

**CITY OF PEORIA, ARIZONA
COUNCIL COMMUNICATIONS**

CC: JC
Amend No. _____

Date prepared: September 2, 2008

Council Meeting Date: October 7, 2008

TO: Carl Swenson, City Manager
FROM: Dan Nisser, P.E., Acting Engineer Director
PREPARED BY: Karl Zook, Civil Engineer KFZ

SUBJECT: FY 09 Community Works Program – Authorization for expenditure authority to J. Banicki, Inc. for the construction of permanent and temporary sidewalk along Olive Avenue and 95th Avenue (Project No. CW-0901, City of Chandler JOC Contract No. 07-03 February 5, 2007)

RECOMMENDATION:

Discussion and possible action to approve the expenditure of funds to J. Banicki, Inc. utilizing the existing Job Order Contract No. 07-03, Transportation Related Construction services, between the City of Chandler and J. Banicki, Inc., in the amount of \$219,746.85 for the construction of asphalt concrete sidewalk and concrete sidewalk at various locations on the south side of Olive Avenue between 97th Avenue and 103rd Avenue and on the east side of 95th Avenue between Olive Avenue and Butler Drive, as identified in the FY 09 Community Works Program.

SUMMARY:

The FY 09 Community Works Program provides funds to construct locally beneficial projects that are not otherwise identified in the Capital Improvement Program. The Engineering projects included in this program range from Quick Response School projects, construction of Olive Avenue missing sidewalk sections, construction of temporary asphalt sidewalk on 95th Avenue, from Olive Avenue to Butler Drive, and Westbrook Parkway median modifications. The purpose of these specific projects is to construct 2,604 feet of 8' wide asphalt sidewalk and 720 feet of 8' wide concrete sidewalk along Olive Avenue between 97th Avenue and 103rd Avenue. There will also be 2,550 feet of 8' wide asphalt sidewalk along the east side of 95th Avenue between Olive Avenue and Butler Drive.

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# 18508 LIC. # _____
Action Date: _____

According to the approved FY09 Community Works Program, \$150,912 is budgeted for the Olive Avenue missing sections of sidewalk and \$101,300 for the 95th Avenue sidewalk, Butler Drive to Olive Avenue.

Staff has coordinated with Materials Management to utilize the existing Job Order Contract No. 07-03, Transportation Related Construction services, between the City of Chandler and J. Banicki, Inc.

Under JOC, a master contract is established with standard specifications and pricing based upon a coefficient that is applied to a Unit Price Book (UPB), as included in the JOC contract. When a specific project, or job order, is issued, the member and the contractor agree upon the scope and the cost is determined by applying the coefficient to the appropriate units in the UPB. The UPB includes costs for traffic signal equipment, conduit, fiber optic repair, concrete, pavement, striping and signage.

The proposal from J. Banicki, Inc. is a second installment for the Community Works Project. The first installment consisted of the Quick Response Schools Concrete Projects portion of the FY 09 budget for the Community Works Concrete Program. These projects were constructed by utilizing the on call contract with Bunney's, Inc. The table below displays what work has already been installed with Bunney's, Inc. and what will be installed by J. Banicki, Inc.

ORIGINAL CONTRACT

Bunney's, Inc	
• High Desert Drive to Paseo Trail	\$15,739.00
• 91 st Avenue & Tumblewood Dr	\$ 6,627.00
• 78 th Drive & Windrose Avenue	<u>\$15,069.00</u>
• Subtotal	\$37,435.00
RAMM	
• Materials Testing	<u>\$ 4,802.00</u>
Total - Original Contract	\$42,237.00

SECOND CONTRACT – J-Banicki, Inc.

	Actual Cost
• Olive Avenue Sidewalk	\$147,346.09
• 95 th Avenue Sidewalk	<u>\$ 72,400.76</u>
• Total	\$219,746.85

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FISCAL NOTE:

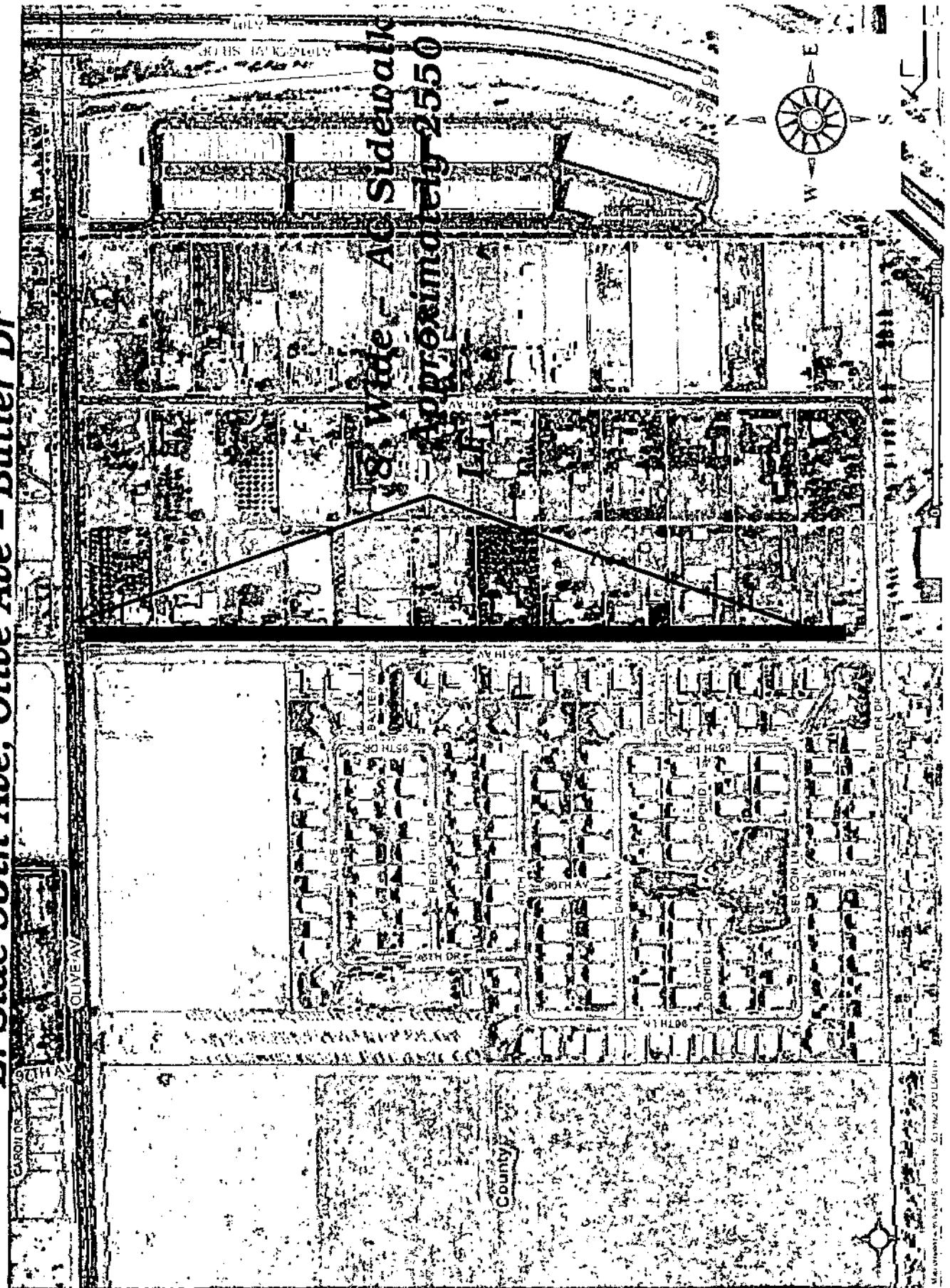
Payment will be from the Community Works Program Highway User Street System Account 7000-7050-543001-CIPST-COP0001.

ATTACHMENTS:

1. Exhibit A – Olive Ave Sidewalk
2. Exhibit B – 95th Ave Sidewalk

Exhibit B

E. Side 95th Ave, Olive Ave - Butler Dr



ORIGINAL



City of Peoria, Arizona Individual Job Order Contract



Contract No: Chandler JOC 07-03

Project Number: COP0001

Job Description: FY09 Community Works Program

Project Name: Community Works Program

Location: City of Peoria, Materials Management

Contact: Christine Finney, CPPB

Mailing Address: 8314 W. Cinnabar St., Peoria, AZ 85345

Phone: (623) 773-7115

OFFER

Contractor's License Number: 091410 A

J. Banicki Construction, Inc.

Job Order Contractor Name

Authorized Signature for Offer

6423 South Ash Ave

Jerry Banicki

Address

Printed Name

Tempe, AZ 85283
City State Zip Code

CEO
Title

(480) 921-8016
Telephone

(480) 921-9456
Facsimile

jbanicki@banicki.com & tchamberlain@banicki.com
E-mail

ACCEPTANCE OF OFFER AND CONTRACT AWARD (For City of Peoria Use Only)

Your offer is hereby accepted. The Contractor is now bound to sell the construction services listed by the attached award notice based upon the solicitation, including all terms conditions, specifications, amendments, etc., of the contract and the Contractor's offer as accepted by the City. The Contractor is hereby cautioned not to commence any billable work or provide any material, service or construction under this contract until Contractor receives an executed Notice to Proceed and Purchase Order.

Attested by:

City of Peoria, Arizona.

Mary Jo Kief, City Clerk

Eff. Date: _____
Approved as to form:

Stephen M. Kemp, City Attorney

JC 100708
CC

Awarded on _____

LCON18508

Contract Number

City Seal

Official File

Carl Swenson, City Manager