



# City of Grand Island

Tuesday, May 13, 2008

Council Session

## Item G17

**#2008-132 - Approving Award of Proposal for Engineering Services Related to Quiet Zone Improvements**

Staff Contact: Steven P. Riehle, City Engineer/Public Works Direc

# Council Agenda Memo

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

**Meeting:** May 13, 2008

**Subject:** Approving Award of Proposal for Engineering Services  
Related to Quiet Zone Improvements

**Item #'s:** G-17

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

## Background

On January 30, 2008 a Request for Proposals (RFP) for engineering services related to Quiet Zone Improvements in the Downtown area was advertised in the Grand Island Independent and sent to eight (8) potential proposers by the Engineering Division of the Public Works Department.

## Discussion

Three (3) proposals were opened on February 27, 2008 and reviewed by Public Works Director, Steve Riehle, Civil Engineering Manager, Ron Underwood and Engineering Technician Supervisor, Tom Carlson. Felsburg Holt & Ullevig Consulting Engineers of Omaha, Nebraska with JEO Consulting Group of Grand Island, Nebraska as a sub-consultant submitted the proposal that was chosen using evaluation criteria listed in the RFP. The work is to be performed at actual costs with a maximum of \$28,600.00.

- Firm experience on similar work. (20%)
- Team experience on similar work. (20%)
- Experience with City Of Grand Island. (10%)
- Understanding of the Project. (15%)
- Approach to the work. (15%)
- Proposed fees & Agreement. (20%)

## **Alternatives**

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

1. Move to approve
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

## **Recommendation**

City Administration recommends that the Council approve the award of proposal to Felsburg Holt & Ullevig Consulting Engineers of Omaha, Nebraska with JEO Consulting Group of Grand Island, Nebraska as a sub-consultant.

## **Sample Motion**

Move to approve the award of proposal.

## CONTRACT AGREEMENT

THIS AGREEMENT made and entered into this \_\_\_\_\_ day of \_\_\_\_\_ 2008, by and between **Felsburg Holt & Ullevig** hereinafter called the Contractor, and the **City of Grand Island, Nebraska**, hereinafter called the City.

WITNESSETH:

THAT, WHEREAS, in accordance with law, the City has caused contract documents to be prepared and an advertisement of a **Request for Proposals for Engineering Consulting Services Related to Quiet Zone Improvements for the City of Grand Island**, and

WHEREAS, the City, in the manner prescribed by law, has publicly opened, examined, and canvassed the proposals submitted, and has determined that the aforesaid Contractor submitted the best proposal based on the evaluation criteria listed in the Request For Proposals, and has duly awarded to the said Contractor a contract therefore, for the sum or sums named in the **Quiet Zone Improvements Proposal Form** Submitted by the Contractor, a copy thereof being attached to and made a part of this contract;

NOW, THEREFORE, in consideration of the compensation to be paid to the Contractor and of the mutual agreements herein contained, the parties have agreed and hereby agree, the City for itself and its successors, and the Contractor for itself, himself, or themselves, and its, his (hers), or their successors, as follows:

ARTICLE I. That the Contractor shall (a) furnish all tools, equipment, superintendence, transportation, and other construction materials, services and facilities; (b) furnish, as agent for the City, all materials, supplies and equipment specified and required to be incorporated in and form a permanent part of the completed work; (c) provide and perform all necessary labor; and (d) in a good substantial and workmanlike manner and in accordance with the requirements, stipulations, provisions, and conditions of the contract documents as listed in the attached **Request For Proposals for Engineering Consulting Services Related to Quiet Zone Improvements for the City of Grand Island** and in the attached **Quiet Zone Improvements Proposal Form** as Submitted by the Contractor; said documents forming the contract and being as fully a part thereof as if repeated verbatim herein, perform, execute, construct and complete all work included in and covered by the City's official award of this contract to the said Contractor, such award being based on the acceptance by the City of the Contractor's proposal;

ARTICLE II. That the City shall pay to the contractor for the performance of the work embraced in this contract and the contractor will accept as full compensation therefore the sum (subject to adjustment as provided by the contract) of **Twenty eight thousand six hundred dollars & zero cents Dollars \$ 28,600.00** for all services, materials, and work covered by and included in the contract award and designated in the foregoing Article I; payments thereof to be made in cash or its equivalent in the manner provided in the contract.

ARTICLE III. The contractor hereby agrees to act as agent for the City in purchasing materials and supplies for the City for this project. The City shall be obligated to the vendor of the materials and supplies for the purchase price, but the contractor shall handle all payments hereunder on behalf of the City. The vendor shall make demand or claim for payment of the purchase price from the City by submitting an invoice to the contractor. Title to all materials and supplies purchased hereunder shall vest in the City directly from the vendor. Regardless of the method of payment, title shall vest immediately in the City. The contractor shall not acquire title to any materials and supplies incorporated into the project. All invoices shall bear the contractor's

name as agent for the City. This paragraph will apply only to these materials and supplies actually incorporated into and becoming a part of the finished product of **Engineering Consulting Services Related to Quiet Zone Improvements for the City of Grand Island, Nebraska.**

*Quiet Zone Improvements – City of Grand Island, Nebraska* CONTRACT AGREEMENT  
(Continued)

ARTICLE IV. That the contractor shall start work as soon as possible after the contract is signed.

ARTICLE V. The Contractor agrees to comply with all applicable State fair labor standards in the execution of this contract as required by Section 73-102, R.R.S. 1943. The Contractor further agrees to comply with the provisions of Section 48-657, R.R.S. 1943, pertaining to contributions to the Unemployment Compensation Fund of the State of Nebraska. During the performance of this contract, the contractor and all subcontractors agree not to discriminate in hiring or any other employment practice on the basis of race, color, religion, gender, national origin, age or disability. The Contractor agrees to comply with all applicable Local, State and Federal rules and regulations.

IN WITNESS WHEREOF, the parties hereto have executed this Contract Agreement as of the date and year first above written.

Contractor **Felsburg Holt & Ullevig**

By \_\_\_\_\_

Title \_\_\_\_\_

CITY OF GRAND ISLAND, NEBRASKA,

By \_\_\_\_\_  
Margaret Hornady, Mayor

Attest: \_\_\_\_\_  
RaNae Edwards, City Clerk

The contract is in due form according to law and is hereby approved.

\_\_\_\_\_  
Wesley D. Nespor, Assistant City Attorney

RESOLUTION 2008-132

WHEREAS, the City of Grand Island invited proposals for engineering services for Quiet Zone Improvements at the Elm Street, Walnut Street, Pine Street, and Oak Street Railroad Crossings, according to Request for Proposals on file with the Engineering Division of the Public Works Department; and

WHEREAS, on February 27, 2008 proposals were received, reviewed, and evaluated in accordance with established criteria; and

WHEREAS, Felsburg Holt & Ullevig Consulting Engineers of Omaha, Nebraska with JEO Consulting Group of Grand Island, Nebraska as a sub-consultant submitted a proposal in accordance with the terms of the Request for Proposals and all statutory requirements contained therein and the City Procurement Code with the work performed at actual costs with a maximum of \$28,600.00.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the proposal of Felsburg Holt & Ullevig Consulting Engineers of Omaha, Nebraska with JEO Consulting Group of Grand Island, Nebraska as a sub-consultant for engineering services for Quiet Zone Improvements in downtown Grand Island is hereby approved.

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

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Adopted by the City Council of the City of Grand Island, Nebraska, May 13, 2008.

\_\_\_\_\_  
Margaret Hornady, Mayor

Attest:

\_\_\_\_\_  
RaNae Edwards, City Clerk

Approved as to Form    ☐ \_\_\_\_\_  
May 7, 2008            ☐ City Attorney