

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

DEPARTMENT: Capital Improvement Department
AGENDA DATE: December 8, 2020
CONTACT PERSON/PHONE: Sam Rodriguez, P.E., City Engineer, 212-0065
DISTRICT(S) AFFECTED: 1
STRATEGIC GOAL: No. 2: Set the Standard for a Safe and Secure City

SUBJECT:

That the City Manager be authorized to sign a First Amendment to an Agreement for Professional Services by and between the **CITY OF EL PASO**, a Municipal Corporation organized and existing under the laws of the State of Texas (the "**Owner**") and **BROWN REYNOLDS WATFORD ARCHITECTS, INC.**, a Texas Corporation (the "**Consultant**"), for Professional Services for a Project known as "**ARCHITECT AND ENGINEERING SERVICES FOR FIRE STATION 36**" referencing its original Agreement the parties desire to amend the Agreement to provide additional basic services at an additional total cost of \$98,617.00, thereby extending the contract amount from \$540,568.00 to \$639,185.00; and
That the City Manager be authorized to establish the funding sources and make any necessary budget transfers and execute any and all documents necessary for the execution of the First Amendment.

BACKGROUND / DISCUSSION:

On April 14, 2020, City Council approved the award of an agreement for Professional Services to Brown Reynolds Watford (BRW) Architects, in the amount of \$540,568.00 for Fire Station 36. Fire Station 36 was to be a 10,000 sq. ft. building. To accommodate the fire department's need for a multipurpose area, and allow for segregation of contaminated materials (hot zone), a transition zone (warm zone) and living quarters (cold zone), in accordance with best practices and compliance with National Fire Protection Association (NFPA) Standards, the size of the facility increased to 12,055 square feet. The larger facility requires additional architectural and engineering services and additional compensation in the amount of \$98,617.00, for a total contract value of \$639,185.00.

SELECTION SUMMARY:

N/A

PROTEST

No protest received for this requirement.

Protest received.

COUNCIL REPRESENTATIVE BRIEFING:

Was a briefing provided? Yes or Not Applicable (Routine)

If yes, select the applicable districts.

District 1

District 2

- District 3
- District 4
- District 5
- District 6
- District 7
- District 8
- All Districts

PRIOR COUNCIL ACTION:

April 14th, 2020 – City Council approved an agreement for Professional Services between the city of El Paso and Brown Reynolds and Watford Architects. Solicitation Number 2020-592R.

AMOUNT AND SOURCE OF FUNDING:


2019 Public Safety Bonds - \$98,617.00.

BOARD / COMMISSION ACTION:

N/A

*****REQUIRED AUTHORIZATION*****

DEPARTMENT HEAD:



Sam Rodriguez, P.E., City Engineer

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the City Manager be authorized to sign a First Amendment to an Agreement for Professional Services by and between the **CITY OF EL PASO**, a Municipal Corporation organized and existing under the laws of the State of Texas (the “*Owner*”) and **BROWN REYNOLDS WATFORD ARCHITECTS, INC.**, a Texas Corporation (the “*Consultant*”), for Professional Services for a Project known as “**ARCHITECT AND ENGINEERING SERVICES FOR FIRE STATION 36**” referencing its original Agreement the parties desire to amend the Agreement to provide additional basic services at an additional total cost of \$98,617.00, thereby extending the contract amount from \$540,568.00 to \$639,185.00; and

That the City Manager be authorized to establish the funding sources and make any necessary budget transfers and execute any and all documents necessary for the execution of the First Amendment.

APPROVED this _____ day of _____ 2020.

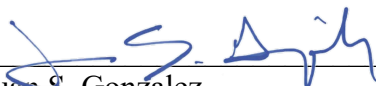
CITY OF EL PASO:

Dee Margo
Mayor

ATTEST:

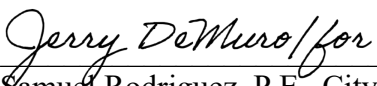
Laura D. Prine
City Clerk

APPROVED AS TO FORM:



Juan S. Gonzalez
Senior Assistant City Attorney

APPROVED AS TO CONTENT:



Samuel Rodriguez, P.E., City Engineer
Capital Improvement Department

THE STATE OF TEXAS)
)
COUNTY OF EL PASO)

FIRST AMENDMENT TO
AN AGREEMENT FOR
PROFESSIONAL SERVICES

This First Amendment to that certain Agreement for Professional Services is made this ___ day of _____, 2020, by and between the City of El Paso, a Municipal Corporation organized and existing under the laws of the State of Texas (the “*Owner*”), and **BROWN REYNOLDS WATFORD ARCHITECTS, INC., a Texas Corporation (the “*Consultant*”).**

WHEREAS, on April 14, 2020, the Owner entered into an Agreement for Professional Services for a Project known as “**ARCHITECT AND ENGINEERING SERVICES FOR FIRE STATION 36**” (the “*Project*”);

WHEREAS, the Agreement may be amended under the provisions of Section 3.2 and Attachment “C” and;

WHEREAS, the parties desire to amend the Agreement to provide additional basic services at an additional total cost of \$98,617.00, thereby extending the contract amount from \$540,568.00 to \$639,185.00.

NOW THEREFORE, in consideration of the mutual promises set forth in this First Amendment and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereto agree as follows:

1. **Scope of Services.** The Owner hereby authorizes the Consultant to continue to perform the Services as described in Attachment “A” of the Agreement as well as perform the additional basic services as further described in Attachment “A” to this First Amendment.
2. **Payments to Consultant.** Payment to the Consultant for the Additional Services the subject of this First Amendment shall not exceed \$98,617.00, for a total contract amount not to exceed \$639,185.00.
3. **Time of Completion.** The additional services the subject of this First Amendment shall be completed within the original project schedule as set forth in the Agreement, following the Owner’s written Notice to Proceed to the Consultant.
4. **Terms and Conditions.** All terms and conditions of the Agreement and all subsequent Amendments thereto, except as herein revised, shall remain in full force and effect.

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(Signatures Begin on Following Page)

WITNESS THE FOLLOWING SIGNATURES AND SEALS:

THE CITY OF EL PASO:


Tomás González
City Manger

APPROVED AS TO FORM:



Juan S. González
Senior Assistant City Attorney

APPROVED AS TO CONTENT:



Samuel Rodriguez, P.E., City Engineer
Capital Improvement Department

ACKNOWLEDGEMENT

THE STATE OF TEXAS §
§
COUNTY OF EL PASO §

This instrument was acknowledged before me on this _____ day of _____, 2020, by **Tomás González** as **City Manager** of the **City of El Paso, Texas**.

Notary Public, in and for the State of Texas

My commission expires:

(Signatures Continue on Following Page)

ATTACHMENT "A"

Fee Worksheet

September 21, 2020

Activity	Discipline Personnel	Add Services - 2,000 SF																				Total Basic Services	
		Architectural - BRW Architects							Rabbit Dado Architects		Structural - Gessner				MEP - DBR				BRW - Landscape				
		Prin	Proj Mang	Proj Arch	Proj Cord	Intern Arch I	Intern Arch II	Admin	Prin	Proj Arch	Prin	Engr	Tech	Admin	Prin	Proj Mgr	Dsgn Engr	CAD Mgr.	Admin	Proj Mang	Proj Arch		Intern Arch I
\$190	\$160	\$140	\$120	\$90	\$75	\$65	\$190	\$140	\$200	\$180	\$70	\$70	\$175	\$120	\$93	\$90	\$62	\$160	\$140	\$90			
Programming Phase (Pre-Design) 10%																							
Programming		1	8	16	16																		
Code Analysis																							
Green Global Checklist																							
Design & Documents				3	3																		
Statement of Probable Cost																							
10% Submittal																							
Total Hours by Phase		1	8	19	19	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
Cost Breakdown by Phase		\$190	\$1,280	\$2,660	\$2,280	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	
Schematic Design Phase (Preliminary) 30%																							
Design & Documents		4	12	40	44	44																	
Code Analysis																							
Outline Specs				4	8	6																	
Green Global Checklist																							
Statement of Probable Cost																							
40% Submittal																							
Total Hours by Phase		4	12	44	52	50	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
Cost Breakdown by Phase		\$760	\$1,920	\$6,160	\$6,240	\$4,500	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	
Design Development Phase (Pre-Final) 25%																							
Design and Docs		4	8	8	40	40			12	24	2	20	20		2	14	24	24					
Preliminary Specs					4	4	2																
Green Global Calculations																							
Materials & Equip Selection				6	12	12																	
Statement of Probable Cost																							
60% submittal			2																				
Total Hours by Phase		4	10	14	56	56	2	0	12	24	2	20	20	0	2	14	24	24	0	0	0	0	
Cost Breakdown by Phase		\$760	\$1,600	\$1,960	\$6,720	\$5,040	\$150	\$0	\$2,280	\$3,360	\$400	\$3,600	\$1,400	\$0	\$350	\$1,680	\$2,232	\$2,160	\$0	\$0	\$0	\$0	
Construction Documents Phase(Final Design) 20 %																							
Final Bid Documents		2	2	24	24	24			6	30	1.5	8	8		1	15	20	20					
Final Specs			1	8	8		18																
Statement of Probable Cost				1																			
Green Global Calculations			1	1																			
Materials & Equip Finalization																							
90% Submittal																							
City Review/Permitting																							
100% Submittal																							
Total Hours by Phase		2	4	33	32	24	18	0	6	30	1.5	8	8	0	1	15	20	20	0	0	0	0	
Cost Breakdown by Phase		\$380	\$640	\$4,620	\$3,840	\$2,160	\$1,350	\$0	\$1,140	\$4,200	\$300	\$1,440	\$560	\$0	\$175	\$1,800	\$1,860	\$1,800	\$0	\$0	\$0	\$0	
Competitive Bidding Phase 5%																							
Pre-Bid Meeting																							
Q&A and Addendums		0.5	2	4	8	8	8		0.5	1													
Bid Analysis																							
Total Hours by Phase		0.5	2	4	8	8	8	0	0.5	1	0	0	0	0	0	0	0	0	0	0	0	0	
Cost Breakdown by Phase		\$95	\$320	\$560	\$960	\$720	\$600	\$0	\$95	\$140	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	
Construction Administration Phase 10%																							
Site Visits & Progress Reports		4	10	12	12		12		8	8	0	0.5	1										
RFI's, PR's, & CO's, Pay Apps																							
Shop Drawings & Submittals																							
Substantial & Final Completion Review																							
Total Hours by Phase		4	10	12	12	0	12	0	8	8	0	0.5	1	0	0	0	0	0	0	0	0	0	
Cost Breakdown by Phase		\$760	\$1,600	\$1,680	\$1,440	\$0	\$900	\$0	\$1,520	\$1,120	\$0	\$90	\$70	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	
Total Hours																							\$0
Total Compensation									\$64,845	\$13,855				\$7,860				\$12,057				\$0	\$98,617