



CENTRAL TEXAS REGIONAL
MOBILITY AUTHORITY

November 18, 2020
Agenda Item #12

Approve Amendment No. 2 to the contract with
McGray & McGray Land Surveyors, Inc. to
extend the termination date for survey quality
assurance services for the 183 South Project

Strategic Plan Relevance: Regional Mobility
Department: Engineering
Contact: Justin Word, P.E., Director of Engineering
Associated Costs: \$0 (no additional funding required)
Funding Source: Project Funds
Action Requested: Consider and act on draft resolution

Project Description/Background – McGray & McGray Land Surveyors, Inc. (“McGray”) has served as the Mobility Authority’s Survey Quality Assurance firm on the 183 South Project (the “Project”) since December 2015. McGray was procured through a qualifications-based selection conducted in accordance with the Professional Services Procurement Act. McGray has provided survey crews for the Project to ensure that infrastructure constructed by the Design/Build Contractor is constructed horizontally and vertically in accordance with the design plans. This includes survey checks on roadway and structures (bridges and retaining walls) elements. These survey quality assurance services help to reduce errors in construction work and help to minimize rework of the constructed elements.

Previous Actions/Brief History of the Project/Program – The Mobility Authority executed a contract for Survey Quality Assurance services for the Project in December 2015. This contract included a not-to-exceed value of \$1,200,000.

In March 2020, the Board of Directors approved an amendment to the original contract to increase the not-to-exceed contract amount to \$1,300,000 and extend the termination date to December 31, 2020.

Action requested/Staff Recommendation - Staff recommends approving amendment #2 to the original survey quality assurance services contract to revise the current termination date from December 31, 2020 to Final Acceptance of the Project.

Funding - Not Applicable

Backup Provided: Draft Resolution
Amendment No. 2

**GENERAL MEETING OF THE BOARD OF DIRECTORS
OF THE
CENTRAL TEXAS REGIONAL MOBILITY AUTHORITY**

RESOLUTION NO. 20-0XX

**APPROVE AMENDMENT NO. 2 TO THE CONTRACT WITH MCGRAY & MCGRAY
LAND SURVEYORS, INC. FOR SURVEY QUALITY ASSURANCE SERVICES FOR
THE 183 SOUTH (BERGSTROM EXPRESSWAY) PROJECT**

WHEREAS, by Resolution No. 15-058, dated September 30, 2015, the Board of Directors awarded a professional services contract to McGray & McGray Land Surveyor Inc. for survey quality assurance services for the 183 South (Bergstrom Expressway) Project in an amount not to exceed \$1,200,000 (the "Contract"); and

WHEREAS, by Resolution No. 20-021, dated March 25, 2020, the Board of Directors approved Amendment No. 1 to the Contract to increase the contract value to \$1,300,000 for ongoing survey quality assurance services for the 183 South (Bergstrom Expressway) Project through December 31, 2020; and

WHEREAS, the Mobility Authority requires survey quality assurance services to continue through the completion of the 183 South (Bergstrom Expressway) Project; and

WHEREAS, the Executive Director and McGray & McGray Land Surveyor Inc. have negotiated Amendment No. 2 to the Contract to extend the contract term to the date of Final Acceptance of the Project; and

WHEREAS, the Executive Director recommends approving Amendment No. 2 to the Contract in the form or substantially the same form attached hereto as Exhibit A.

NOW THEREFORE, BE IT RESOLVED that the Board of Directors hereby approves Amendment No. 2 to the contract with McGray & McGray Land Surveyor Inc. for survey quality assurance services for the 183 South (Bergstrom Expressway) Project to extend the contract term to the date of Final Acceptance of the Project and authorizes the Executive Director to finalize and execute proposed Amendment No. 2 in the form or substantially the same form attached hereto as Exhibit A.

Adopted by the Board of Directors of the Central Texas Regional Mobility Authority on the 18th day of November 2020.

Submitted and reviewed by:

Approved:

Geoffrey Petrov, General Counsel

Robert W. Jenkins, Jr.
Chairman, Board of Directors

Exhibit A

**Second Amendment To
Agreement for Survey Quality Assurance Services
Between
Central Texas Regional Mobility Authority
and
McGray & McGray Land Surveyors, Inc.**

This Second Amendment to the Agreement between Central Texas Regional Mobility Authority (“Mobility Authority”) and McGray & McGray Land Surveyors, Inc., (“Surveyor”) effective January 4, 2016 is made effective November 18, 2020 and is for the purpose of amending the expiration date of the Agreement.

The Mobility Authority and Surveyor hereby agree that:

PART I. The Work Schedule, is deleted in its entirety and replaced with Exhibit C-1, Work Schedule, which is hereto attached and made part of this Amendment.

PART IV. This Amendment shall become effective on the date of final acceptance of the parties hereto and shall terminate upon completion of the work, unless extended by an Amendment to the Contract.

PART V. This Amendment does not waive the parties’ responsibilities and obligations provided under the Contract.

This Amendment shall become effective on the date of final execution of the parties hereto. All other terms and conditions of the Agreement not hereby amended are to remain in full force and effect.

IN WITNESS WHEREOF, this Supplemental Work Authorization is executed in duplicate counterparts and hereby accepted and acknowledged below.

CENTRAL TEXAS REGIONAL
MOBILITY AUTHORITY

MCGRAY & MCGRAY
LAND SURVEYORS, INC.

By: _____
Mike Heiligenstein
Executive Director

By: _____
Name: _____
Title: _____

Exhibit C-1

Work Schedule

The Surveyor will perform Survey Quality Assurance Services as described in this Amendment and will submit deliverables to the Mobility Authority based on the following work schedule.

Original Notice to Proceed.....December 28, 2015

Contract Expiration.....Final Acceptance of the Project