

RESOLUTION NO. {{item.sequential_number}}

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING AN INCREASE OF \$53,266 TO THE ESTIMATED ANNUAL EXPENDITURE FOR CONSTRUCTION MATERIAL TESTING ALLOCATED UNDER THE FISCAL YEAR 2024 SERVICES AGREEMENT WITH LANGERMAN ENGINEERING COMPANY, LLC OF WACO, TEXAS RELATED TO THE SYNERGY PARK – LORRAINE AVENUE STREET AND UTILITY IMPROVEMENTS PROJECT; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, on September 2, 2021, Council authorized a professional services agreement with Langerman Foster Engineering Company, LLC, now Langerman Engineering Company, LLC (LE), for construction material testing (CMT) needed for all City construction projects, both City-initiated and subdivision-related;

Whereas, Request for Qualifications No. 39-01-22 was issued to procure CMT services and the estimated spend presented to Council for Fiscal Year 2024 was \$300,000, which did not include an allowance for significant capital improvement infrastructure projects with required testing estimated at over \$50,000 per project - ratification of the increased spend under the CMT annual contract will provide for testing during completion of the Synergy Park – Lorraine Avenue and Utility Improvements;

Whereas, CMT of the above project is essential to assure quality construction and compliance with City specifications and standards - the project cost estimates are only projections of the costs that could be incurred if all the CMT is performed as anticipated by LE and LE will only invoice for the testing performed at the rates as agreed to in the annual contract for CMT;

Whereas, Staff recommends Council authorize an increase of \$53,266 to the estimated annual expenditure for CMT allocated under the Fiscal Year 2024 services agreement with LE related to the Synergy Park – Lorraine Avenue Street and Utility Improvements Project; and

Whereas, funding for an increase to the estimated annual expenditure for CMT allocated under the Fiscal Year 2024 services agreement with LE related to the construction of Synergy Park – Lorraine Avenue Street and Utility Improvements in the amount of \$53,266 is the Reinvestment Zone No. 1 Financing Plan, Line 361, Project No. 102492, as shown below:

	795-9300-531-6869
	795-9400-531-6869
Project Budget \$	5,720,000
Encumbered/Committed to Date	(336,549)
Kasberg, Patrick, & Associates - CA #3	(271,700)
Langerman Engineering Company	(53,266)
Emerson Construction Company	(3,554,283)
Remaining Project Funds \$	1,504,202

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 an increase of \$53,266 to the estimated annual expenditure for construction material testing allocated under the Fiscal Year 2024 services agreement with Langerman Engineering Company, LLC of Waco, Texas related to the Synergy Park – Lorraine Avenue Street and Utility Improvements Project, 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: 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 **August, 2024.**

THE CITY OF TEMPLE, TEXAS

TIMOTHY A. DAVIS, Mayor

ATTEST:

APPROVED AS TO FORM:

Jana Lewellen
City Secretary

Kathryn H. Davis
City Attorney