

City of Scottsbluff, Nebraska

Monday, June 15, 2015

Regular Meeting

Item Reports3

Council to authorize the Mayor to sign a letter of notice to Baker and Associates regarding the Avenue I project.

Staff Contact: Nathan Johnson, Assistant City Manager



June 11, 2015

Jack Baker
Baker & Associates, Inc.
120 East 16th Street, Suite A
Scottsbluff, NE 69361

RE: City of Scottsbluff / Avenue I Project

Dear Mr. Baker:

I am sending this letter on behalf of the City of Scottsbluff, Nebraska ("City") and the City's concern about the status of the Avenue I Project ("Project"). The City is quite anxious to have the Project completed. This letter is sent as a notification to you, as engineer on behalf of the City, to take the steps necessary to complete the Project.

According to the Agreement for Professional Services between the City and your company, the services of the engineer were to be completed within a reasonable time. It has now been over 14 months since this Project has commenced and the Project is still not completed. As engineer, your company undertook to complete the Project and provide engineering services for the City in a timely manner and within a reasonable time. The City now has great concerns with the length of this Project and states that a reasonable time has long passed.

As of the date of this letter, there are still outstanding matters to complete. Those matters include taping required to be placed on Avenue I as well as a walk through and assistance with the paper work to complete so the Project may be referred to audit. The delay in completing this Project may, and probably has, put at risk the funds allocated for the Project and if there is any reimbursement due on behalf of the City, the City will look to Baker & Associates for indemnification of those funds.

The City requires you to set a schedule outlining when the City can expect to see completion of the outstanding matters on the Project. The schedule must set forth when the Project will be completed once and for all.

Please contact either myself or public works director, Mark Bohl. If you feel a written response is necessary, please send to the City Hall address set forth on this letterhead. Thank you for your prompt attention to this matter.

Sincerely,

Randy Meininger, Mayor
City of Scottsbluff