

THIS IS A PROPOSED DRAFT AND WILL BE REPLACED BY THE FINAL, SIGNED ORDINANCE
OR RESOLUTION ADOPTED BY THE CITY COUNCIL.

AN ORDINANCE

AUTHORIZING THE EXECUTION OF TWO (2) ON-CALL PROFESSIONAL SERVICES AGREEMENTS WITH FOSTER CM GROUP, INC., AND IDCUS, INC., EACH IN THE AMOUNT NOT-TO-EXCEED \$450,000.00 PER YEAR FOR A TERM OF ONE (1) YEAR WITH ONE ADDITIONAL ONE-YEAR EXTENSION OPTION TO PROVIDE ON-CALL CONSTRUCTION INSPECTION SERVICES FOR FEDERALLY FUNDED PROJECTS.

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WHEREAS, for FY 2017, City Council approved the acceptance of \$1,700,000.00 in federal funds from Community Development Block Grant (CDBG) to complete infrastructure in the EastPoint Neighborhood and accepted \$400,000.00 in CDBG funds for the REnewSA Catalytic Investment; and

WHEREAS, Transportation & Capital Improvements (TCI) contracted with two (2) consultants that provided On-Call Construction Inspection Engineering Services for federally funded projects and those contracts expired in May 2017; and

WHEREAS, these professional services will be utilized as needed during the execution of federally funded projects, allowing consultants to commence services immediately upon the City's recognition of the requirement for services; and

WHEREAS, due to the large number of construction projects that are planned, requesting these professional service agreements for construction inspection services ensures that staff will have the ability to assign professional services task orders without project delays; and

WHEREAS, the purpose of these contracts will be to improve efficiency and expedite delivery and completion of street and sidewalk projects and services are not limited to but may include:

- Monitor and document job site safety'
- Conduct daily observation of construction work for compliance with approved contract drawings/plans, specifications, requests for information, change order proposals, approved submittals and shop drawings;
- Provide documentation ensuring all labors and mechanics, prime and subcontractors, working on federally funded adhere to the Davis Bacon Act and all Related Acts;
- Coordinate and monitor material testing;
- Assist the project manager in resolving construction issues;
- Issue field directives and field orders when needed to expedite work and document direction given to contractor;
- Stay current in codes and regulations applicable to design and construction;
- Assist the project manager in the 1-year warranty process; and

WHEREAS, in the event additional services are required outside the scope of any work order, the scope of services and any additional fees related to these services shall be agreed upon by the City of San Antonio and the Consultant in writing and in advance of these services being performed by the Consultant; and

WHEREAS, potential funding sources include, but are not limited to, Community Development Block Grants/HUD 108 (REnew SA Strategic Catalytic projects and EastPoint Promise Zone projects), Federal Highway Administration (FHWA), and other potential federal funding sources; and

WHEREAS, this Ordinance authorizes the execution of two (2) On-Call Professional Services Agreements with **Foster CM Group, Inc.** and **IDCUS, Inc.**, each in the amount not-to-exceed \$450,000.00 per year for a term of one (1) year with one additional one-year extension option to provide On-Call Construction Inspection Services for federally funded projects; **NOW THEREFORE**,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. Foster Cm Group, Inc., and IDCUS, Inc., are selected for execution of two (2) On-Call Professional Services Agreements for as-needed on-call construction inspection services for federally funded projects, each in the amount not-to-exceed \$450,000.00 per year for a term of one (1) year with one additional one-year extension option under the same terms and conditions.

SECTION 2. The City Manager or her designee is authorized to execute two (2) On-Call Professional Service Agreements, each in the amount not to exceed \$450,000.00 per year, for a term of one year, with an option to renew each or any one of the agreements for two optional one-year extensions under the same terms and conditions.

SECTION 3. The following financial adjustments are hereby approved:

- a) Funding for this ordinance will be identified when work orders are issued. If funding for any work orders is not previously appropriated, funding will be identified and appropriated through subsequent City Council action. Payment is limited to the amounts budgeted in the Operating and/or Capital Budget funding sources identified. All expenditures will comply with Operating and/or Capital Budgets for current and future fiscal years.
- b) Payment not to exceed \$450,000.00 per contract per term is authorized to be encumbered with a purchase order and made payable to **FOSTER CM GROUP, INC.** for on-call construction inspection services for federally funded projects.
- c) Payment not to exceed \$450,000.00 per contract per term is authorized to be encumbered with a purchase order and made payable to **IDCUS, INC.** for on-call construction inspection services for federally funded projects.

SECTION 4. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance may, subject to concurrence by the City Manager, or the City Manager's designee, correct allocation to specific SAP Fund Numbers, SAP Project Definitions, SAP WBS Elements, SAP Internal Orders, SAP Fund Centers, SAP Cost Centers, SAP Functional Areas, SAP Funds Reservation Document Numbers, and SAP GL Accounts as necessary to carry out the purpose of this Ordinance.

SECTION 5. This Ordinance shall be effective immediately upon passage by eight affirmative votes; otherwise it shall be effective on the tenth day after passage hereof.

PASSED and APPROVED this 25th day of May, 2017.

M A Y O R
Ivy R. Taylor

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Andrew Segovia, City Attorney