



Meeting Date: January 30, 2025 **Agenda Type:** Consent Items for Action

From: Adam Willard, P.E. **Reviewed by:** Michael Short, P.E.
Chief Engineer of Water Director of Water Services and
Systems Compliance

Submitted by: Mark Steelman **Approved by:** Ryan Kelso
Chief Operations Officer Chief Executive Officer

RECOMMENDED ACTION: Authorize the CEO or His Designee to Negotiate and Execute a Second Amendment to the Professional Services Agreement with Pawelek and Moy, Inc. for the Design of the Sewer Infrastructure Replacement Package Two Project for Four Construction Locations, Including Landa Street, Fredericksburg Road, Sundance Parkway, and Elizabeth Avenue, New Braunfels, Texas

BACKGROUND

On June 30, 2022, the New Braunfels Utilities (“NBU”) Board of Trustees approved a Professional Services Agreement (the “Agreement”) with Pawelek and Moy, Inc. (“P&M”) for professional engineering services for the Sewer Infrastructure Replacement Package Two (the “Project”). On June 27, 2024, the Board approved a Professional Services Contract Amendment (the “First Amendment”) for new project management services to accomplish additional archeological coordination with the Texas Historical Commission (“THC”) and City of New Braunfels (“CoNB”), new environmental and cultural investigation services, additional final design phase services, new field services for subsurface utility engineering, additional permitting and stakeholder services for the new design, new bid phase services, and additional construction phase services for the new design.

During the design, NBU and P&M determined additional permitting and construction phase services are needed for the archeological investigations, monitoring, and curation for the project. As a result, NBU staff requests that the Board approve the Second Amendment to the Agreement (the “Second Amendment”), which includes (i) the addition of New Services, (ii) additional compensation for the New Services, and (iii) extending the completion time for the New Services.

This item is being presented to the Board because it modifies the Agreement beyond the parameters the Board previously approved. Upon completion of the final design, NBU staff will solicit a construction contract and bring the construction contract to the Board for approval in February 2025. NBU staff plans to begin construction in March 2025 and complete construction by November 2026.

FINANCIAL IMPACT

The total financial impact for the Second Amendment is \$289,122.00. The total contract amount for the Agreement, First Amendment, and Second Amendment with P&M for the Project is \$1,355,240.00. The Project is budgeted within the Fiscal Year 2025 through Fiscal Year 2027 NBU Board approved Capital Improvements Projects Budget.

LINK TO STRATEGIC PLAN

Customers and Community

Infrastructure and Technology

Stewardship

EXHIBITS

1. Second Amendment to the Professional Services Agreement with P&M