



# City of Grand Island

Tuesday, April 24, 2007

Council Session

## Item G14

**#2007-97 - Approving Amendment to Agreement with Olsson Associates for Engineering Consulting Services for the Widening of Capital Avenue**

Staff Contact: Steve Riehle, City Engineer/Public Works Director

# **Council Agenda Memo**

**From:** Steven P. Riehle, Public Works Director

**Meeting:** April 24, 2006

**Subject:** Approving Amendment Number 3 to the Agreement with Olsson Associates for the Project to Widen Capital Avenue

**Item #'s:** G-14

**Presenter(s):** Steven P. Riehle, Public Works Director

## **Background**

Any amendments to the agreement must be approved by council.

## **Discussion**

On November 9, 2004 the City of Grand Island entered into an agreement with Olsson Associates for Engineering Consulting Services to Widen Capital Avenue West from the Moores Creek ditch to just east of Webb Road.

Additional work beyond the scope of the original agreement is needed to complete Right-of-Way acquisition.

## **Alternatives**

It appears that the Council has the following alternatives concerning the issue at hand. The Council may:

1. Make a motion to approve the amendment to the agreement.
2. Refer the issue to a Committee.
3. Postpone the issue to a future date.
4. Take no action on the issue.

## **Recommendation**

City Administration recommends that the Council approve the amendment to the agreement.

## **Sample Motion**

Approve the amendment to the agreement.

## **2nd AMENDMENT TO LETTER AGREEMENT FOR ENGINEERING SERVICES**

THIS AMENDMENT TO LETTER AGREEMENT, made as of the 24th day of April 2007, by and between the City of Grand Island, Nebraska ("Client") and Olsson Associates ("OA"), WITNESSETH, That whereas the Client intends to complete the Additional Right of Way Negotiations, Additional Appraiser Review Consulting Services, St. Patrick Avenue Design Changes, and Condemnation Services for which services were provided under the agreement between the City of Grand Island and Olsson Associates dated November 3, 2004, a fee for these services for the Project are hereby added to the agreement in accordance with paragraph 2, Letter of Agreement. Said Additional Services shall be provided as set forth hereafter.

### **Scope of Services**

A. Additional Right of Way Negotiations:

Per Exhibit A, Section E, OA will obtain the services of Midwest Right of Way Services to negotiate deeds, contracts and/or easements needed by the City of Grand Island to be able to complete the project. This includes meetings with the contracting entity, plan review, negotiating for deeds, contracts and/or easements, and submitting the completed necessary documents to OA and Client for each tract. One additional tract is required for the project beyond the estimated 20 tracts in 1<sup>st</sup> Amendment. Also additional services have been requested assisting the City with determining the next steps with proceeding with negotiations with Sapp Brother's tract and Menard's tracts after the Council approved condemnation.

\$3,000

B. Additional Appraiser Review Consulting Services:

The City requested us to assist the new appraisal reviewer understand our proposed improvements and identify the conflicts. We created concepts removing the center portion of the Sapp Bros building while identifying conflicts and looking at the truck turning movements for each concept.

\$1,400

C. St. Patrick Avenue Design Changes:

We have been requested by the City to widen St. Patrick Avenue to 41' wide to accommodate 3 lanes. This change will facilitate changing the northeast return to flared return to accommodate right turning vehicles. Additional changes will be required in the design for driveways, grades, and storm sewer if the center portion of the Sapp Brother's building is removed.

\$2,000

D. Condemnation Services:

If the City proceeds with condemnation, additional time will be required consulting with lawyers and additional appraisers. This is an estimate and depends on the time commit required by future lawyers, appraisers, and judges involved in the cases. Time will be billed as separate phase plus expenses.

|                                      |         |
|--------------------------------------|---------|
| Tracts 16, 17, and 19 (Menard, Inc.) | \$4,000 |
| Tract 5 (Poland Oil, Inc.)           | \$4,000 |

**2<sup>nd</sup> Amendment Total** **\$14,400**

Fees are based on our Direct Labor Costs times a factor of 2.5 for services rendered by our principals, and employees engaged directly on the Project, plus the subconsultant fee.

Billings will be submitted and payable monthly in accordance with the original agreement.

**Termination Provisions**

A. The termination provisions of Paragraph 5.3 of the General Provisions of the original agreement apply to this contact amendment.

OLSSON ASSOCIATES

By \_\_\_\_\_  
Matthew M. Rief

Accepted this \_\_\_\_\_ day of  
\_\_\_\_\_, 2007

CITY OF GRAND ISLAND

ATTEST:

By \_\_\_\_\_  
Margaret Hornady

By \_\_\_\_\_  
RaNae Edwards

Title \_\_\_\_\_  
City Clerk

RESOLUTION 2007-97

WHEREAS, on November 9, 2004, by Resolution No. 2004-285, the City Council of the City of Grand Island approved an agreement with Olsson Associates of Grand Island, Nebraska, to perform design services to widen Capital Avenue from the Moores Creek Drainway to Webb Road ; and

WHEREAS, on April 26, 2005, by Resolution No. 2005-131, the City Council of the City of Grand Island approved Amendment #1 to the agreement with Olsson Associates to extend the final design to Webb Road; and

WHEREAS, additional work beyond the scope of the original agreement is needed to complete right-of-way acquisition.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the amendment to the agreement with Olsson Associates of Grand Island, Nebraska, is hereby approved.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized and directed to execute the amendment to the agreement for such services on behalf of the City of Grand Island.

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Adopted by the City Council of the City of Grand Island, Nebraska, April 24, 2007.

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Margaret Hornady, Mayor

Attest:

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RaNae Edwards, City Clerk

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|---------------------|-----------------|
| Approved as to Form | ☐ _____         |
| April 19, 2007      | ☐ City Attorney |