




**CITY COUNCIL ACTION REQUEST**

<b>Department(s):</b> Environmental Services Public Works	<b>CEQA:</b> Not a Project, File No. PP17-002, Consultant services for design, study, inspection, or other professional services with no commitment to future action.	<b>Coordination:</b> City Attorney's Office and City Manager's Budget Office	<b>Dept. Approval:</b> /s/ Kerrie Romanow /s/ Matt Loesch
<b>Council District(s):</b> Citywide			<b>CMO Approval:</b>  10/4/23

**SUBJECT: AMENDMENT TO THE MASTER CONSULTANT AGREEMENTS WITH QUALITY ASSURANCE ENGINEERING, INC. DBA CONSOLIDATED ENGINEERING LABORATORIES, CONSTRUCTION TESTING SERVICES, INC., AND SIGNET TESTING LABS, INC. FOR SPECIAL INSPECTION AND MATERIALS TESTING SERVICES FOR THE SAN JOSE-SANTA CLARA REGIONAL WASTEWATER FACILITY CAPITAL IMPROVEMENT PROGRAM**

**RECOMMENDATION:**

Approve the Second Amendment to the Master Consultant Agreements with Quality Assurance Engineering, Inc. dba Consolidated Engineering Laboratories, Construction Testing Services, Inc., and Signet Testing Labs, Inc. for special inspection and materials testing services for the San José-Santa Clara Regional Wastewater Facility Capital Improvement Program, extending the term from December 31, 2023, to December 31, 2026 at no additional cost to the City.

**BASIS FOR RECOMMENDATION:**

On June 19, 2018, the City Council approved master consultant agreements with Quality Assurance Engineering, Inc. dba Consolidated Engineering Laboratories, Construction Testing Services, Inc., and Signet Testing Labs, Inc., for special inspection and materials testing services for the Capital Improvement Program at the San José-Santa Clara Regional Wastewater Facility. The not-to-exceed amount for each of these agreements is \$3,000,000, and each state a term through December 31, 2023. These agreements were amended on June 25, 2019, to revise insurance requirements and allow for premium pay for work required outside of regular business hours.

The second amendment will extend the term of these master agreements from December 31, 2023, to December 31, 2026, to maintain continuity of special inspection services for projects under construction that will be continuing beyond December 2023. The amendments also add a provision that allows the consultants to increase hourly labor rates by no more than 3% annually. Two of the three agreements have roughly 80% compensation capacity remaining. Staff does not foresee a need to increase the total maximum compensation for any of the three master agreements.

Consolidated Engineering Laboratories, Construction Testing Services, Inc. and Signet Testing Labs, Inc., are currently providing services for several projects including the Nitrification Clarifiers Rehabilitation Phase 1 project, Digested Sludge Dewatering Facility project, Yard Piping Phase 2 project, and the Filter Rehabilitation project. Except for the Nitrification Clarifier Rehabilitation project which will be completed this year, the other three projects listed above are anticipated to be completed after the end of the current term of the master agreements.

In addition to the projects listed above, there are several upcoming projects that staff anticipate utilizing these consultant services on including the Facility-wide Water System Improvement project and the Main Guard Shack Replacement project. Both projects are anticipated to be completed before December 2026.

Commission Recommendation/Input: This item is scheduled to be heard at the October 12, 2023 Treatment Plant Advisory Committee meeting. A supplemental memorandum with the committee's recommendation will be included on the amended October 24, 2023 City Council meeting agenda.

**COST AND FUNDING SOURCE:**

No additional funding is needed to approve the time extension of these master agreements. Funding will be identified prior to the issuance of project-specific service orders to the consultants.

**FOR QUESTIONS CONTACT:** Mariana Chavez-Vazquez, ESD Assistant Director at (408) 973-5353.