



City of Sonora

Community Development Department
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DATE: June 4, 2018
TO: Honorable Mayor and City Council Members
FROM: Rachelle Kellogg, Community Development Director
SUBJECT: A&E Consultant Contract Policies

RECOMMENDATIONS:

City staff recommends that the City Council approve the following:

- 1) Resolution No. 06-04-2018-C, adopting policies related to Architectural and Engineering (A&E) Consultant contract selection and procurement for services related to federal and state funding transportation projects.

DISCUSSION:

Local agencies requesting federal or state transportation funds for A&E Consultant services must follow the selection and contracting procedures detailed in Chapter 10, Consultant Selection, in the Caltrans' Local Assistance Procedures Manual. A&E consulting services include architectural, landscape architectural, engineering, environmental, land surveying, construction engineering, and construction project management services. Previously only those jurisdictions that desired to use a different procurement process were required to obtain advance approval from the Federal Highways Administration and/or the Caltrans prior to its adoption. All other jurisdictions were subject to the policies and procedures included within the Chapter 10. Due to recent policy changes, even jurisdictions procuring under Chapter 10's policies and procedures must adopt the Chapter even though the City is already required to comply with it.

Resolution Number: 06-04-2018-C

A RESOLUTION OF THE CITY COUNCIL ADOPTING POLICIES RELATED TO ARCHITECTURAL AND ENGINEERING (A&E) CONSULTANT CONTRACT SELECTION AND PROCUREMENT FOR SERVICES RELATED TO FEDERAL AND STATE FUNDED TRANSPORTATION PROJECTS

WHEREAS, a local agency may engage consultants to perform engineering and design related services to develop a federal or state funded project; and

WHEREAS, private consulting firms providing architectural, landscape architectural, engineering, environmental, land surveying, construction engineering, and construction project management services are termed Architectural and Engineering (A&E) Consultants; and

WHEREAS, the provisions of the Brooks Act (40 United State Code, Section 1104) require local agencies to award federally funded engineering and design related contracts, otherwise known as A&E contracts, on the basis of fair and open competitive negotiations, demonstrated competence, and professional qualifications (23 code of Federal Regulations (CFR), Part 172) at a fair and reasonable price (48 CFR 31.201-3); and

WHEREAS, the State of California Department of Transportation (Caltrans) has developed Chapter 10, Consultant Selection, of the Local Assistance Procedures Manual, updated annually, which sets forth the policies and procedures to be utilized by local agencies in the procurement and management of A&E contracts on federal and state funding transportation projects to ensure the avoidance of fraud, waste and abuse in the performance of A&E services; and

WHEREAS, local agencies requesting federal and/or state transportation funds to reimburse the agency for A&E consultant services must follow the selection and contracting procedures detailed in Chapter 10, Consultant Selection, of the Local Assistance Procedures Manual;

NOW, THEREFORE, BE IT RESOLVED THAT THE SONORA CITY COUNCIL HEREBY ADOPTS Chapter 10, Consultant Selection, of the Caltrans' Local Assistance Procedures Manual, and any updates thereto, in the procurement of A&E services for federal and state funded transportation projects.

PASSED, APPROVED AND ADOPTED as a Resolution by the Sonora City Council at a meeting held by the City Council on the 4th day of June 2018, by the following vote:

AYES:

NOES:

ABSENT:

Dated: June 4, 2018

Connie L. Williams, Mayor

ATTEST:

Marijane Cassineto, City Clerk