

RESOLUTION NO. {{item.sequential_number}}

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING CONTRACT AMENDMENT NUMBER FOUR TO THE PROFESSIONAL SERVICES AGREEMENT WITH KASBERG, PATRICK & ASSOCIATES, LP OF TEMPLE, TEXAS FOR ADDITIONAL CONSTRUCTION PHASE SERVICES FOR THE AVENUE G PUMP STATION IMPROVEMENTS PROJECT IN THE ESTIMATED AMOUNT OF \$58,823.73; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, this item will allow for the execution of Contract Amendment No. 4 to the professional services agreement with Kasberg, Patrick & Associates, LP (KPA) of Temple, Texas for additional construction phase services related to the construction of the Avenue G Pump Station Improvements;

Whereas, these services include additional on-site representation due to the actual construction time extending 358 days beyond the original contract time of 540 days - the extension of the construction time is mostly due to delays in delivery of the major electrical components, coordination with Oncor, and scheduling major pump station shutdowns during lower water demand periods;

Whereas, on May 6, 2021, Council authorized a professional services agreement with KPA for final design and bidding based on the recommendations from the Preliminary Engineering Report, dated January 15, 2021, in the amount of \$345,250;

Whereas, the City executed Contract Amendment Nos. 1 through 3 in the total amount of \$424,810 - with the execution of this contract amendment, the revised value of the professional services agreement will be \$828,883.73;

Whereas, Staff recommends Council authorize Contract Amendment No. 4 to the professional services agreement with KPA for additional construction phase services for the Avenue G Pump Station Improvements Project in the estimated amount of \$58,823.73;

Whereas, a budget adjustment is being presented to Council for approval to appropriate funding for Contract Amendment No. 4 - after approval of the budget adjustment, funding in the amount of \$58,823.73 will be available in Account No. 561-5100-535-6546, Project No. 102255; and

Whereas, the City Council has considered the matter and deems it in the public interest to authorize this action.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, THAT:

Part 1: Findings. All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council of the City of Temple, Texas, and they are hereby approved and incorporated into the body of this Resolution as if copied in their entirety.

Part 2: The City Council authorizes Contract Amendment No. 4 to the professional services agreement with Kasberg, Patrick & Associates, LP of Temple, Texas for additional construction phase services for the Avenue G Pump Station Improvements Project in the estimated amount of \$58,823.73, and authorizes the City Manager, or her designee, after approval as to form by the City Attorney's Office, to execute any necessary documents.

Part 3: The City Council authorizes an adjustment to the Fiscal Year 2025 Budget, substantially in the form of the copy attached hereto as Exhibit A.

Part 4: It is hereby officially found and determined that the meeting at which this Resolution was passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act.

PASSED AND APPROVED this the 1st day of **May, 2025**.

THE CITY OF TEMPLE, TEXAS

TIMOTHY A. DAVIS, Mayor

ATTEST:

APPROVED AS TO FORM:

Jana Lewellen
City Secretary

Kathryn H. Davis
City Attorney