

MEMORANDUM



OCAT Agenda
Item No. VII. A
4/27/2023

TO: Trustees, Oklahoma City Airport Trust

FROM: Jeff Mulder, Director of Airports

Amendment No. 1 to the Annual Maintenance Contract with Rudy Construction Co., for Project No. OCAT GEN 2213, "Paving Repairs and Maintenance." WRWA, WPA, CEPA.

Background:

On April 28, 2022, Trust awarded the competitively bid Annual Maintenance Contract ("Contract") for Project No. OCAT GEN 2213, "Paving Repairs and Maintenance" to Rudy Construction Co. The Contract establishes rates for on-call paving repairs and maintenance at Trust facilities, including Trust facilities at the Mike Monroney Aeronautical Center, for an original period of 365 calendar days or until the aggregate of all claims reaches the contract sum of \$400,000, whichever event occurs first. The Contract provides for a maximum of two successive 365-day renewal periods upon mutually agreeable terms.

Justification:

The original period of the Contract will expire on or about May 31, 2023, or when the aggregate of all claims reaches the Contract sum of \$400,000, whichever event occurs first. To ensure the continuation of on-call paving repairs and maintenance for Trust facilities at the Trust's three airports, it is in the Trust's best interest to renew the Contract for its first renewal period. During the first renewal period, rates established in the Unit Price Schedule will be adjusted in accordance with the net changes in the Consumer Price Index (CPI), "All Items Less Food and Energy," over the prior 12 months as compiled by the Bureau of Labor Statistics, and published two months prior to the date of Trust's approval of any such renewal. There will only be one CPI adjustment at the beginning of each contract period per contract renewal. The February 2023 CPI adjustment for this first renewal term is an increase of 5.5% from the rates authorized in the original term of the Contract. Additionally, there is a need to add two (2) line items for cold patching of paving that are necessary to expedite those repairs and prevent damage to vehicles and/or injury to citizens.

In addition, pursuant to Federal Aviation Administration ("FAA") requirements, certain mandatory contract provisions, required to be in all OCAT agreements, was recently updated at the federal level. In order to comply with FAA requirements, language related to Title VI of the Civil Rights Act of 1964, described in Amendment No. 1, was updated.

Recommendation: Amendment be approved.