



ENGINEERING SERVICES

To: Mayor and Town Council

From: Hulon T. Webb, Jr., P.E., Director of Engineering Services

Through: Mario Canizares, Town Manager
Chuck Ewings, Assistant Town Manager

Re: Professional Services Agreement
Teel Parkway (US 380 - First Street) – 2 NB Lanes

Town Council Meeting – February 27, 2024

Strategic Visioning Priority: 1. Acceleration of Infrastructure

Agenda Item:

Consider and act upon authorizing the Town Manager to execute a Professional Services Agreement between ECS Southwest, LLP, and the Town of Prosper, Texas, related to professional construction materials testing and observation services for the Teel Parkway (US 380 - First Street) – 2 NB Lanes project.

Description of Agenda Item:

At the January 9, 2024, Town Council meeting, the Town Council awarded McMahon Contracting, LP, the construction contract for the Teel Parkway (US 380 - First Street) – 2 NB Lanes project. In conformance with standard practice for governmental entities, the Town of Prosper is contracting with an independent firm for professional construction materials testing and observation services instead of the selected contractor including these services in their proposals.

Construction materials testing and observation services are typically 1% to 5% of a project's construction cost depending on its scope. ECS Southwest, LLP's proposal for construction materials testing and observation services is 1.38% of the CIP project's construction cost. The proposed services will be delivered on an as-needed basis and invoiced based on the actual quantity of work performed during construction. After establishing a fee schedule, the scope of services has been estimated based on standard practices and requirements for materials testing frequencies within the construction industry

At the October 24, 2023, Town Council meeting, the Town Council approved a list of qualified firms, which included services for Geotechnical Engineering and Material Testing. ECS Southwest, LLP, is included on the approved list and has successfully worked on several projects for the Town of Prosper.

Budget Impact:

The estimated cost for the professional construction materials testing and observation services is \$74,825.00. Funding to be provided from the \$5,608,664.79 construction budget for the Teel Parkway (US 380 - First Street) – 2 NB Lanes project in Account No. 750-6610-10-00-2153-ST. The approved construction contract with McMahon Contracting, LP, is \$5,399,999 and including the professional construction materials testing and observation services agreement, there is \$133,840.79 remaining in the construction budget.

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
2. Location Map

Town Staff Recommendation:

Town staff recommends that the Town Council authorize the Town Manager to execute a Professional Services Agreement between ECS Southwest, LLP, and the Town of Prosper, Texas, related to professional construction materials testing and observation services for the Teel Parkway (US 380 - First Street) – 2 NB Lanes project.

Proposed Motion:

I move to authorize the Town Manager to execute a Professional Construction Services Agreement between ECS Southwest, LLP, and the Town of Prosper, Texas, related to professional construction materials testing and observation services for the Teel Parkway (US 380 - First Street) – 2 NB Lanes project.