



## **REGIONAL TRANSPORTATION COMMISSION**

*Metropolitan Planning • Public Transportation & Operations • Engineering & Construction*

Metropolitan Planning Organization of Washoe County, Nevada

**Meeting Date:** 11/17/2022

From: Dale Keller, P.E., Director of Engineering

### **RECOMMENDED ACTION**

Approve Amendment No. 3 to the professional services agreement with Stantec Consulting Services, Inc., for final design and engineering during construction services on the Oddie/Wells Boulevard Project, in the amount of \$54,370, for a new total not-to-exceed amount of \$1,797,862.

### **BACKGROUND AND DISCUSSION**

RTC entered into this agreement for Stantec Consulting Services, Inc. (Stantec) to provide final design and engineering during construction services on the Oddie/Wells Boulevard Project. Construction on the project began in Fall 2021. There have been unforeseen conditions and utility conflicts. Stantec has provided additional engineering during construction services above and beyond what was originally anticipated and budgeted for the early phases of construction. This amendment will provide \$54,370 of additional funds to pay for services provided under the agreement through December.

As amended, there will not be sufficient funds available under this agreement for the remaining engineering during construction services that are included in the agreement and that RTC anticipates will be required to complete the project. Those services include services related to the punch list/final walk through, record drawings, public outreach, potential construction modifications and other engineering during construction services. Construction on the project is scheduled to continue through Fall 2024. In order to complete the project, RTC will need to either further amend this agreement to provide additional funds for engineering during construction services, or contract with another consultant to provide those services. Staff is evaluating options.

This amendment will increase the total not-to-exceed amount of the agreement by \$54,370 for a new total not-to-exceed amount of \$1,797,862. The draft amendment is attached.

### **FISCAL IMPACT**

Appropriations are included in the FY 2022 Program of Projects.

## **PREVIOUS BOARD ACTION**

- 8/20/2021 Approved Amendment No. 2 of the Professional Services Agreement (PSA) with Stantec Consulting Services, Inc.
- 5/21/2021 Approved the Professional Services Agreement (PSA) with Nichols Consulting Engineers, for Construction Management.
- 1/15/2021 Approved the Request For Proposals (RFP) for Construction Management Services.
- 12/18/2020 Approved Amendment No. 1 of the Professional Services Agreement (PSA) with Stantec Consulting Services, Inc.
- 12/20/2019 Approved the Professional Services Agreement (PSA) with Stantec Consulting Services, Inc., for Final Design.
- 4/19/2019 Acknowledged receipt of project update.
- 4/20/2018 Approved the selection of Stantec Consulting Services, Inc., and a Professional Services Agreement (PSA) for Preliminary Engineering Design.
- 8/17/2017 Approved the Request For Proposals (RFP) for Preliminary.

AMENDMENT NO. 3

The Regional Transportation Commission of Washoe County (“RTC”) and Stantec Consulting Services, Inc. (“Consultant”) entered into an agreement dated March 20, 2020, as previously amended by Amendment No. 1 dated December 18, 2020, and Amendment No. 2 dated August 20, 2021 (the “Agreement”). This Amendment No. 3 is dated and effective as of November 23, 2022.

RECITALS

WHEREAS, RTC and CONSULTANT entered into the Agreement in order for CONSULTANT to perform final design of the Oddie/Wells Boulevard Project from I-80 westbound ramps in Reno to Pyramid Way in Sparks (the “Project”)

WHEREAS, there have been additional engineering during construction services above and beyond what was originally anticipated during the early phases of construction on the Project;

WHEREAS, the parties have determined that there is a need to amend the Agreement to increase the total-not-to-exceed amount of the Agreement by \$54,370.

NOW, THEREFORE, in consideration of the mutual promises of the parties and other good and valuable consideration, the parties do agree as follows:

1. Section 3.2 shall be replaced in its entirety with the following:

The maximum amount payable to CONSULTANT to complete each task is equal to the amounts identified in Exhibit A. CONSULTANT can request in writing that the RTC Project Manager reallocate not-to-exceed amounts between tasks. A request to reallocate not-to-exceed amounts must be accompanied with a revised fee schedule, and must be approved in writing by the RTC Project Manager prior to performance of the work. In no case will CONSULTANT be compensated in excess of the following not-to-exceed amounts:

<u>Total Services (Tasks A to H)</u>	<u>\$1,797,862</u>
Total	\$1,797,862

2. Exhibit B is replaced in its entirety with the version of Exhibit B attached hereto.
3. All other provisions of the Agreement shall remain in full force and effect.

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IN WITNESS WHEREOF, the parties hereto have made and executed this amendment.

REGIONAL TRANSPORTATION COMMISSION  
OF WASHOE COUNTY

By: \_\_\_\_\_  
Bill Thomas, AICP, Executive Director

STANTEC CONSULTING SERVICES, INC.

By: \_\_\_\_\_  
Brian Norris, PE, MBA, Senior Vice President

Exhibit B

Cost Proposal

Task*	Total
A – Project Management	\$33,816.25
B – Investigate Existing Conditions and Field Inventory	\$138,460.23
C – Final Design	\$882,764.25
D – Right-of-Way Services	\$145,535.18
E – Public Outreach	\$12,544.25
F – Bidding Services	\$9,540.80
G – Engineering During Construction	\$515,674.86
H – El Rancho Design Services	\$59,526.18
Total Services	\$1,797,862.00

\*“Staff Classifications, Hours and Fees” can be found in Amendment No. 2 and will not change under Amendment No. 3.