



City of Grand Island

Tuesday, September 09, 2008

Council Session

Item G10

#2008-243 - Approving Supplemental Agreement # 1 to the Agreement with Olsson Associates for Construction Engineering Services on Capital Avenue Widening Project

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

Council Agenda Memo

From: Steven P. Riehle, Public Works Director

Meeting: September 9, 2008

Subject: Approving Supplemental Agreement # 1 to the Agreement with Olsson Associates for Construction Engineering Services on Capital Avenue Widening Project

Item #'s: G-10

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

Background

Any supplements to professional services agreements must be approved by council. On September 26, 2006 an agreement with Olsson Associates for construction engineering work was approved by the council. The agreement provided for construction engineering services on the project to widen Capital Avenue from the Moores Creek Drainway to Webb Road.

The project is approximately 80% funded with federal Surface Transportation Funds administered by the Nebraska Department of Roads (NDOR).

Discussion

On August 12, 2008 City Council approved Change Order No. 1 for the widening of Capital Avenue, with The Diamond Engineering Company as the contractor. This change order provided for sanitary sewer manhole and pipe work that needed to be completed in conjunction with the project.

Olsson Associates is providing professional services during construction including surveying, traffic control design, construction inspection, and materials testing. It was noted in the August 12, 2008 council memo that an amendment to the existing agreement with Olsson Associates for services during construction would be brought forward for council consideration. This additional work will be performed at actual costs, not to exceed \$35,000.00.

Since the work is being performed using federal funds, the format for the supplemental agreement was furnished by the Nebraska Department of Roads.

Funds are available in the Wastewater budget for this supplement to the agreement with Olsson Associates.

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 Supplemental Agreement # 1 to the agreement with Olsson Associates, in an amount not to exceed \$35,000.00.

Sample Motion

Move to approve Supplemental Agreement # 1 to the agreement with Olsson Associates, in an amount not to exceed \$35,000.00.

SUPPLEMENTAL AGREEMENT #1

August 29, 2008

CITY OF GRAND ISLAND
PROJECT NO. STPAA-5436(4)
CONTROL NO. 42427

THIS SUPPLEMENTAL AGREEMENT, made and entered into by and between the City of Grand Island, hereinafter referred to as the "City," and Olsson Associates, hereinafter referred to as the "Consultant."

WHEREAS, the Consultant and City entered into an agreement executed by the Consultant on September 8, 2006 and by the City on September 26, 2006, hereinafter referred to as the "Original Agreement;" and a supplemental agreement executed by the Consultant on August 29, 2009 and by the City on _____, hereinafter referred to as "Supplemental Agreement #1," providing for construction engineering services for the re-build of the sanitary sewer system located at West Capital Ave. and North Diers Ave. (CH2M Hill project 342559)

WHEREAS, it is necessary that work not contemplated in the Original Agreement and Supplemental Agreement #1 be added under this supplemental agreement, and WHEREAS, it is necessary to increase the Consultant's compensation by this supplemental agreement for the additional work necessary to complete the project.

NOW THEREFORE, in consideration of these facts, the Consultant and City agree as follows:

SECTION 1. The Consultant will perform the additional work stipulated in EXHIBIT A, which is attached and hereby made a part of this supplemental agreement.

SECTION 2. The Consultant will complete all work stipulated in the Original Agreement, and Supplemental Agreement #1 within 45 calendar days after acceptance of the project by the City and State.

SECTION 3. For the work required, Section 5 of the Original Agreement is hereby amended and the fixed-fee-for-profit is increased from \$29,245 to \$32,260 an increase of \$3,015. Actual costs are increased from \$317,458 to \$349,443, an increase of \$31,985. The total agreement amount is increased from \$346,703 to \$381,703, an increase of \$35,000 which the Consultant must not exceed without the prior written approval of the City.


SECTION 4. The Consultant will be paid the additional fee on the same terms stipulated in the Original Agreement, and except as specifically amended by this supplemental agreement. All terms and conditions of the Original Agreement will remain in full force and effect.


IN WITNESS WHEREOF, the Consultant and City have caused these presents to be executed by their proper officials thereunto duly authorized as of the dates below indicated.

EXECUTED by the Consultant on August 29, 2008.

ATTEST: Enid R. Cederlind
Team Coordinator

Kevin L. Prior
Vice President


Enid R. Cederlind


Kevin L. Prior

EXECUTED by the City on _____, 2008.

ATTEST: CITY OF GRAND ISLAND, NEBRASKA

RaNae Edwards, City Clerk

Margaret Hornady, Mayor

Approved as to Form:

City Attorney

STATE OF NEBRASKA
DEPARTMENT OF ROADS
Approved as to Form
James J. Knott, P.E.

Roadway Design Engineer

Date _____

RESOLUTION 2008-243

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 preliminary 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, on April 24, 2007, by Resolution No. 2007-97, the City Council of the City of Grand Island approved Amendment #2 to the agreement with Olsson Associates for additional services related to right-of-way acquisition; and

WHEREAS, on May 22, 2007, by Resolution No. 2007-123, the City Council of the City of Grand Island approved Amendment #3 to the agreement with Olsson Associates for additional appraisal services; and

WHEREAS, on January 22, 2008, by Resolution No. 2008-24, the City Council of the City of Grand Island approved Amendment #4 to the agreement with Olsson Associates for additional work beyond the scope of the original agreement related to appraisal services to complete right-of-way acquisition; and

WHEREAS, additional services during construction work are needed; and

WHEREAS, costs of the additional services shall not exceed \$35,000.00.

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, September 9, 2008.

Margaret Hornady, Mayor

Attest:

RaNae Edwards, City Clerk

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| Approved as to Form | ☐ _____ |
| September 5, 2008 | ☐ City Attorney |