Fund Operating Budget (Hydroelectric) and FY23 Capital Budgets; and

Whereas, Fishbeck complies with the requirements of the City's Conflict of Interest, Non-Discrimination and Living Wage ordinances;

RESOLVED, That City Council approve Amendment No. 2 to the Professional Services Agreement with Fishbeck in the amount of $400,000.00;

RESOLVED, That the Mayor and City Clerk are authorized and directed to execute Amendment No. 2 to the Professional Services Agreement after approval as to substance by the City Administrator and approval as to form by the City Attorney;

RESOLVED, That the City makes the following declaration for the purpose of complying with the reimbursement rules of Treas. Reg. 1.150-2 pursuant to the Internal Revenue Code of 1986, as amended, that the City reasonably expects to reimburse itself for expenditures for the costs of the Project with proceeds of Bonds;

RESOLVED, That the City Administrator be authorized to take the necessary administrative actions to implement this resolution; and

RESOLVED, That the funds be available for the life of the project(s) without regard to fiscal year until the Professional Service Agreement ends on June 30, 2023.