

**CITY OF PEORIA, ARIZONA  
COUNCIL COMMUNICATIONS**

cc: 16C  
Amend No. \_\_\_\_\_

Date prepared: July 30, 2009

Council Meeting Date: September 15, 2009

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**TO:** Carl Swenson, City Manager

**THROUGH:** Susan J. Daluddung, Deputy City Manager

**FROM:** Andrew Granger, P. E., Engineering Director

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

**PREPARED BY:** Geoffrey Zinnecker, P. E., Civil Engineer

**SUBJECT:** Approve Contract Amendment No. 4 to Carter Burgess for post design services associated with the 67<sup>th</sup> Avenue; Thunderbird Road to Arizona Canal Diversion Channel project in the amount of \$31,090 (Engineering Project No. P-0901, Solicitation No. P07-0035, EN00143)

**RECOMMENDATION:**

Approve Contract Amendment No. 4, to Carter Burgess for post design services associated with the 67<sup>th</sup> Avenue; Thunderbird Road to Arizona Canal Diversion Channel (ACDC) project in the amount of \$31,090.

**SUMMARY:**

On May 6, 2008, the City of Glendale and the City of Peoria (City) entered into an Intergovernmental Agreement (IGA) for construction of the drainage and roadway improvements on 67<sup>th</sup> Avenue; Olive Avenue to ACDC. The City's improvements included sidewalk, street lights, landscape and irrigation within the area located west of the west curb and gutter.

On August 26, 2008, Council approved a contract to provide for the design of the improvements along the west side of 67<sup>th</sup> Avenue between Thunderbird Road and the ACDC. The design is now complete and the City is ready to move forward with the construction phase.

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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# 118060 LIC. # \_\_\_\_\_  
Action Date: \_\_\_\_\_

Council Communication  
67<sup>th</sup> Avenue; Thunderbird Road to ACDC  
Carter Burgess – Contract Amendment No. 4  
September 15, 2009  
Page: 2

Although staff will be performing the bulk of the post-design work in-house, it is recommended that Carter Burgess be hired to assist during the construction phase. Carter Burgess submitted a proposal for providing post design services, Contract Amendment No. 4. Staff has reviewed the proposal and recommends approval. A summary of the tasks is provided below:

- Respond to requests for information (RFI)
- Assist in any changes or design modifications during construction
- Produce as-built drawings at the conclusion of the job

A summary of the revised Carter Burgess contract amount is provided below:

|                                 |                     |
|---------------------------------|---------------------|
| Original Contract:              | \$201,696.00        |
| Contract Amendment No. 1        | \$186,587.50        |
| Contract Amendment No. 2        | \$ 50,080.00        |
| Contract Amendment No. 3        | \$ 30,240.00        |
| <u>Contract Amendment No. 4</u> | <u>\$ 31,090.00</u> |
| Revised Contract Amount:        | \$499,693.50        |

**FISCAL NOTE:**

Payment will be from the 67<sup>th</sup> Avenue; Thunderbird Road to the ACDC GO Bond Fund Street System Account 4210-4210-543001-CIPST-EN00143CO.

**ATTACHMENTS:**

1. Attachment A - Design Contract Summary
2. Vicinity Map

## **ATTACHMENT A SUMMARY OF DESIGN CONTRACT SERVICES**

On November 14, 2006, Council awarded the design contract in the amount of \$201,696.00 to Carter Burgess for 67<sup>th</sup> Avenue; Olive Avenue to Thunderbird Road.

On April 1, 2008 Council approved Contract Amendment No. 1 in the amount of \$186,587.50 to Carter Burgess for 67<sup>th</sup> Avenue; Olive Avenue to Thunderbird Road, which added design services and post-design services. Specific tasks included:

- Design of the perimeter wall to be replaced adjacent to two parcels (6702 W. Aster Drive and 6705 W. Sweetwater Avenue).
- Preparation of legal descriptions and exhibits of several Temporary Construction Easements (TCE's).
- Post Design Services

On August 26, 2008, Council approved Contract Amendment No. 2 in the amount of \$50,080 to provide design services for the improvements along the west side of 67<sup>th</sup> Avenue between Thunderbird Road and the ACDC.

During the design of these improvements it was determined that the right-of-way adjacent to parcels 200-69-106 and 200-69-105 is less than current City standards. The existing Right of Way (ROW) is only 8' wide measured from back of curb, and will provide for a less than 5' wide sidewalk, no street lights or landscaping. In order to construct improvements to match the remainder of 67<sup>th</sup> Avenue an additional 10' of ROW needed to be acquired and existing walls relocated. This will accommodate the construction of a 6' wide sidewalk, burying of the overhead power lines, and installation of street lights and landscape/irrigation. These additional improvements were not included in Contract Amendment No. 2.

Therefore, on December 2, 2008, Council approved Contract Amendment No. 3 in the amount of \$30,240 to provide additional design services to acquire the additional right of way and the improvements required to move and replace the existing property walls and utilities. The tasks included are:

- Prepare final plans, specifications and estimates
- Provide copies of plans and specifications
- Conduct meetings with adjacent owners, utility companies, other agencies and City staff
- Provide pothole services
- Provide utility clearance letters
- Provide legal descriptions of the property to be acquired
- Convert overhead power to underground power to the residence
- Relocate the private irrigation line
- Design an 8' high privacy wall
- Design changes to the driveways to allow for safe access

### City of Peoria GIS Map



Mill and resurface Redfield, remove and replace 67<sup>th</sup> avenue entrance

New sound wall, underground electric service

New sidewalk, landscape, and street

Map created with ArcIMS - Copyright (C) 1992-2002 ESRI Inc.



# CONTRACT AMENDMENT

## Change Order

Materials Management  
Procurement

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

Solicitation No.: P07-0035 Page 1

Amendment No.: Four (4) Date: August 18, 2009

Buyer: Lisa Houg, CPPB

Project No.: P-0612 Agreement Date: November 16, 2007

Project Description: 67<sup>th</sup> Ave Improvements - Peoria Ave to Thunderbird Rd. Completion Date: April 15, 2010.

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:  | \$201,696.00 |
| Total of previous change orders:                                  | \$266,907.50 |
| Original contract price plus previous change order(s):            | \$468,603.50 |
| The contract price due to this change order will be increased by: | \$31,090.00  |
| The new contract price including this change order will be:       | \$499,693.50 |

### Contract Time Change:

The contract time will be increased to correspond to the final construction.

The new date for completion of all work will be April 15, 2010.

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

Jacobs

Signature

Date

Typed Name and Title

Company Name

101 N. 1<sup>st</sup> Ave, Ste. 3100

Phoenix

AZ

85003

Address

City

State

Zip Code

Attested By:

Mary Jo Kief, City Clerk

16C-9115109

CC Number

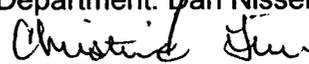
LCON 11806D  
Contract Number

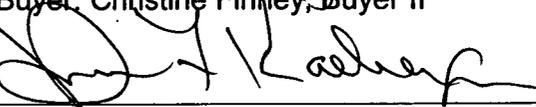
City Seal

Official File

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 8/26/09  
Department: Dan Nissen, Assistant City Engineer

 8/24/09  
Buyer: Christine Finney, Buyer II

  
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

L CON 11806D