

**HIDALGO COUNTY
Professional Engineering Services
Agreement #C-16-329-09-06**

AT <u>12:00</u>	FILED	<u>P</u>	M
O'CLOCK			
JUL 07 2017			
ARTURO GUAJARDO, JR. COUNTY CLERK HIDALGO COUNTY, TEXAS			
BY _____	<u>NGC</u>		DEPUTY

WORK AUTHORIZATION NO. 5

THIS WORK AUTHORIZATION is made pursuant to the terms and conditions of Section I.A. of the Agreement made by and between **HIDALGO COUNTY**, action herein by and through the **Commissioner's Court**, hereinafter called the "**Owner**," and, **B2Z ENGINEERING LLC**, professional engineers of Mission, Texas, hereinafter called "**Engineer**".

PART 1. SCOPE OF WORK

The purpose of this Work Authorization is for the "engineering services" to provide Construction Phase Services for Memorial Park located in Hidalgo County Precinct 4.

The scope of services to be provided by the **Owner** is identified in **EXHIBIT "A" – Scope of Services to be provided by the Owner** attached hereto.

The scope of services to be provided by the **Engineer** is identified in **EXHIBIT "B" – Scope of Services to be provided by the Engineer** attached hereto.

PART 2. ESTIMATED COST

The estimated cost for services under this Work Authorization is **\$49,974.50**. This amount is based upon the costs outlined in the Estimated **Cost Proposal** attached hereto as **EXHIBIT "D"**.

PART 3. PAYMENT

Compensation and payment to the Engineer for the services established under this Work Authorization shall be made in accordance with Articles 5 and 6 of the Agreement.

PART 4. FUNDING

This Work Authorization No. 5 shall be funded through funding source:

Account No. 7-1245-452-00-124-1320-240

Requisition Number _____ (**MUST BE INCLUDED AFTER CC APPROVAL**)

PART 5. PERIOD OF SERVICE

This Work Authorization shall become effective on the date of final acceptance of the parties hereto, and terminate **upon completion of scopes of the work authorization.**

PART 6. RESPONSIBILITIES AND OBLIGATIONS

This Authorization does not waive the parties' responsibilities and obligations provided under the Agreement.

PART 7. ACKNOWLEDGEMENT AND CONFIRMATION

Acknowledgement and Confirmation by Hidalgo County Precinct No.4, Commissioner, Joseph Palacios, as to content and detail of this **Work Authorization No. 5.**

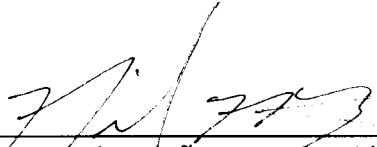
**HIDALGO COUNTY
COMMISSIONER PRECINCT No. 4:**

BY: _____

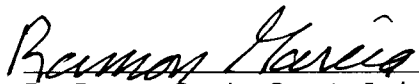
PART 8. ACCEPTANCE AND APPROVAL

This Work Authorization is hereby accepted, approved by Hidalgo County Commissioners' Court on _____ as indicated below and effective as of ____ day of _____, 201____.

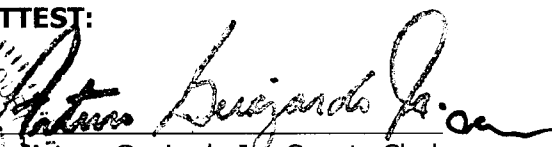
**THE ENGINEER:
B2Z ENGINEERING**


By: Nicholas Muñoz, Vice President

**THE OWNER:
HIDALGO COUNTY**


By: Ramon Garcia, County Judge

ATTEST:


By: Arturo Guajardo Jr., County Clerk

APPROVED BY
COMMISSIONERS' COURT
ON: 6/27/17 mg



EXHIBIT A

Scope of Services to be provided by the County

The following provides an outline of the services to be provided by the Owner in the development of Projects (as defined and more particularly identified in Exhibit “A” attached to this Agreement).

General:

The Owner will provide to the Engineer the following:

- 1) Provide the authorization to proceed with services through coordination with the project consulting and design Engineer.
- 2) Payment for work performed by the Engineer and accepted by the Owner in accordance with Article 6 of this Agreement.
- 3) Assistance to the Engineer, as necessary, to obtain the required data and information from other local, regional, State and Federal agencies the Engineer cannot easily obtain.
- 4) Provide any available relevant data the Owner may have on file concerning the projects.
- 5) Provide timely review and decisions in response to the Engineer’s request for information and/or required submittals and deliverables, in order for the Engineer to maintain the agreed upon work schedule prepared in accordance with Exhibit “A” attached to this Agreement.
- 6) Attend and participate in progress meetings as required and as coordinated and conducted by Engineer.
- 7) Provide the authorization to proceed with services on project by project basis through consulting design and construction Engineer.

EXHIBIT B

Scope of Services to be provided by the Engineer

SECTION I - PROJECT DESCRIPTION

The services designated herein as “Services provided by the ENGINEER” shall include the performance of all engineering services for the following described facility:

COUNTY/CITY: HIDALGO COUNTY

PROJECT/DESCRIPTION: On-Call Services for “Road and Bridge, C.I.P. and Other Projects in General”
Work Authorization No. 5 ~ Construction Phase Services – Memorial Park (FC320)

ENGINEER shall mean B2Z Engineering.

STATE shall mean Texas Department of Transportation.

COUNTY shall mean Hidalgo County.

ARCHITECT shall mean The Warren Group (TWG)

EXHIBIT B

Scope of Services to be provided by the Engineer

SECTION 12 - CONSTRUCTION PHASE SERVICES

(Function Code 320)

Const. Management Services – Memorial Park:

The ENGINEER will provide engineering and design support services for and during the planning/design/construction phase of the Project, or portions of the Project approved by the COUNTY. Specific services for CONSTRUCTION MANAGEMENT AND SUPPORT by the ENGINEER will include the following:

Construction Bidding:

- 1) The ENGINEER will assist the COUNTY and the ARCHITECT with the needed procurement package based on the selected construction delivery method for the various aspects of this project. The ENGINEER will provide the COUNTY the necessary copies of approved plans, specifications, notices to bidders, and proposals as prepared under the design phase.
- 2) The ENGINEER will make recommendations to the COUNTY during the design phase, as well as proper action on the final cost proposal received, and assist with the preparation of formal contract documents for the award of the construction contract.

Construction Contract Administration and Inspection:

- 1) In general, the ENGINEER will provide the management and engineering support/data required for consultation and advisement to the COUNTY and act as the COUNTY's representative as it relates to the various aspects of design, as well as construction as provided in the General Condition of the Construction Contract.
- 2) The ENGINEER will coordinate and conduct a pre-design and/or pre-construction conference (if required).
- 3) Defects and Deficiencies. The ENGINEER will use his best efforts to protect the COUNTY against defects and deficiencies in the work of the ARCHITECT, Design Engineer, and Contractor. The ENGINEER will promptly notify the COUNTY of any such defect or deficiency, and take all steps possible to require the ARCHITECT, Engineer, or Contractor to correct the defect or deficiency.

Miscellaneous Technical Activities:

- 1) The ENGINEER will coordinate various aspects of the project development component as directed by the COUNTY.
 - 2) The ENGINEER will act as an agent of the COUNTY when dealing with the ARCHITECT/Engineers hired by the COUNTY.
 - 3) The ENGINEER will coordinate with the COUNTY on a weekly basis to ensure that the project is meeting all defined project goals.
 - 4) The ENGINEER will QC/QA all construction cost estimates produced by the ARCHITECT/Engineers working on the project to ensure that the COUNTY stays within the defined budget.
 - 5) The ENGINEER will perform other various coordination tasks as directed by the COUNTY on an "On-Call" basis to push the project through various aspects of project development.
-



**EXHIBIT D
FEE PROPOSAL**

**Memorial Park
Construction Phase Services ~ FC320
Hidalgo County Precinct 4
Work Authorization No. 5**

		MANHOURS					Total
		Senior Project Manager	Construction Manager	Construction Inspector	Admin/ Clerical		
FC320							
TASKS							
1	Construction Phase Services		280				280
2	Meetings and Coordination with Hidalgo County Precinct 4, Architect, Civil Eng. etc		22				22
	Subtotal	0	302	0	0	0	302
Labor Hours		0	302	0	0	0	302
Hourly Base Rates		\$ 80.00	\$ 52.00	\$ 28.00	\$ 20.00	\$ 20.00	
Contract Rate FY2017		\$ 244.73	\$ 159.07	\$ 85.65	\$ 61.18	\$ 61.18	
Total Labor Costs		\$ -	\$ 48,039.14	\$ -	\$ -	\$ -	\$ 48,039.14

Direct Expenses Mileage: \$0.56/mile \$ 1,935.36

Total Direct Expenses \$ 1,935.36

B2Z Engineering Total Cost

\$ 49,974.50

CERTIFICATE OF INTERESTED PARTIES

FORM 1295

1 of 1

Complete Nos. 1 - 4 and 6 if there are interested parties.
Complete Nos. 1, 2, 3, 5, and 6 if there are no interested parties.

OFFICE USE ONLY CERTIFICATION OF FILING

Certificate Number:
2017-228083

Date Filed:
06/23/2017

Date Acknowledged:

1 Name of business entity filing form, and the city, state and country of the business entity's place of business.

B2Z Engineering, LLC
Mission, TX United States

2 Name of governmental entity or state agency that is a party to the contract for which the form is being filed.

Hidalgo County

3 Provide the identification number used by the governmental entity or state agency to track or identify the contract, and provide a description of the services, goods, or other property to be provided under the contract.

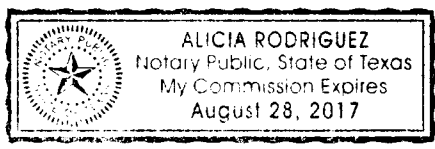
C-16-329-09-06
Precinct 4 "Road and Bridge, C.I.P. and Other Projects in General" (ON CALL) - Work Authorization No. 5 - Construction Phase Services for Memorial Park

4	Name of Interested Party	City, State, Country (place of business)	Nature of interest (check applicable)	
			Controlling	Intermediary
	Gonzalez, Aisha	Mission, TX United States	X	

5 Check only if there is NO Interested Party.

6 AFFIDAVIT

I swear, or affirm, under penalty of perjury, that the above disclosure is true and correct.



Aisha Gonzalez
Signature of authorized agent of contracting business entity

AFFIX NOTARY STAMP / SEAL ABOVE

Sworn to and subscribed before me, by the said Aisha Gonzalez, this the 23rd day of June, 2017, to certify which, witness my hand and seal of office.

Alicia Rodriguez
Signature of officer administering oath

Alicia Rodriguez
Printed name of officer administering oath

Notary
Title of officer administering oath

Fuentes

Vote: 3 - 0 – Unanimously

E. Acceptance and approval of *Change Order No. 4* to extend the term an additional thirty (30) days in connection to agreement # C-16-145A-07-19 with RG Enterprises, LLC. dba, G&G Construction as [reviewed/recommended by project architect Mata-Garcia Architects, LLP] for ongoing project: ["Landscape/Structural and Irrigation Construction for the San Carlos CRC"] in Precinct 4 and subject to HB1295 when and if applicable.

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 2, EDUARDO "EDDIE" CANTU, the Court made a UNANIMOUS vote of approval.

Vote: 3 - 0 – Unanimously

APPROVED

✓
DMJ
7/5/17

F. Acceptance and approval of Work Authorization No. 5 (with an estimated cost of \$ 49,974.50) as submitted by project engineer, B2Z Engineering, LLC for: "Construction Phase Services for Memorial Park" located within Hidalgo County Precinct No. 4, in connection to "on call" agreement #C-16-329-09-06 for:[R/B, C.I.P. and Other Projects in General] .

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 2, EDUARDO "EDDIE" CANTU, the Court made a UNANIMOUS vote of approval.

Vote: 3 - 0 – Unanimously

- 2. **AI-60286** Recommendation by project engineer, South Texas Infrastructure Group, to award the base bid to the responsible vendor, RGV Asphalt, LLC, submitting the lowest and best bid [meeting all specifications] in the amount of \$171,738.50 for the project titled: "Road Improvement to Sunflower Road" RFB-2017-128-05-24-HGO and subject to compliance with HB1295 and SAM .gov when/if applicable.

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 2, EDUARDO "EDDIE" CANTU, the Court made a UNANIMOUS vote of approval.

Vote: 3 - 0 – Unanimously

F. Justices of the Peace

- 1. **AI-60315** The Honorable Luis J. Garza, JP Pct 3 Place 1, is formally requesting to remove fixed assets from their inventory list with detailed description of said fixed assets attached as "Exhibit A" inventory.

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 2, EDUARDO "EDDIE" CANTU, the Court made a UNANIMOUS vote of approval.

SPECIAL MEETING - June 27, 2017

BE IT REMEMBERED, that on this 27th day of June A.D., 2017, there was begun and held a **SPECIAL MEETING** of the Honorable Commissioners' Court of Hidalgo County, Texas, wherein the following members thereof were present, to-wit:

HONORABLE RAMON GARCIA	HIDALGO COUNTY JUDGE
HONORABLE DAVID FUENTES	COMMISSIONER, PRECINCT NO. 1
HONORABLE EDUARDO "EDDIE" CANTU	COMMISSIONER, PRECINCT NO. 2
HONORABLE JOE M. FLORES	COMMISSIONER, PRECINCT NO. 3
HONORABLE JOSEPH PALACIOS	COMMISSIONER, PRECINCT NO. 4

and **ARTURO GUAJARDO, JR.**, COUNTY CLERK & EX-OFFICIO CLERK OF THE **COMMISSIONERS' COURT** of Hidalgo County, Texas, wherein the following proceedings were had, to-wit:



**AGENDA
CC REGULAR
HIDALGO COUNTY
COMMISSIONERS COURT MEETING
June 27, 2017
9:30 A.M.**

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a SPECIAL MEETING of the Commissioners' Court will be held at the Edinburg Council Chambers 415 W. University Drive, Edinburg, Hidalgo County, Texas. Discussion and possible action relating to the following business will be transacted:

1. Roll Call

Commissioner Joseph Palacios was not present during roll call.

2. Pledge of Allegiance

The judge led the courtroom in reciting the Pledge of Allegiance.

3. Prayer

Julia Sullivan led the courtroom in Prayer.

Judge Garcia directed the courtroom in a moment of silence in honor of Gunner's Mate 2nd Class Noe Hernandez of Weslaco, Texas.

The judge also acknowledged a dedication ceremony in honor of Patrol Aircraft Ernesto Alanis.

4. Approval of Consent Agenda

The court moved to approve the consent agenda with the exception of Items.5.B. and 11.A - C.

5. County Judge's Office:

- A. AI-60477** Discussion and approval to designate Pharr Original Townsite as a Colonia and authorize County Judge Ramon Garcia to submit letter on the designation.

Michael Leo explained that Proyecto Azteca completed projects in the Pharr original townsite area. According to Leo, two weeks ago they met in precinct 2 with all the parties involved. The organization received some funds from a USDA rural development grant, to either construct or reconstruct homes for very low income families. It is stipulated that the funds can only be use in areas that are designated as colonias or rural areas. However, because the Pharr townsite is not currently dedicated

21.

Purchasing Department - Notes:

A. FOR ANY CONTRACT(S) AWARDED AND APPROVED UNDER THIS AGENDA, EXECUTED COPIES OF THE CONTRACT(S) WILL BE AVAILABLE ON THE COUNTY INTRA-NET WEBSITE AND WILL BE FORWARDED VIA E-MAIL, FAX OR HAND DELIVERED TO HIDALGO COUNTY AUDITOR'S OFFICE.
B. ANY AND ALL REQUESTS FOR PAYMENT(S) APPROVED WILL BE SUBJECT TO COUNTY AUDITORS PROCESSING PROCEDURES INCLUDING AUTHORITY FOR COUNTY TREASURER TO ISSUE PAYMENT(S)/CHECK(S).

A. Hidalgo County

1. **AI-60423** Discussion on exploring the possible use of a Real Time On-line Auction Services Provider as an additional resource/option for Hidalgo County's current sale of tax foreclosure properties conducted by the county's delinquent tax collection firm.

Martha Salazar informed that this is a program that has been introduced to the county which could possibly provide more participants. This would be at the cost of the bidder. There're several counties looking into it but no one has finished it up, rules are still pending. It would be put out as an RFP, simultaneous to the auctions at the courthouse and in real time. Again, there is a fee associated to the bidder that would be included in the RFP.

According to Salazar, Cameron County is in the process of having the tax assessor review and draft the rules.

Commissioner Palacios joined the meeting.

Commissioner Cantu commented that some those fees might scare away some buyers if they don't want to pay fees.

Court proceeded to Item. 16.A.

2. **AI-60461** Presentation for discussion, consideration, action and approval of 2nd Amendment to Letter of Engagement with Porter Hedges, LLP with regard to the scope of legal services, including but not limited to other professional & consulting services for New Courthouse Project as attached with details herein.

Commissioner Palacios stepped away from the meeting.

Martha Salazar explained that this is for consulting services that Mr. Hawkins would need specifically to assist him. Michael Leo added that the scope would stay the same, this just clarifies Bob Brook's as the consultant has other team members in the project. Therefore, this would basically identify team members by name.

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 2, EDUARDO "EDDIE" CANTU, the Court made a UNANIMOUS vote of approval.

Vote: 3 - 0 – Unanimously

E.

Pct. 4

1. **AI-60297** A. Acceptance and approval of the FINAL negotiated AIA Forms of Agreement #C-17-184-06-27 with NASSARI-WARREN GROUP ARCHITECTS, INC., in connection to the: "Design and Construction of Memorial Park Phase I" (located at 107 Highway and Sunflower Road, Edinburg, Texas) for Hidalgo County Precinct 4.

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 2, EDUARDO "EDDIE" CANTU, the Court made a UNANIMOUS vote of approval.

Vote: 3 - 0 – Unanimously

- B. Requesting exemption from competitive bidding requirements under the Texas Local Government Code, Section 262.024 (A) (4) a professional service;

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 2, EDUARDO "EDDIE" CANTU, the Court made a UNANIMOUS vote of approval.

Vote: 3 - 0 – Unanimously

- C. Presentation of scoring grid (for the purpose of ranking by CC) of the firms graded and evaluated through the County's approved "pool" of professional engineering services for the purposes of "ON CALL" [Construction Material Testing/GEO Technical Services] for projects located within Hidalgo County Precinct No. 4;

ENGINEERING FIRMS:

Firms	Raba-Kistner, Inc.	Professional Service Industries, Inc. (PSI)	Yzaguirre Engineering Group, Inc.
Total Scores	97	95	90
Ranking	1	2	3

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 2, EDUARDO "EDDIE" CANTU, the Court made a UNANIMOUS vote of approval.

Vote: 3 - 0 – Unanimously

- D. Authority for the Purchasing Department to negotiate a professional engineering services agreement commencing with the No. 1 ranked firm of Raba-Kistner, Inc. for the purposes of "ON CALL" [Construction Material Testing/GEO Technical Services] for projects located within Hidalgo County Precinct No. 4.

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 2, EDUARDO "EDDIE" CANTU, the Court made a UNANIMOUS vote of approval.