CITY OF PEORIA, ARIZONA
COUNCIL COMMUNICATIONS

CC: 11C
Amend No. _____

Date prepared: February 10, 2009 **Council Meeting Date:** March 3, 2009

TO: Carl Swenson, City Manager

THROUGH: Susan J. Daluddung, Deputy City Manager

FROM: J.P. de la Montaigne, Community Services Director J.P.

PREPARED BY: Kirk Haines, Parks Manager K.H.

SUBJECT: Amendment to Construction Manager at Risk (CMAR) Contract for Westwing Park

RECOMMENDATION:

Discussion and possible action to:

1. Approve Contract Amendment four (4) to the CMAR contract with Hunter Contracting Company for a GMP (Guaranteed Maximum Price) amount not to exceed $547,732 for the construction of park and trail improvements at Westwing Neighborhood Park located at Westwing Parkway and High Desert Drive. Funds are available in the FY09 Capital Project, Westwing Neighborhood Park and Sunrise/Westwing Mountain Trail Development for this expense.

2. Approve the use of reserves and a contingency transfer in the amount of $437,000 from Neighborhood Park Zone 1 and 2 Impact Fee Contingency accounts 7901-7901-570000 ($187,000), and 7904-7904-570000 ($250,000) to the FY09 Capital Project Westwing Neighborhood Park account 7904-7904-543005-CIPPK-CS00057.

SUMMARY:

Staff is requesting City Council approve Contract Amendment four (4) to the Construction Manager at Risk contract with Hunter Contracting Company for construction of the eastern section of Westwing Neighborhood Park. The park improvements for this area of the park includes lighted tennis courts, a concrete slab area that can be used by persons with skateboards, roller blades, etc., a shade structure, drinking fountain, picnic tables, trash receptacle, bicycle rack, additional

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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# 151083 LIC. #_____
Action Date:

parking to accommodate mountain trail hikers, irrigation, landscaping, and solar lighting on specialized timers to help reduce operating costs to the park.

Park improvements that were approved by City Council in November 2008 that are currently under construction include access drive into the park from Westwing Parkway, off street parking for 15 vehicles, shaded playgrounds, restroom building, drinking fountains, picnic ramadas, utilities, landscaping and associated improvements in the west basin area. This work also includes connecting paths to adjacent neighborhoods and the mountain trails (attachment). This final contract amendment will complete all park improvements to work executed under the previously approved GMP for an early-grading package awarded in July, 2008.

Early Grading (Amendment #1)	$633,552
Phase I Park Improvements (Amendment #2)	$1,257,536
Reduction in Contingency (Amendment #3)	(93)
Requested Phase Park Improvements (Amendment #4)	$547,732
Total Construction Cost:	$2,438,727

This park and trail project being a design/build construction package allowed us to get a head start on grading, irrigation and turf establishment in order for the best timing of turf growth for this summer. The second part of this park design, phase 2, was scheduled later to minimize disruption adjacent to the elementary school, to see if any development occurred to the east most parcel, to get a better handle on the church property development to the west of the site and finally to get pedestrian traffic to the school and trails finalized for August.

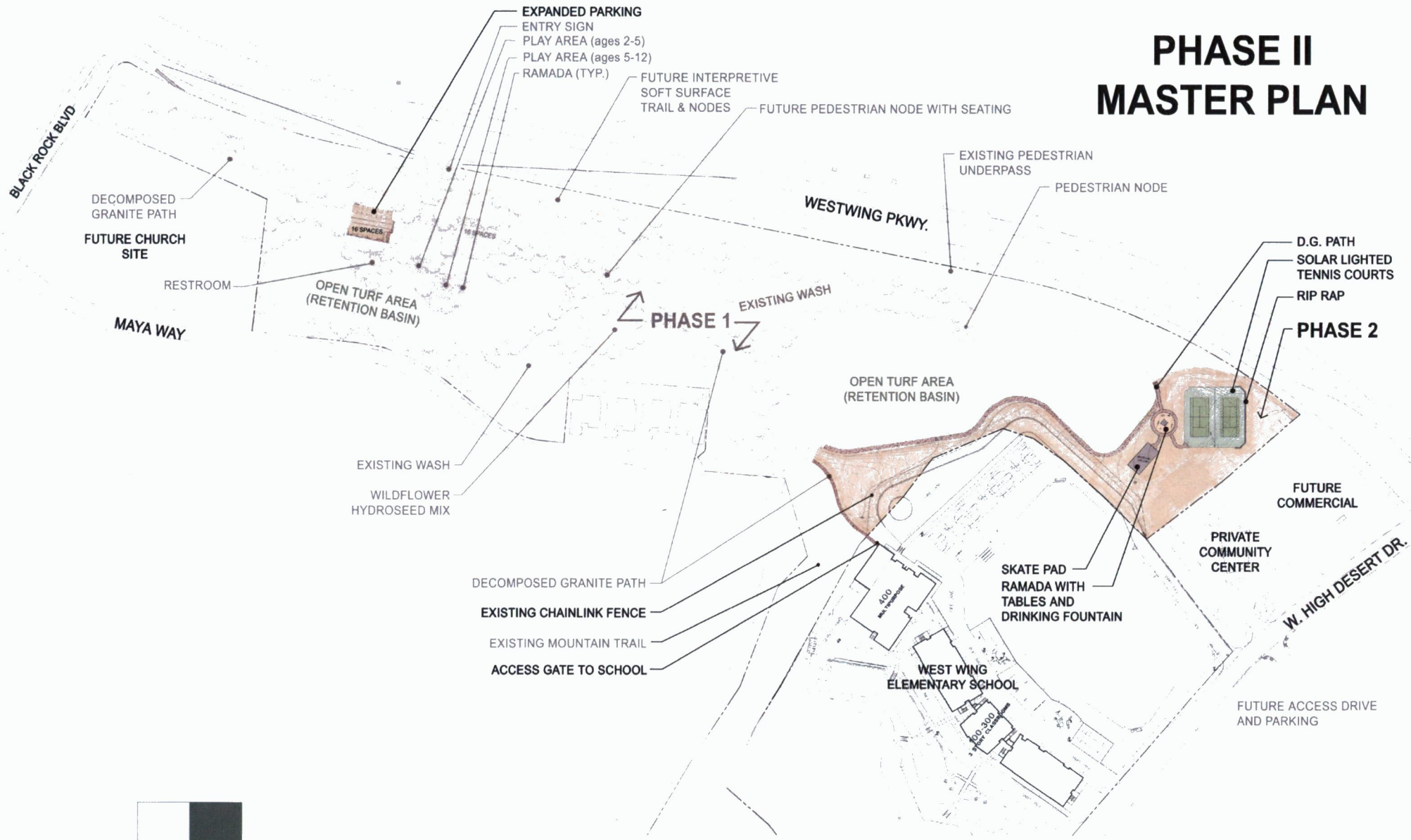
The project funding for this last phase was submitted as a new request in the FY10 Capital Improvement Program using the available fund balance of Zone 2 Neighborhood Park Impact Fees. There is an opportunity to move this funding request to the current fiscal year to complete the work in time for the next school year, and generate project savings related to mobilization and general conditions.

The project was advertised under the Performance-based Information Procurement System (PIPS) by Materials Management and Hunter was selected as the most qualified and experienced firm to do this project over six other contractors who submitted proposals.

Fiscal Note: Funds are available in the Westwing Neighborhood Park Project account 7904-7904-543005 CIPPK-CS00057 ($437,000), and the Sunrise/Westwing Mtn. Trail development account 4210-4210-543005-CIPRT-CS00110 ($110,732)

ATTACHMENT: Westwing Park Improvements
Contract Amendment #4

PHASE II MASTER PLAN



CITY OF PEORIA

BUILDING PEORIA

WESTWING PARK

0 30 60 120 180

North

epg

CONTRACT AMENDMENT
Change Order

Solicitation No. P08-0080 Page 1 of 4

Amendment No. Four (4) Date: February 4, 2009

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

Buyer: Peggy Ferrin, ext 7780

Project No.: CS0057 Agreement Date: July 4,2008

Project Description: WestWing Park Completion Date: April 30, 2009

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:	33,646.37
Total of previous change orders:	1,857,348.38
Original contract price plus previous change order(s):	1,890,994.75
The contract price due to this change order will be increased by:	547,731.91
The new contract price including this change order will be:	2,438,726.66

Contract Time Change:

The contract time will be increased by 45 days.

The new date for completion of all work will be: June 15, 2009

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

[redacted] 2/11/09 David Hollinefield PROJECT MGR Hunter Contracting Co.

Signature | Date | Typed Name and Title | Company Name

701 N. Cooper Road | Gilbert | Arizona | 85299

Address | City | State | Zip Code

Attested By:

Mary Jo Kief, City Clerk

Department Community Services - Parks

Buyer Peggy Ferrin

LIC

CC Number

LCON 15108D

Contract Number

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

Carl Swenson, City Manager

City Seal

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Official File

(Rev 01/05/09)