

**CITY OF PEORIA, ARIZONA
COUNCIL COMMUNICATION**

CC: 17C
Amend No. 4

Date Prepared: June 12, 2007 Council Meeting Date: July 10, 2007

TO: Terry Ellis, City Manager

FROM: David A. Moody, P. E., Engineering Director

THROUGH: Dan Nissen, P. E., Assistant City Engineer

PREPARED BY: Burton Charron, P. E., Senior Civil Engineer

SUBJECT: Approve Contract Amendment No. 4 with Wood, Patel and Associates for the Rose Garden Lane Drainage Project along Rose Garden Lane from 95th Avenue to the Agua Fria River (Phase I), and 107th Avenue Drainage Improvements from Rose Garden Lane to Williams Road (Phase II), and Westbrook Village Verdict Project. (Project SS-0203 & SS-0501 Solicitation No. P04-0057, LCON 06804D.)

RECOMMENDATION:

That Mayor and Council approve Contract Amendment No. 4 to Wood, Patel and Associates in the not to exceed amount of \$231,433.00 for the post-design services to provide the construction survey, water system certification required by Maricopa County Department of Environmental Services, submittals review and approval, and preparation of as-built drawings, associated with the construction of the Rose Garden Lane Drainage Improvements, 107th Avenue Drainage Improvements and modifications to the Dove Valley Ranch Basin (NEC 95th Avenue and Lake Pleasant Parkway) as recommended by the Westbrook Village Verdict drainage project.

Payment will be from the Rose Garden Lane Drainage Project GO Bonds Storm Drain System Account No. 4210-4210-543004-CIPDR-PW00184CO in the amount of \$126,432.80, and the Outside Sources Storm Drain System Account No. 4810-4810-543004-CIPDR-PW00184CO in the amount of \$92,198.01. An additional payment will be from the Westbrook Village Verdict Project GO Bonds Storm Drain System Account No. 4210-4210-543004-CIPDR-EN00003CO in the amount of \$12,802.19.

CITY CLERK USE ONLY:

- Consent Agenda
- Carry Over to Date: _____
- Approved
- Unfinished Business (Date heard previous: _____)
- New Business
- Public Hearing: No Action Taken

ORD. # _____ RES. # _____
LCON# 06804D LIC. # _____
Action Date: _____

Council Communication
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Rose Garden Lane Channel Design, Project SS-0203
July 10, 2007
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SUMMARY:

The Flood Control District of Maricopa County (FCDMC) completed the Glendale/Peoria Area Drainage Master Plan Update Study (G/P ADMP) in May 2001. The Study made several recommendations for regional drainage infrastructure to provide 100-year protection for the G/P ADMP watershed.

The Rose Garden Lane Channel is a high priority recommendation of the G/P ADMP and ranks as a high priority flood control project for Peoria. Council adopted the recommendations of the G/P ADMP in May 2001, and the Board of Directors for the District adopted the G/P ADMP recommendations in December 2001.

INTERGOVERNMENTAL AGREEMENT

On January 6, 2004, Council approved an Intergovernmental Agreement (IGA) with the District for the design, right-of-way acquisition and utility relocations for the Rose Garden Lane Channel Improvements, from the Agua Fria River to Lake Pleasant Road (Phase I). The IGA calls for the City and District to share equally (50/50) the costs for design, right-of-way and utility relocations for the design called for in the G/P ADMP.

ORIGINAL DESIGN CONTRACT

The Original Design Contract was approved by Council on June 15, 2004, in the total amount (including District participation) of \$479,208.52, and included a Concept Refinement Study for two additional drainage phases, Phase II and Phase III.

Phase II is for drainage elements on 107th Avenue to improve drainage conditions at the 107th Avenue and Rose Garden Lane intersection, and on 107th Avenue north of Rose Garden Lane, including the drainage basins on the east side of 107th Avenue (Desert Star Basin, Deer Valley Road Basin and Williams Road Basin).

Phase III is for drainage elements at the northeast corner of 95th Avenue and Lake Pleasant Parkway. These will include improvements to the existing basin and culverts under 95th Avenue, which will flow into a channel built by the Camino a Lago developer. The channel built by the Camino a Lago developer will connect to Phase I, west of Lake Pleasant Road.

Phase II and Phase III of the Rose Garden Lane Channel Improvements are not shared with the District and are borne solely by the City, thus the differing cost shares.

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CONTRACT AMENDMENT NO. 1

Contract Amendment No. 1 was approved on April 19, 2005 in the amount of \$313,110.50 for additional work needed to define the outfall into the Agua Fria River, and preparation of an application for Federal Emergency Management Agency (FEMA) Pre-Disaster Mitigation funding for the project to take advantage of possible federal grant funding. The project was not recommended to receive a federal grant.

CONTRACT AMENDMENT NO. 2

Contract Amendment No. 2 was approved on June 30, 2006 in the amount of \$197,498.25 for the design of the storm drain improvements for the Rose Garden Lane Channel Project at Rose Garden Lane from 95th Avenue to the Agua Fria River and 107th Avenue.

CONTRACT AMENDMENT NO. 3

Contract Amendment No. 3 was approved on April 17, 2007 in the amount of \$39,910.00 for design changes and utility coordination for the storm drain improvements for the Rose Garden Lane Channel Project at Rose Garden Lane from 95th Avenue to the Agua Fria River and 107th Avenue.

CONTRACT AMENDMENT NO. 4

Council awarded the construction contract to Ledcor on June 19, 2007. This amendment is for the of the construction administration activities necessary for the construction, certification and record of the project.

The services include providing the construction survey and layout staking, review and approval of the product and material submittals, conducting inspections and documentation in order to provide the as-built record documents. Wood Patel will also be conducting services in order to achieve the certification for water and sewer installations in accordance with the Maricopa County Environmental Services Department requirements.

A share of the construction administration is associated with the work at 95th Avenue and Rose Garden Lane (Lake Pleasant Parkway), which provides a direct benefit to the Westbrook Village Verdict Implementation Project. Therefore \$12,806.19 which is proportionate to the construction costs, is from the Westbrook Village Verdict Funding. The remainder is from the Rose Garden Lane Drainage Project.

CON 06804D

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The cost breakdown for Contract Amendment No. 4 is:

Phase I Post-Design	(50/50)	\$ 198,355.32
Phase II Post-Design		\$ 33,077.68
Outfall & Nuisance Flows Analysis	(50/50)	\$ - 0 -
Total		\$ 231,433.00

Contract Amendment No. 4 (City Share)	\$ 139,234.99
Contract Amendment No. 4 (District Share)	\$ 92,198.01

Grand Totals for the Original Design Contract & Amendments:

Original Contract:	\$ 479,208.52
Contract Amendment No. 1:	\$ 313,110.50
Contract Amendment No. 2:	\$ 197,498.25
Contract Amendment No. 3:	\$ 39,910.00
Contract Amendment No. 4:	\$ 231,433.00
Revised Contract Amount:	\$1,261,160.27

Revised Contract Amount: (City Share)	\$ 821,644.66
Revised Contract Amount: (District Share)	\$ 439,515.61

ATTACHMENT:

1. Vicinity Map

DAM:BC:db
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Contract Amendment No. 4
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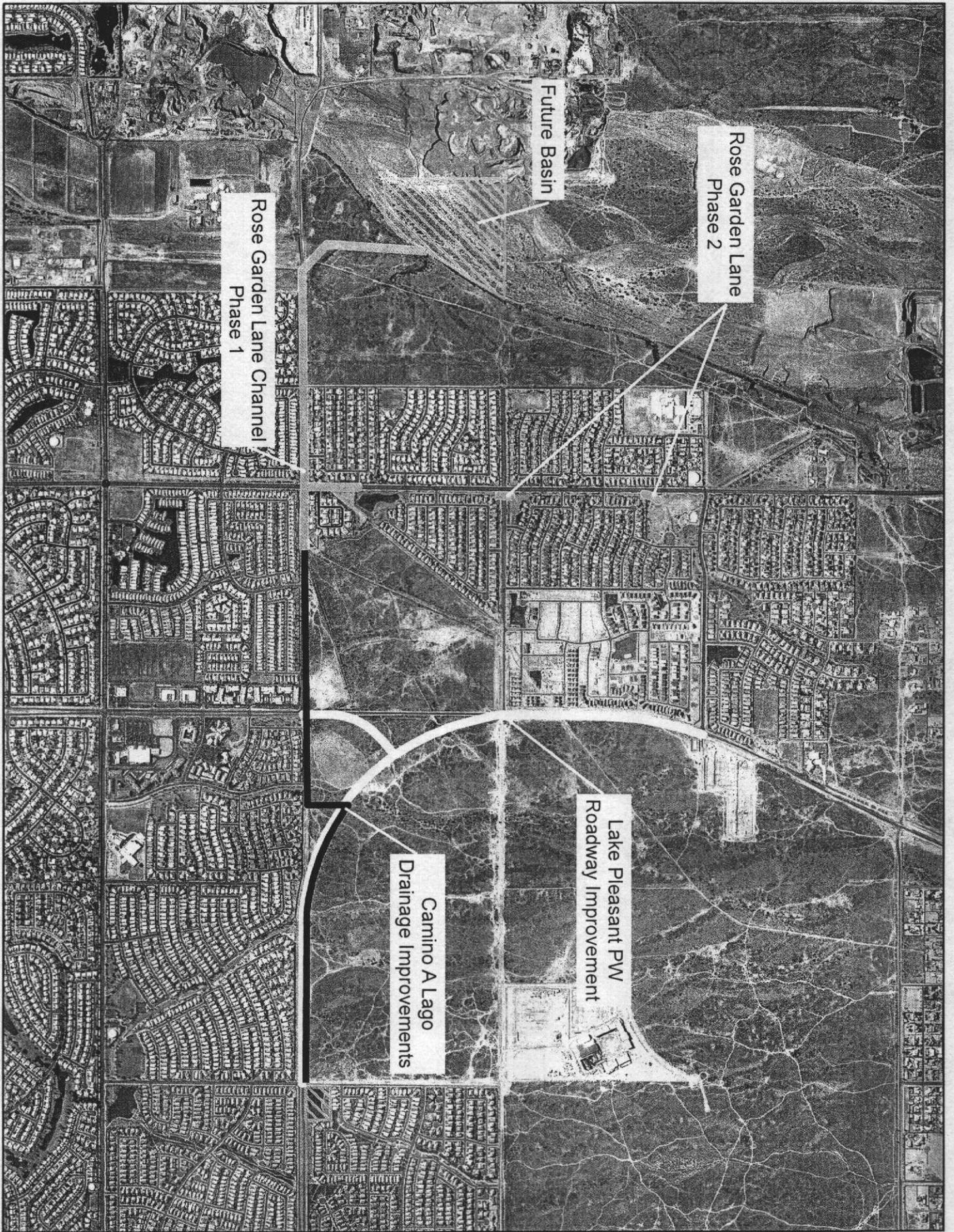
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ATTACHMENT:

1. Vicinity Map

CON 06804D





DOCUMENT ROUTING AND APPROVAL

COPY

ORIGINAL

New/Renewing Contract Amendment Grant Other

Department: Engineering Project Manager: Burton Charron

Project Name: Rose Garden Lane Drainage Design Phone:

Vendor/Consultant/Contractor: Wood Patel CIP#:

Purchasing Job Number(if applicable): P04-0057 Budget Account # (if applicable):

Contract Term - Beginning Date: June 15, 2004 Ending Date:

Nature or scope of contract: Construction Administration Services for Storm Drain Improvements at Rose Garden Ln Channel

A. This document amount:	\$ 231,433
B. Total of all previously executed Contracts for this Project:	\$ 1,029,727.27
C. Pending or anticipated future contracts/costs for this project:	\$
D. Total anticipated project costs (A+B+C):	\$ 1,261,160.27
E. Total Project Budget:	\$
F. Additional Funds needed (D-E):	\$

Explanation: Construction Administration Services. Requires Council Approval

Special Instructions: Please return an executed copy to Jennifer in Materials Management

ROUTING SEQUENCE (please initial and then forward)
Notes: Please allow four working days for routing and execution.

Materials Management	By: <u>[Signature]</u>	Date: <u>7-5-2007</u>
Risk Management	By: _____	Date: _____
City Attorney	By: _____	Date: _____
City Manager:	By: _____	Date: _____
City Clerk:	By: _____	Date: _____
Department Head	By: _____	Date: _____
Submitted to Originator:	_____	Official Files: _____
ACON _____	LCON <u>06804D</u>	RECORDATION # _____



CONTRACT AMENDMENT Change Order

Materials Management
Procurement
8314 W. Cinnabar Ave.
Peoria, AZ 85345
Telephone: (623) 773-7115
Fax: (623) 773-7118
Buyer: Jennifer Miller

Solicitation No.: P04-0057 Page 1 of

Amendment No.: Four (4) Date: June 15, 2007

Project No.: SS-0203

Agreement Date:

Project Description: Rose Garden Ln Drainage Design

Completion Date:

Change Order Type: Owner Initiated Errors & Omissions Unknown Conditions Phased Award

The changes as shown on the attached sheet are hereby made to the contract.

Contract Price Change:

Original Contract Price:	\$479,208.52
Total of previous change orders:	550,518.75
Original contract price plus previous change order(s):	\$1,029,727.27
The contract price due to this change order will be increased/decreased by:	231,433
The new contract price including this change order will be:	\$1,261,160.27

Contract Time Change:

The contract time will be increased by _____ days.

The new date for completion of all work will be _____

Contractor hereby acknowledges receipt and agreement. A signed copy shall be filed with the City of Peoria, Materials Management Division.

Jeffrey R. Minch, P.E.

Jeffrey R. Minch 6/20/07
Signature Date

Vice President
Typed Name and Title

Wood Patel
Company Name

2051 W. Northern, #100

Phoenix

AZ

85021

Address

City

State

Zip Code

Attested By:

Mary Jo Kief, City Clerk

17C 071007
CC Number

LCON 06804D
Contract Number

Burton Charron 6-18-2007

Burton Charron, PW, Engineering Division

Jennifer Miller
Jennifer Miller, Contract Officer, Materials Mgmt

Approved By: Herman F. Koebergen, Materials Manager

Approved as to Form: Stephen M. Kemp, City Attorney

The above referenced Contract Amendment is hereby Executed
_____ at Peoria, Arizona

Terrence L. Ellis, City Manager

City Seal

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Official File

ORIGINAL

WOOD/PATEL

LAND DEVELOPMENT • WATER RESOURCES • WATER/WASTEWATER • TRANSPORTATION/TRAFFIC • SURVEYING • CONSTRUCTION MANAGEMENT

Darrel E. Wood, P.E., R.L.S.
Ashok C. Patel, P.E., R.L.S., CFM
Gordon W. R. Wark, P.E.
James S. Campbell, P.E.
Thomas R. Gettings, R.L.S.
Michael T. Young, P.E.
Peter Hemingway, P.E.
Jeffrey R. Minch, P.E.
Robert D. Gofonia, P.E., R.L.S.
Patrick W. Marum, P.E.
Shimin Zou, Ph.D., P.E., CFM
Scott A. Warren, R.L.S.
Darin L. Moore, P.E.
James A. Ekberg, R.L.S.
John M. Bulka, P.E.
Scott D. Gookin, P.E.
Troy A. Bontrager, P.E.
John C. Tuter, P.E.
Michael J. Samer, P.E., R.L.S.
Delmar E. Fox, P.E.
Ronald Richey, R.L.S.
Robert D. Petrillo, P.E., A.A.E.
Brent L. Henderson, P.E.
Trevor W. Entzringner, R.L.S.
Darrell D. Smith, P.E.
Charles A. Gideon, P.E.
Michael B. Hawes, P.E.
Alan B. Morrice, P.E.
Kent C. Orhberg, R.L.S.
Timothy B. Whitt, P.E.
Chintan S. Jhaveri, P.E.
Geoffrey S. Brownell, P.E., CFM
Curtis L. Brown, P.E., R.L.S.
Chandra R. McCarty, P.E.
Lisa L. Crane, P.E.
Daniel D. Armijo, R.L.S.
Joseph L. Lockett, P.E.
Richard E. Strickland, P.E.
Stephen B. Judy, P.E.

Revised June 13, 2007
June 12, 2007

Mr. Burton R. Charron, P.E.
Senior Civil Engineer
City of Peoria
Public Works Department, Engineering Division
8401 West Monroe Street
Peoria, AZ 85345

Phone: (623) 773-7210, ext. 6225
Fax: (623) 773-7211
Email: burton.charron@peoriaaz.gov

Re: **Rose Garden Lane Drainage Improvements
Contract Amendment #4
WP# 042161.06**

Dear Mr. Charron:

Wood, Patel & Associates, Inc. (WOOD/PATEL) has truly enjoyed working with you on the Rose Garden Lane Drainage Improvements project. As this project proceeds into the construction phase, you have requested that WOOD/PATEL provide survey and construction administration services. This submittal constitutes our proposal for survey and construction administration services.

Attached is a scope and fee estimate breakdown for this proposal. We have also attached a table that tracks the contract main tasks and shows changes in fee for the previous Amendments #1, #2 and #3. The table is updated and now also includes Amendment #4.

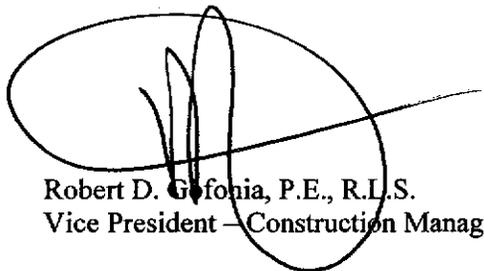
Please feel free to contact either of us regarding questions about this proposal. Thank you again for selecting Wood, Patel & Associates, Inc., and we look forward to the completion of construction of this important project.

Sincerely,

Wood, Patel & Associates, Inc.



Alan B. Morrice, P.E.
Project Manager



Robert D. Gofonia, P.E., R.L.S.
Vice President - Construction Management

ABM/RDG/ac

Enclosures (1)

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L CON 06804D



**ROSE GARDEN LANE DRAINAGE IMPROVEMENT PROJECT
POST-DESIGN SERVICES**

NO. SS-0203

SOLICITATION NO. P04-0057

Scope of Work

This document provides modifications to the Scope of Work provided by the City of Peoria in the Request for Proposals, Project No. P04-0057. The modifications are the result of discussions between the City of Peoria and Wood, Patel & Associates, Inc. (Wood/Patel) and are made part of the contract between those two parties for this project.

The section headings in this document correspond to the like headings of each section in the original Scope of Work. Any added sections follow the same labeling scheme.

PROJECT DESCRIPTION

Add the following to the end of this section:

The Consultant shall provide post-design services for the final construction documents prepared during the design phase of this project.

CONSTRUCTION STAKING SERVICES

One set of stakes will be provided for the following services. Normal office coordination and calculations that are necessary to support the staking services are included in this agreement. Additional staking, restaking or additional coordination or calculations will be billed at Time & Materials based on the current hourly rate schedule.

1. Horizontal & Vertical Control

A bench loop will be established and temporary benchmarks set. Control will be set in an attempt to avoid disturbance during construction. 107th Avenue & Williams, 107th Avenue and Deer Valley, 95th Avenue and Rose Garden, 107th Avenue and Rose Garden, 111th Avenue and Rose Garden, and retention basin.

2. Slope Stakes / Pre-grade

Slope stake and/or pre-grade stakes for all channels and ditches, including concrete-lined ditches and riprap pockets. Set stakes on 50' stations on each side of channel with offsets and grades to top bank and flowline.

3. Finish Grade

Channels and ditches, layout and grade, bluetops to hinge-point and at top of slope on 25' stations. Finish grade bluetops after mass excavation of channels and ditches to insure grading

compliance and to set grade for concrete-lined channels and ditches, and includes subgrade bluetops for access roads.

4. Removals and Sawcuts

Layout all removals and sawcuts for paving, sidewalk and curb.

5. Rebuild

Stake and grade as necessary all intersections and roadways per plan disturbed by removals. Staking will include subgrade and ABC in roadways, stake and grade curb, sidewalk, and valley gutters on 25 stations.

6. Box Culverts

Stake and grade box culverts with offsets to box, headwalls, and wingwalls. Double offsets at wingwalls, headwalls, and angle points. Single offsets at no more than 50'. Layout and blue-top box culvert at stake and grade.

7. Storm Drain Pipe

Stake and grade storm pipe, headwalls, catch drains, catch basins and manholes. Double stake end of pipe, area drains, catch basins, and manholes. Intermediate staking at no more than 50'.

8. Sewer

Stake and grade sewer line and manholes per plan.

9. Water

Stake and grade per plan, 8", 12", and 16" waterline along with any water valves, fire hydrants, and dip sections.

10. Fence

Stake centerline fence per plan on 100' intervals and at angle points (double stakes at begin and end).

11. As-builts

Provide as-builts to City of Peoria. As-builts will include: finish grade on channels at key points, box culverts, storm drains, curb and re-constructed roadways, along with as-builts on sewer and water.

POST-DESIGN SERVICES

The Consultant shall provide post-design services for the project including contract administration support, onsite observation and meetings. The post-design services are described as follows:

- Attend the pre-bid meeting explaining the project to potential bidders, and addressing procedures, roles and responsibilities.
- Attend the pre-construction meeting addressing procedures, roles and responsibilities.
- Attend weekly on-site progress meetings with the Contractor and the City of Peoria's Project Manager, as necessary.
- Coordinate with the City of Peoria's Project Manager for the review and approval of the Contractor's schedule, sequencing, submittals, RFI's, shutdowns and closeout activities.
- Prepare responses to the Contractors RFI's.
- Coordinate with the City of Peoria Project Manager the review and approval of project shop drawings.
- Coordinate with the project design team for drawing and specification changes, if required. Prepare design change memorandums and plans, as needed.
- Coordinate and observe as-built survey and produce 4-mil mylar as-built construction drawings and provide digital drawings in AutoCAD format for G.I.S. purposes.
- Provide initial evaluation of claims, advise the City of Peoria's Project Manager and coordinate with Risk Management.
- Review change order requests and process documentation for approved change orders, as requested.
- Attend preliminary final and walk-throughs and provide input to the City of Peoria's Project Manager.
- Make recommendations regarding project acceptance, as requested.
- Provide resident engineering services for the duration of the project (47 weeks x 5 hours/week).
- Provide limited construction observation for the duration of the project. These observation activities shall include, but are not limited to: tracking construction progress, observation required by the Engineer of Record for MCESD water and sewer certification, observation required to ensure proper as-built records are maintained, any inspection and/or observation as requested by the City of Peoria's Project Manager (47 weeks x 6 hours/week).

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CONTRACT AMENDMENT #4 SUMMARY

Project: Rose Garden Lane Drainage Improvements
 Location: City of Peoria
 Date: 4/18/06; rev 4/24/06; rev. 8/3/06; rev. 3/20/07; rev. 6/12/07; rev. 8/13/07
 W/P Job: 042161.06
 Project Manager: Bob Gofonia

Segment	W/P Job #	Original		Amendment #1 added		Amendment #2 added		Amendment #3 added		Amendment #4 adds		New Totals		
		Basic Svcs	Allowances	Basic Svcs	Allowances	Basic Svcs	Allowances	Basic Svcs	Allowances	Basic Svcs	Allowances	Basic Svcs	Allowances	Total
Concept Refinement Study	042161.00	\$73,740.50	\$0.00	\$9,729.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$83,469.50	\$0.00	\$83,469.50
Phase I Design	042161.01	\$392,515.02	\$12,953.00	\$19,943.00	\$17,682.00	\$179,644.00	\$0.00	\$17,878.67	\$0.00	\$0.00	\$0.00	\$809,980.69	\$30,635.00	\$640,615.69
Phase II Design	042161.02	\$0.00	\$0.00	\$113,084.50	\$2,275.00	\$5,062.75	\$0.00	\$22,031.33	\$0.00	\$0.00	\$0.00	\$140,158.58	\$2,275.00	\$142,433.58
Phase III Design	042161.03	\$0.00	\$0.00	\$83,920.00	\$1,725.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$83,920.00	\$1,725.00	\$85,645.00
Pre-Disaster Mitigation Application	042161.04	\$0.00	\$0.00	\$23,544.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$23,544.00	\$0.00	\$23,544.00
Outfall and Nuisance Flows Analysis	042161.05	\$0.00	\$0.00	\$41,228.00	\$0.00	\$12,791.50	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$54,019.50	\$0.00	\$54,019.50
Post-Design Services	042161.06	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$231,433.00	\$0.00	\$231,433.00	\$0.00	\$231,433.00
		\$466,255.52	\$12,953.00	\$291,428.50	\$21,682.00	\$197,488.25	\$0.00	\$39,910.00	\$0.00	\$231,433.00	\$0.00	\$1,226,525.27	\$34,635.00	\$1,261,160.27
		\$479,208.52		\$313,110.50		\$197,488.25		\$39,910.00		\$231,433.00		\$1,226,525.27	\$34,635.00	\$1,261,160.27

Wood, Patel & Associates, Inc.
HOURLY FEE SCHEDULE
2007

ENGINEERING:

Managing Principal.....	\$185.00
Vice President / Director.....	\$165.00
Project Manager.....	\$150.00
Project Engineer V.....	\$142.00
Project Engineer IV.....	\$137.00
Project Engineer III.....	\$132.00
Project Engineer II.....	\$125.00
Project Engineer I.....	\$119.00
Project Engineer.....	\$108.00
Design Engineer.....	\$88.00
Technician VIII.....	\$119.00
Technician VII.....	\$112.00
Technician VI.....	\$108.00
Technician V.....	\$100.00
Technician IV.....	\$94.00
Technician III.....	\$88.00
Technician II.....	\$81.00
Technician I.....	\$76.00
Technician.....	\$71.00

CONSTRUCTION MANAGEMENT:

Construction Manager II.....	\$137.00
Construction Manager I.....	\$116.00
Construction Manager.....	\$105.00
Construction Engineer.....	\$100.00
Construction Observer.....	\$88.00

SURVEYING:

Survey Principal.....	\$137.00
Office Surveyor VI.....	\$122.00
Office Surveyor V.....	\$116.00
Office Surveyor IV.....	\$104.00
Office Surveyor III.....	\$93.00
Office Surveyor II.....	\$82.00
Office Surveyor I.....	\$71.00
Office Surveyor.....	\$60.00
Survey Crew.....	\$158.00
GPS Survey Crew.....	\$216.00

SUPPORT STAFF:

Office Manager.....	\$104.00
Network Administrator.....	\$93.00
Administrative & Accounting.....	\$65.00
Project Coordinator.....	\$70.00
Delivery Services.....	\$42.00

REIMBURSABLE COSTS:

Reproductions and Outside Delivery Service.....	Cost Plus 15%
Office Travel.....	\$0.485/mile
Long Distance and Postage.....	Cost Plus 15%