



ENGINEERING SERVICES

To: Mayor and Town Council

From: Hulon T. Webb, Jr., Interim Executive Director of Development and Infrastructure Services

Through: Ron K. Patterson, Interim Town Manager

Re: Stormwater Inspections Services Agreement

Town Council Meeting – December 13, 2022

Agenda Item:

Consider and act upon authorizing the Interim Town Manager to execute a Professional Services Agreement between Freese and Nichols, Inc., and the Town of Prosper, Texas, related to stormwater inspections services.

Description of Agenda Item:

With the continued issuance of Single-Family Permits and the need to remain in compliance with the Town's Stormwater Management Plan (SWMP) approved by the Texas Commission on Environmental Quality (TCEQ), we are recommending that we continue utilizing a 3rd party inspector to assist our Stormwater Utility Administrator. The 3rd party inspection will support us in the following manner:

- Consultant to provide stormwater inspection services for an average of 16 hours per week (for new housing developments) for approximately 29 weeks.
- The intent of the site visits is to ensure compliance and maintenance of all necessary storm water measures required by the State. If during the course of an inspection, a violation is observed, the following process will be followed:
 - First Site Visit: Issue warning report to builder/developer of observed violation(s).
 - Second Site Visit (48-72 hours after first): Issue report of violation(s) to builder/developer, if necessary.
 - Third Site Visit (48-72 hours after second): Issue follow-up report of violations(s) to builder/developer, if necessary.

Consultant's inspector will notify the builder/developer directly for reported violations. If at the time of the third reinspection the builder/developer has not complied, a third report will be issued to the builder/developer by the Consultant and the Town of Prosper will handle the "Stop Work" notification to the builder/developer.

At the April 9, 2019, Town Council meeting, the Town Council approved a list of qualified engineering firms, which included services for construction management and/or inspection support. Freese and Nichols, Inc., is included on the approved list.

Budget Impact:

The FY 2022-2023 Storm Drainage Utility Fund budget includes \$50,000 in Professional Services for stormwater inspection services and will be funded from Account Number 450-5410-98-01.

Legal Obligations and Review:

Terrence Welch of Brown & Hofmeister, L.L.P., has approved the standard Professional Services Agreement as to form and legality.

Attachments:

1. Professional Services Agreement

Town Staff Recommendation:

Town staff recommends that the Town Council authorize the Interim Town Manager to execute a Professional Services Agreement between Freese and Nichols, Inc., and the Town of Prosper, Texas, related to stormwater inspections services.

Proposed Motion:

I move to authorize the Interim Town Manager to execute a Professional Services Agreement between Freese and Nichols, Inc., and the Town of Prosper, Texas, related to stormwater inspections services.