



Agenda Action Form Overview

The Board is requested to authorize the County manager to Approve Capital Project Amendment No.26CPA014 Appropriating \$388,191.84 of Debt Service Fund Fund Balance, Transferring the Funding to the PAYGO Fund to the Utilities Administration Building Capital Project. (7100SE057) for the pre-construction contract with Metcon to include the additional services for the Utilities Administration building project located at 451 TW Alexander Drive, Durham, NC 27713. This amendment increases the overall cost for pre-construction services including reimbursables expenses by \$388,191.84 to a total amount not-to-exceed \$581,191.84.

Background/Justification

On July 14, 2021, a preconstruction contract in the amount of \$149,500 was awarded to Metcon for pre-construction services. On April 13, 2023, a preconstruction contract amendment in the amount of \$43,240 included pre-construction updates for the current design to meet 20-year programmatic projections as the previous design program was compiled in 2019. Changes in the operation of the Triangle wastewater treatment plant (TWWTP), growth in RTP and other factors are driving the evolution of the design. The scope of the contract included providing new estimates and evaluation of the construction means and methods based on new design development updates. This amendment, for \$388,191.84 includes additional preconstruction services, plus Rock Scanning and site clearing, and Building Information Modeling (BIM)coordination efforts which are necessary to increase efficiency during the construction process.

Policy Impact

County projects are designed to meet the current requirements of departments and their projections for the future to continue serving the needs of Durham County public citizens.

Procurement Background

RFQ 21-015 for Construction Manager at Risk Services for the Utilities Division's New Administrative Building was advertised November 3, 2020 and Metcon, Inc. was selected as the most qualified team for the project. Construction Manager's @ Risk are selected based qualification based RFQ processes as outlined in NC G.S. 143-64-31. This statute requires that State and al public subdivisions and Local Governments units thereof, except in cases of special emergency involving the health and safety of the people or their property, to announce all requirements for architectural, engineering, surveying, construction management at risk services, design-build services, and public-private partnership construction services to select firms qualified to provide such services on the basis of demonstrated competence and qualification for the type of professional services required without regard to fee other than unit price information at this stage, and thereafter to negotiate a contract for those services at a fair and reasonable fee with the best qualified firm.

Type of purchase

- ☐ Goods
- ☐ Services
- ☒ Architect, Engineer or Surveyor Services, CM@R
- ☐ Construction and Repair

Did this request for purchase go through a bid process? Yes ☐ No ☒

Goods: Bids required if $\geq$ \$30,000, BOCC approval if $\geq$ \$90,000



Services: Bids required if $\geq \$30,000$, BOCC approval if $> \$40,000$

Construction/Repair work: Bids required if $\geq \$30,000$, BOCC approval if $\geq \$500,000$

If yes, attach a copy of bid tab and the minority and women business enterprise (MWBE) compliance review form provided by the Purchasing Division.

If no, why?

- ☐ Sole source exemption
- ☐ Cooperative purchasing program exemption
- ☐ State and federal contract exemption
- ☐ Contract is an amendment to an existing contract
- ☒ Other (please explain)

If exempted from bidding, has this request been reviewed and approved by the Purchasing Division in the agenda Legistar system? Yes ☒ No ☐

If no, why? Qualification based RFQ process as required by G.S. 143-64.31

Fiscal Impact

The funds will be deposited by the Budget department in the CIP account for the Project pending this approval.

Recommendation

The County Manager recommends that the Board **Approve Capital Project Amendment No.26CPA014 Appropriating \$388,191.84 of Debt Service Fund Fund Balance and Transferring the Funding to the PAYGO Fund to** the Utilities Administration Building Capital Project. (7100SE057) for the pre-construction contract with Metcon to include additional services for the Utilities Administration building. Project located at 451 TW Alexander Drive, Durham, NC 27713. This amendment increases the overall cost for pre-construction services including reimbursables expenses by \$388,191.84 to a total amount not-to-exceed \$581,031.84.