

**PROCUREMENT SUMMARY**

**CONSTRUCTION MANAGEMENT SUPPORT SERVICES- CAPITAL PROJECTS / CONTRACT NO. AE76301MC081000**

1.	<b>Contract Number:</b> AE76301MC081000			
2.	<b>Contractor:</b> Zephyr Rail			
3.	<b>Mod. Work Description:</b> Increase the Contract not-to-exceed funding amount.			
4.	<b>Work Description:</b> Construction Management Support Services- Capital Projects, that will continue to support Metro in the performance of Metro's responsibilities for multiple Capital Projects.			
5.	<b>The following data is current as of:</b> June 22, 2023			
6.	<b>Contract Completion Status:</b>		<b>Financial Status:</b>	
	<b>Award Date:</b>	<b>October 28, 2021</b>	<b>Board Approved NTE Amount:</b>	<b>\$3,519,211.94</b>
	<b>Notice to Proceed (NTP):</b>	<b>N/A</b>	<b>Total Contract Modification Authority (CMA):</b>	<b>\$351,921.19</b>
	<b>Original Completion Date:</b>	<b>December 1, 2026</b>	<b>Value of Task Orders and Mods. to Task Orders Issued to Date:</b>	<b>\$2,773,000.63</b>
	<b>Current Est. Complete Date:</b>	<b>December 1, 2026</b>	<b>Remaining Board Approved Amount:</b>	<b>\$746,211.31</b>
7.	<b>Contract Administrator:</b> <b>Chelsea Bajorunas</b>		<b>Telephone Number:</b> <b>(213) 922-5344</b>	
8.	<b>Project Manager:</b> <b>Michelle McFadden Quinn</b>		<b>Telephone Number:</b> <b>(213) 418-3026</b>	

**A. Contract Action Summary**

On October 21, 2021, the Board of Directors approved award of Contract No. AE76301MC081000, Construction Management Support Services- Capital Projects to Zephyr Rail, in the amount not-to-exceed (NTE) \$3,519,211.94, to support the design reviews, construction management, and administration of the construction contract(s) and to ensure that the construction of various projects are administered and completed in compliance with contract requirements and government regulations. Additionally, this contract supports constructability and pre-construction activities for projects in the planning phase that are in the process of transitioning to Program Management. The Period of Performance for the Contract is three (3) years, through October 2024, plus two (2) one (1) year options to be exercised at Metro's sole discretion. This action is to increase the authorized funding for this Contract in a not-to-exceed amount of \$5,750,000, increasing the total authorized funding from \$3,519,211.94 to \$9,269,211.00.

Eight (8) Task Orders and Seven (7) Task Order Modifications have been executed to date. Furthermore, two (2) Administrative Contract Modifications for zero dollars have also been executed to date.

Since this is a multi-year contract, the Chief Program Management Officer and the Project Managers for the various projects are responsible for budgeting costs in future years, including the exercise of any options.

The total contract amount will be the aggregate value of all Task Orders and Modifications issued to the Construction Management Support Services (CMSS) Consultant through the term of the contract.

Contract No. AE76301MC081000 is a cost-plus fixed fee (CPFF) Contract.

## **B. Cost/Price Analysis**

The negotiated cost and fixed fee or lump sum price for future Task Orders will be determined to be fair and reasonable based upon fact finding, technical evaluation, cost analysis, and negotiations, before issuing the Task Orders authorizing the work to the CMSS Consultant. Task Orders will be processed in accordance with Metro's Acquisition Policy and Procedures. A cost analysis will be performed for each Task Order, considering the Independent Cost Estimate, technical analysis utilizing labor, and indirect cost rates established in the Contract.