

AN ORDINANCE **97612**

ACCEPTING THE PROPOSALS AND AUTHORIZING THE EXECUTION OF TWO (2) \$150,000.00 ON-CALL PROFESSIONAL ENVIRONMENTAL ENGINEERING SERVICES AGREEMENTS WITH RABA KISTNER CONSULTANTS, INC., AND STEARNS, CONRAD AND SCHMIDT, CONSULTING ENGINEERS, INC., DBA SCS ENGINEERS, RESPECTIVELY, FOR A ONE (1) YEAR TERM EACH, WITH OPTIONS FOR TWO (2) ADDITIONAL ONE-YEAR PERIODS TO BE EXECUTED AT THE DISCRETION OF THE DIRECTOR OF ENVIRONMENTAL SERVICES, CONTINGENT UPON FUNDING AVAILABLE; AND PROVIDING FOR PAYMENT.

* * * * *

WHEREAS, this Ordinance accepts the proposals and authorizes the execution of two (2) On-Call Professional Environmental Engineering Services Agreements, each in an amount not to exceed \$150,000.00, for environmental consulting services to be provided by Raba-Kistner Consultants, Inc., and Stearns, Conrad and Schmidt, Consulting Engineers, dba SCS Engineers, respectively; and

WHEREAS, these agreements will be used on an as-needed basis for various environmental consulting and remediation activities associated with the management of closed municipal solid waste landfills and execution of various City environmental projects for a term of one year each, with an option to extend either or both of the agreements for up to two (2) additional one (1)-year periods upon the approval of the Director of Environmental Services and subject to funding available; and

WHEREAS, these on-call professional services agreements provide for :

1. assistance with groundwater monitoring and reporting
2. assistance with evaluation and maintenance of existing landfill gas and leachate collection systems
3. assistance with air monitoring and reporting related to federal Title V, Clean Air Act requirements
4. development of specific workplans including sampling, quality assurance, and health and safety
5. groundwater monitoring well system design, installation and sampling
6. development of landfill gas and leachate management plans
7. environmental compliance auditing

8. environmental training
9. risk-based assessments for environmental closure activities
10. regulatory coordination and other services, as required

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. Proposals from the following environmental engineering consultants, in response to the City of San Antonio First Amended RFQ, dated February 24, 2003, are hereby accepted: Raba-Kistner Consultants, Inc., and Stearns, Conrad and Schmidt, Consulting Engineers, Inc., dba SCS, Inc.

SECTION 2. The City Manager or her designee is authorized to execute two (2) On-Call Professional Environmental Engineering Services Agreements, each in an amount not to exceed \$150,000.00, with each of the foregoing engineering firms in comportment with Attachment A, incorporated herein for all purposes, which attachment represents the substantial agreement of the parties, incorporating terms of the RFQ, all amendments and addenda thereto, and the respective responses of the contracting firms, execution subject to complete submission of all disclosures and requirements of the Amended RFQ and other contract documents.

SECTION 3. The instant agreements shall each be for a single annual term period to commence on or about May 25, 2003, and each shall terminate on May 24, 2004. Upon expiration of the initial term, the Director of Environmental Services (Director) is hereby authorized to execute up to two (2) optional one (1) year terms at his / her discretion, subject to funding available. In the event the Director executes one or more optional terms, and should amendments or material modifications be made to the existing provisions, the option exercise shall require City Council approval; otherwise, the agreements or any one of them may be renewed at the Director's discretion without additional City Council action, provided the renewal term(s) are effected without material change to provisions. Material changes to provisions require City Council approval regardless of when such amendments may be effected. Any optional terms executed shall terminate on May 24 of the respective calendar years.

SECTION 4. The following financial adjustments are authorized as follows:

- (a) Funds in the amount not to exceed \$50,000.00 are encumbered for payment in Fund 55-001000 (Solid Waste Operating Fund) in index code 656876 entitled "Fees To Professional Contractors" and are made payable to Raba-Kistner Consultants, Inc. for environmental consulting services for the period of May 25, 2003 through September 30, 2003. Funding for the remaining period of the agreement is subject to annual budget appropriations.

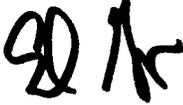
(b) Funds in the amount not to exceed \$50,000.00 are encumbered for payment in Fund 55-001000 (Solid Waste Operating Fund) in index code 656876 entitled "Fees To Professional Contractors" and are made payable to SCS Engineers for engineering consulting services for the period of May 25, 2003 through September 30, 2003. Funding for the remaining period of the agreement is subject to annual budget appropriations.

SECTION 5. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director may, subject to concurrence by the City Manager or the City Manager's designee, correct allocation to specific Index Codes and Fund Numbers as necessary to carry out the purpose of this Ordinance.

SECTION 6. This Ordinance shall be effective May 25, 2003.

PASSED and APPROVED this 15th day of May 2003.

Attest: *Jolanda L. Lebrun*
City Clerk


M A Y O R

Approved as to form: *Sally Clark Farris*
for City Attorney