



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 Third Amendment to the Professional Services Agreement with Alan Plummer and Associates, Inc. for the Design of the Goodwin Lane Water Main Project

BACKGROUND

On August 27, 2020, the New Braunfels Utilities (“NBU”) Board of Trustees approved a Professional Services Agreement (the “Agreement”) with Alan Plummer and Associates, Inc. (“Plummer”) for professional engineering services for the Goodwin Lane Water Main Project (the “Project”). On March 25, 2021, the Board approved a Professional Services Contract Amendment (the “First Amendment”) to activate and define the Supplemental Services. On October 28, 2021, the Board approved a Professional Services Contract Amendment (the “Second Amendment”) to include additional design and additional construction management and inspection services.

During the course of construction, NBU and Plummer identified a need to add additional final design phase and construction phase services. As a result, NBU staff requests that the Board approve the Third Amendment to the Agreement (the “Third Amendment”), which includes (i) additional final design, (ii) additional construction management and inspection services through the completion of the Project, (iii) additional compensation for the new services, and (iv) an extension of the time to complete the services.

This item is being presented to the Board because it modifies the Agreement beyond the parameters the Board previously approved.

On August 8, 2022, NBU staff solicited a construction contract and brought the construction contract to the Board for approval in December 2022. NBU staff began construction in January 2023, and construction has reached substantial completion.

FINANCIAL IMPACT

The total financial impact for the Third Amendment is \$78,635.00. The total contract amount for the Agreement, the First Amendment, the Second Amendment, and the Third Amendment with Plummer for the Project is \$1,376,111.00, including supplemental services. The Project was budgeted within the Fiscal Year 2023 through Fiscal Year 2024 NBU Board approved Capital Improvements Projects Budget, however this amendment will be funded using the fiscal year 2025 NBU Board approved Capital Improvements Projects Budget for Water Aging Infrastructure.

LINK TO STRATEGIC PLAN

Infrastructure and Technology

EXHIBITS

1. Third Amendment to the Professional Services Agreement with Plummer