



Date: December 21, 2010

To: Thomas J. Bonfield, City Manager
Through: Theodore L. Voorhees, Deputy City Manager
From: Edward R. Venable, Manager of Engineering and Stormwater Services
Subject: Amendment No. 3 Professional Services On-Call Supplemental Agreement Construction Administration Services for ST-243, City Hall Plaza Street Improvements Project

Executive Summary

On November 23, 2010, bids were opened for Contract ST-243, City Hall Plaza Improvements Project. This project consists of a water line installation, storm drainage, curb and gutter, paving, landscaping, and a new ADA compliant design entrance for City Hall Plaza.

There is an on-call agreement with Kimley-Horn and Associates for the streetscape and water line design of the City Hall Plaza Improvements Project. The Public Works Department recommends an additional \$45,000.00 be authorized to amend this on-call supplemental agreement with Kimley-Horn and Associates to provide the construction administration services for this project. The project was designed by Kimley-Horn and Associates of Durham, and this firm would be able to provide construction administration services throughout the life of the four-month project.

Recommendation

The Administration recommends that the City Council authorize the City Manager to amend the on-call supplemental professional services agreement with Kimley-Horn and Associates by \$45,000 to provide for construction management services for ST-243, City Hall Plaza Improvements.

Background

Contract ST-243 is a construction project that will consist of a water line installation, storm drainage, curb and gutter, paving, landscaping, and a new ADA compliant design entrance for City Hall Plaza. An On-Call Professional Services Agreement with Kimley Horn and Associates was entered into on December 11, 2008 for design services and construction administration related to ADA compliant improvements to City Hall Plaza. The original on-call agreement was for \$55,000.00. This agreement was amended by \$31,300.00 on August 27, 2009 to design a new water line for City Hall Plaza. Amendment No. 2 was approved by the City Council on March 15, 2010 for additional design of improvements to Parrish Street at the North Carolina Insitute of Minority Economic Development (NCIMED) building which has the Mechanics and Farmers Bank as its main tenant. This amendment increased the agreement with Kimley Horn to \$148,300.00. The proposed Amendment No. 3 would increase the existing agreement with Kimley-Horn to \$193,300.00

Issues/Analysis

An additional \$45,000.00 is requested to pay for construction administration services for the ST-243 contract. By extending an existing contract, the City Hall Plaza project can continue uninterrupted.

Alternatives

The Department of Public Works has not identified any alternatives since the not to exceed negotiated price is considered fair and reasonable. Sufficient staffing does not exist to provide the level of expertise to perform the required construction inspection.

Financial Impact

Funds for this project are budgeted for in the Downtown Street Improvements Project Phases I & II.

Kimley Horn and Associates, Incorporated:

Original appropriations	\$55,000.00	City Hall Plaza Redesign
Amendment No. 1	\$31,300.00	Water Line Design
Amendment No. 2	\$62,000.00	Mechanics and Farmers Bank
Amendment No. 3	<u>\$45,000.00</u>	Construction Administration

Revised Appropriations \$193,300.00

SDBE Summary

This is a contract amendment and is not reviewed by the Department of Equal Opportunity/Equity Assurance for compliance with the Ordinance to Promote Equal Opportunities in City Contracting.

Kimley-Horn and Associates will be required to meet the overall participation goals per their original on-call agreement with the City.