



City of Grand Island

Tuesday, December 02, 2008

Council Session

Item G12

#2008-340 - Approving Amendment #1 to the Agreement with The Schemmer Associates, Inc. for Preliminary Engineering Related to Safe Routes to School Program for the Walk to Walnut Project

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

Council Agenda Memo

From: Steven P. Riehle, Public Works Director

Meeting: December 2, 2008

Subject: Approving Amendment # 1 to the Agreement for Design Services for the Safe Routes To Schools Walk to Walnut Project

Item #'s: G-12

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

Background

The Walk to Walnut project realigns the main driveway to Walnut Middle School to line up the intersection of 15th Street and Custer Avenue and installs a traffic signal. The project is funded with Safe Routes to School funds authorized by the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A legacy for Users Act (SAFETEA-LU) that are administered by the Nebraska Department of Roads.

The city council approved a Professional Services Agreement with The Schemmer Associates, Inc. of Lincoln, Nebraska with Rockwell and Associates, L.L.C. of Grand Island, Nebraska as a Sub-consultant at the May 27, 2008 meeting. The original agreement was for a total of \$33,388.05.

Discussion

Preliminary survey and design work began in June. During the environmental reviews that are required on federal aid projects, it was discovered that the detention cell land was purchased with federal funds 6F park funds. An environmental assessment is now required for the project. The detention cell land that is being displaced by the project has to be replaced.

Amendment # 1 has been prepared for Schemmer to perform the required work at actual costs with a maximum of \$11,135.46, resulting in an amended agreement total of \$44,523.51. A copy of the amendment to the agreement, a summary of fee estimate and labor hour estimate is attached for reference.

The Safe Routes To School projects can be up to 100% federal funded. This project includes a \$15,000 in-kind match for services provided by the City of Grand Island or the Grand Island Public School District. If the total project cost, including preliminary engineering, the services provided under this amendment, construction, and services during construction can be performed for less than the grant total of \$269,644, the only city contribution to the project will be the \$15,000 in-kind match. Public Works Engineering staff is working with the consultant to minimize the project cost with the goal of staying below the \$269,644.

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

Public Works Administration recommends that the Council approve Amendment #1 to the Agreement for Design Services for the Safe Routes To Schools Walk to Walnut Project.

Sample Motion

Move to approve Amendment #1.

S U P P L E M E N T A L A G R E E M E N T N U M B E R 1

PRELIMINARY ENGINEERING SERVICES
PROJECT NO. SRTS-40(57), CONTROL NO. 42521
CITY OF GRAND ISLAND
THE SCHEMMER ASSOCIATES, INC.
GRAND ISLAND WALNUT MIDDLE SCHOOL PROJECT

THIS SUPPLEMENTAL AGREEMENT, made and entered into by and between the City of Grand Island, Nebraska, hereinafter referred to as the "City", and the firm of The Schemmer Associates, Inc., hereinafter referred to as the "Consultant",

WITNESSETH:

WHEREAS, the City and Consultant hereto entered into an agreement executed by the City June 2, 2008 and by the Consultant May 22, 2008 providing for the preparation of plans and specifications for the construction of Project No. SRTS-40(57), and

WHEREAS, the City was also approved for the Safe Routes to School portion of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users Act (SAFETEA-LU) funds for the construction of Project No. SRTS-40(57), and

WHEREAS, it now becomes necessary that the agreement be supplemented to revise the fee due to additional environmental requirements (see Exhibit "A")

NOW THEREFORE, in consideration of this fact, the City and Consultant agree as follows:

SECTION 1. The City and Consultant agree that the Consultant will be paid revised fixed-fee-for-profit of \$4031.85, and up to a limiting amount of \$40,491.66 for actual costs that are allowable subject to the terms of this agreement and the federal cost principles contained in the Federal Acquisition Regulation (48CFR 31). The revised total agreement amount is \$44,523.51. This is an increase of \$11,135.46. (see Exhibit "B")

SECTION 2. Except as specifically amended by this Supplemental Agreement, all terms and conditions of the agreement executed by the City, June 2, 2008 and by the Consultant May 22, 2008, shall remain in full force and effect.

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

STATE OF NEBRASKA)

) ss.

_____ COUNTY)

After being duly sworn on oath, I do hereby acknowledge the foregoing certification and state that I am authorized to sign this agreement for the firm.

EXECUTED by the Consultant this _____ day of _____, 20____.

The Schemmer Associates, Inc.

Name & Title

Subscribed and sworn to before me this _____-day of _____, 20____

Notary Public

EXECUTED by the City this _____ day of _____, 20____

City of Grand Island

Mayor

STATE OF NEBRASKA)

) ss.

_____ COUNTY)

Subscribed and sworn to before me this _____ day of _____, 20____

Notary Public

1/14/2008

Amendment #1

Walk to Walnut-Safe Routes to School Project City of Grand Island Project # SRTS-40(57), C.N. 42521

SCOPE OF SERVICES (TASK OUTLINE)

Project Administration

- Project Management
 - 6F review meeting with City staff and NGPC
 - Attended by 2 TSA representatives
 - Review meeting with NDOR/FHWA concerning Programmatic EA
 - Attended by 2 TSA representatives
 - Review meeting with NGPC concerning 6F conversion submittal
 - Attended by 1 TSA representatives

City Responsibilities

- Conduct appraisals and review appraisals on converted 6F land and replacement 6F land.

Alternative Development and Documentation

- Develop alternative(s) for driveway alignments to meet purpose and need of project.
- Document comparison of the alternative(s) developed for insertion into EA.
- Prepare draft programmatic EA document.
- Incorporate agency comments after review and prepare final programmatic EA document.
- Coordinate with NDOR, City and FHWA

6F Documentation and Coordination

- Provide legal boundary survey of replacement land.
- Design easement/right-of-way drawing and legal description for replacement land (covered in original scope).
- Develop EA for replacement land per NGPC guidelines.
- Develop 6F submittal for converted land and replacement land.
- Coordinate with NGPC

Walk to Walnut-Safe Routes to School Project
Project No. SRTS-40(57), C.N. 42521
TSA Project No. 01277.894
SUMMARY OF FEE ESTIMATE (AMENDMENT #1)

11/14/2008

CATEGORY	HOURS	RATE	LABOR CHARGE
PRINCIPAL			
PROJECT MANAGER	19	\$59.44 \$	1,129.36
SENIOR ENGINEER	39	\$41.75 \$	1,628.25
DESIGN ENGINEER	0	\$43.27 \$	-
ENGINEERING TECHNICIAN	0	\$27.00 \$	-
REG LAND SURVEYOR	8	\$18.68 \$	149.44
SURVEY CREW CHIEF	0	\$0.00 \$	-
SURVEY INST. PERSON	0	\$0.00 \$	-
ADMINISTRATION SUPPORT	4	\$16.00 \$	64.00
TOTAL	70	\$	2,971.05
Overhead, D.L. and G&A		170%	5,050.79
Total Labor Charges		\$	8,021.84
Fixed Fee for Profit		12%	962.62
DIRECT COSTS:			
Printing (11 x 17 sheets)		\$1.00	-
Printing (24x36 sheets)		\$2.00	-
Reproducible Copies (mylar)		\$8.00	-
Reproducible Copies (vellum)		\$5.00	-
Photocopies		\$0.25	-
Postage	1 L.S.		50.00
Mileage	200	\$0.505	101.00
Rockwell and Associates	1 L.S.		2,000.00
Total Direct Costs		\$	2,151.00
TOTAL ESTIMATED FEE		\$	11,135.46

Exhibit "B"

Client: City of Grand Island
Project: Walk to Walnut-Safe Routes to School Project
Project Number SRTS-40(57), C.N. 42321
TSA Project No. 5563001

Exhibit "B"

RESOLUTION 2008-340

WHEREAS, on May 27, 2008, by Resolution No. 2008-147, the City Council of the City of Grand Island approved an agreement with The Schemmer Associates, Inc. of Lincoln, Nebraska, with Rockwell & Associates of Grand Island, Nebraska as a sub-consultant to perform design services for the Safe Routes to Schools Walk to Walnut Project; and

WHEREAS, additional environmental services during the preliminary engineering phase are needed; and

WHEREAS, costs of the additional services shall not exceed \$11,135.46.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the amendment to the agreement with The Schemmer Associates, Inc. of Lincoln, Nebraska, with Rockwell & Associates of Grand Island, Nebraska as a sub-consultant 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, December 2, 2008.

Margaret Hornady, Mayor

Attest:

RaNae Edwards, City Clerk