Legislation Text

File #: 21-1455, **Version:** 2

Resolution to Approve Amendment No. 1 to the Professional Services Agreement with Fishbeck, for Water Treatment Professional Engineering Services ($350,000.00 Contract Total $850,000.00)
This memorandum and resolution requests approval of Amendment No. 1 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.

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 July of FY21, Fishbeck has completed the Water Treatment Plant (WTP) Emergency Response Plan update and Ammonia Feed System Improvement construction phase and on-site project management assistance on the Ozone Chiller Replacement construction phase. Fishbeck continues to provide on-site engineering and project management support on the 2018 Architectural and Structural Repairs construction phase, Control Room Air Handling Unit Replacement, SCADA Upgrades, 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 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, operational, 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. 1 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 ordinances.

Budget/Fiscal Impact: These engineering services are to be funded from the approved FY22 Water Supply System Operations and Maintenance budget, Parks Maintenance and Capital Improvement Millage, the General Fund operating budget and FY22 capital improvement plan budget, for which services are rendered. Engineering services in FY23 will be funded from the available in subsequent annual Operating and Capital Budgets if approved by City Council. Tasks will be assigned on as-

needed basis to the appropriate fund.
Prepared by: Brian Steglitz, P.E., Water Treatment Services Unit Manager
Reviewed by: Craig Hupy, Public Services Area Administrator
Approved by: John Fournier, Assistant City Administrator
Whereas, The Water Treatment Services Unit is seeking 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 cover the continued professional engineering services needed 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 FY22 Water Supply System Operations and Maintenance budget, Parks Maintenance and Capital Improvement Millage, the General Fund Operating Budget (Hydroelectric) and FY22 Capital Budgets;

Whereas, The Professional Engineering Services for FY22 will be funded by the appropriate operating budgets for this fiscal year or approved capital budgets if so approved by Council; and

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

RESOLVED, That the Amendment No. 1 to the Professional Services Agreement with Fishbeck is approved in the amount of $350,000.00;

RESOLVED, That the Mayor and City Clerk are authorized and directed to execute Amendment No. 1 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.