



City of Denton

City Hall
215 E. McKinney Street
Denton, Texas
www.cityofdenton.com

AGENDA INFORMATION SHEET

DEPARTMENT: Procurement
ACM: Cassey Ogden
DATE: April 18, 2023

SUBJECT

Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the approval of a ninth amendment to a Professional Services Agreement between the City of Denton and Peak Program Value, LLC, amending the contract approved by City Council on October 13, 2020, in the not-to-exceed amount of \$696,074.00; amended by amendments 1-8 approved by Purchasing and City Council; said ninth amendment for additional program management services for the construction phase of the Public Safety Buildings (Police Headquarters, Police Substation, and Firing Range); providing for the expenditure of funds therefor; and providing an effective date (RFQ 7425 – providing for an additional ninth amendment expenditure amount not-to-exceed \$317,490.00, with the total contract amount not-to-exceed \$2,771,350.00).

INFORMATION/BACKGROUND

Peak Program Value, LLC (PPV) has been providing program management services (i.e., cost control, schedule management, and “best value” strategies) for the preconstruction/construction phases of the Public Safety Buildings (Police Headquarters, Police Substation, and Firing Range) and multiple other vertical capital improvement projects for over two years. These services are provided both under the Professional Services Agreement referenced above that expires on September 30, 2023, and earlier assignments awarded by the City of Denton. The aggregate cost savings and cost avoidance seen by the City across these projects has been more than \$2 million.

Under this continuation of an existing engagement, PPV will continue to provide construction and close-out phase program management services for the Public Safety Buildings projects through the currently scheduled completion and closeout, in a not-to-exceed amount of \$317,490. In addition, PPV’s services will continue to be provided for other City building projects now underway under earlier Task Orders.

Amendment	Task Order	Project	Approved By	Date	Amount
	TO #1	Public Safety Buildings	City Council	10/13/2020	\$696,074.00
Amend #1					\$ 44,910.00
	TO #2	City Hall West Renovation	Purchasing	2/8/2021	\$ 44,910.00
Amend #2					\$ Pro-Bono
	TO #3	Loop 288 Junction	City Council	4/8/2021	\$ -
Amend #3					\$463,985.00
	TO #4	American Legion Hall Renovation	City Council	6/15/2021	\$ 11,380.00

	TO #5	Service Center Renovation	City Council	6/15/2021	\$331,181.00
	TO #6	Fleet Maintenance Building Expansion	City Council	6/15/2021	\$121,424.00
Amend #4					\$ 36,791.00
	TO #7	Service Center Complex Site Evaluation	Purchasing	8/20/2021	\$ 36,791.00
		Task Order #5 REV 1-Scope Amendment	Purchasing	8/20/2021	\$ -
Amend #5					\$540,256.00
	TO #8	Project Control Services	City Council	9/14/2021	\$ 47,500.00
	TO #9	Solid Waste Fleet Maintenance Shop	City Council	9/14/2021	\$221,567.00
	TO #10	Denton Municipal Electric Renovation	City Council	9/14/2021	\$271,189.00
Amend #6					\$216,769.00
	TO #11	Fire Station No. 9	City Council	10/19/202	\$216,769.00
Amend #7					\$ 31,755.00
	TO #12	Facility Condition Assessment	Purchasing	12/27/202	\$12,310.00
	TO #13	Facility Master Plan	Purchasing	12/27/202	\$19,445.00
Amend #8				8/16/2022	\$423,320.00
	TO#1	Project Controls and Management Services	City Council	8/16/2022	\$423,320.00
Amend #9					\$317,490.00
	TO#1	Project Controls and Management Services	City Council		\$317,490.00

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

On October 13, 2020, City Council approved a contract with Peak Program Value, LLC, for Task Order #1, in the not-to-exceed amount of \$696,074 (Ordinance 20-1995).

On February 8, 2021, Purchasing approved Amendment No. 1, Task Order #2, with Peak Program Value, LLC, in the not-to-exceed amount of \$44,910, for a total not-to-exceed amount of \$740,984.

On April 8, 2021, Purchasing approved Amendment No. 2, Task Order #3, with Peak Program Value, LLC, for pro-bono services, in the total not-to-exceed amount of \$740,984.

On June 15, 2021, City Council approved Amendment No. 3, Task Order #4, #5, and #6, with Peak Program Value LLC, in the not-to-exceed amount of \$463,985, for a total not-to-exceed amount of \$1,204,969 (Ordinance 21-1126).

On August 21, 2021, Purchasing approved Amendment No. 4, Task Order #7 with Peak Program Value, LLC, in the not-to-exceed amount of \$36,791, for a total not-to-exceed amount of \$1,241,760.

On September 14, 2021, City Council approved Amendment No. 5., Take Orders #8, #9, and #10 with Peak Program Value LLC, in the not-to-exceed amount of \$540,256, for a total not-to-exceed amount of \$1,998,785 (Ordinance 21-1868).

On December 27, 2021, City Council approved Amendment No. 6 with Peak Program Value, LLC., preconstruction and construction management services for Fire Station Number 9, in a not-to-exceed amount of \$216,769, for a total amended contract amount of \$1,998,785. (Ordinance 21-2170).

On August 21, 2021, Purchasing approved Amendment No. 7, Task Order #7 with Peak Program Value, LLC, in the not-to-exceed amount of \$31,755.00, for a total not-to-exceed amount of \$2,030,540.

On August 16, 2022, City Council approved Amendment No. 8, Task Order #1 with Peak Program Value, LLC, in the not-to-exceed amount of \$423,320, for a total not-to-exceed amount of \$2,453,860 (Ordinance 22-1687).

RECOMMENDATION

Award Amendment No. 9 with Peak Program Value, LLC, for continued construction management services for the Public Safety Buildings projects, in a not-to-exceed amount of \$317,490 for a total amended contract amount of \$2,771,350.

PRINCIPAL PLACE OF BUSINESS

Peak Program Value, LLC
Boulder, CO

ESTIMATED SCHEDULE OF PROJECT

This contract expires on October 12, 2023.

FISCAL INFORMATION

These services will be funded from General Obligation and Certificate of Obligation funds dedicated to facility projects. Requisitions will be entered on an as-needed basis. The total amended amount of this contract is \$2,771,350.

EXHIBITS

- Exhibit 1: Agenda Information Sheet
- Exhibit 2: Original Ordinance, Contract, and Amendments
- Exhibit 3: LLC Members
- Exhibit 4: Ordinance and Amendment 9

Respectfully submitted:
Lori Hewell, 940-349-7100
Purchasing Manager

For information about this acquisition, contact: Trevor Crain, 940-349-7426.

Legal point of contact: Marcella Lunn at 940-349-8333.