

RESOLUTION NO. {{item.sequential_number}}

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING CONTRACT AMENDMENT NUMBER ONE TO THE AGREEMENT WITH TETRA TECH, INC. OF MAITLAND, FLORIDA FOR DEBRIS REMOVAL MONITORING AND CONSULTING SERVICES IN THE ESTIMATED AMOUNT OF \$643,377; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, Contract Amendment No. 1 to the agreement with Tetra Tech, Inc. (Tetra Tech) of Maitland, Florida will allow for additional debris removal monitoring services - on June 20, 2024, Council approved an agreement with Tetra Tech for debris removal monitoring and consulting services as needed in the event of a disaster or emergency, procured through Request for Proposals No. 23-02-24, in the estimated amount of \$505,740;

Whereas, in response to damage from the tornadoes and storm that struck the City on May 22, 2024, Tetra Tech has provided debris removal monitoring services in coordination with the debris removal contractor, D&J Enterprises; additional funding is needed to complete services throughout the City - with the addition of \$643,377, the total contract value will be \$1,149,117;

Whereas, the scope of services as outlined in the agreement with Tetra Tech provides for unit rates - the City will pay Tetra Tech for the work completed at the unit rates defined in the contract;

Whereas, Staff is working with the Federal Emergency Management Agency (FEMA) to apply for reimbursement for debris removal monitoring and consulting services from the Public Assistance (PA) Grant Program - under the PA Grant, FEMA reimburses up to 75 percent of eligible debris removal expenditures;

Whereas, The City's share of costs is estimated at \$300,590 and, of that amount, \$282,843 is the City's 25 percent grant match and \$17,747 is related to costs that are not eligible for FEMA reimbursement - it is anticipated the City will receive FEMA reimbursement in the amount of \$848,527 for the costs related to Tetra Tech's services;

Whereas, Staff recommends Council authorize Contract Amendment No. 1 to the agreement with Tetra Tech for debris removal monitoring and consulting services in the estimated amount of \$643,377; and

Whereas, a budget adjustment is being presented to Council for approval to appropriate funding for Contract Amendment No. 1 to the agreement with Tetra Tech - upon approval of the budget adjustment, funding for the debris removal monitoring and consulting services in the amount of \$643,377 will be available as follows:

	110-2320-540-2191	110-1200-515-2191	110-3500-552-2616	Total
Monitoring/Consulting Services Budget	\$ 453,240	\$ 52,500	\$ 17,747	\$ 523,487
Budget Amendment	625,630	-	-	625,630
Encumbered/Committed to Date	(453,240)	(52,500)	-	(505,740)
CA #1 - Tetra Tech	(625,630)	-	(17,747)	(643,377)
Remaining Funds	\$ -	\$ -	\$ -	\$ -

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. 1 to the agreement with Tetra Tech, Inc. of Maitland, Florida for debris removal monitoring and consulting services in the estimated amount of \$643,377, 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 2024 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 **5th** day of **September, 2024**.

THE CITY OF TEMPLE, TEXAS

TIMOTHY A. DAVIS, Mayor

ATTEST:

APPROVED AS TO FORM:

Jana Lewellen
City Secretary

Kathryn H. Davis
City Attorney