

COUNCIL ACTION FORM

SUBJECT: AMENDMENT TO FY 2014/15 WEST LINCOLN WAY INTERSECTION IMPROVEMENTS (LINCOLN WAY AND FRANKLIN AVENUE) ENGINEERING SERVICES AGREEMENT

BACKGROUND:

On April 26, 2016, City Council approved the Major Site Development Plan for Aspen Heights, a development project located at 205 S. Wilmoth Avenue. This included an agreement for street improvements along Lincoln Way in which the developer is responsible to extend widening to create a left-turn lane through the intersection of Lincoln Way and Colorado. The agreement provided that the developer would pay for this as a part of the FY 2014/15 West Lincoln Way Intersection Improvements.

The agreement stipulated that the Developer will pay for the additional engineering services, construction, and inspection costs associated with the expanded project scope. In response to this, staff approached the consultant that had already been hired to design the FY 2014/15 West Lincoln Way Intersection Improvements project, Veenstra & Kimm, Inc. (V&K), and negotiated an amendment to their professional service agreement with the City to include the developer's portion of the Colorado intersection improvements.

This amendment with V&K specifies an additional fee in an amount not to exceed \$58,798 for engineering design to be paid by the developer. Staff will establish separate billing to account for this additional work to keep it isolated from the City's portion of the project. This will also be the case during construction, in which the City's and the developer's project quantities will be bid separately and billed to the developer as work is completed. The current design contract with V&K is \$76,700, so the updated total contact amount will be \$135,498.

ALTERNATIVES:

1. Approve the amendment to the engineering services agreement for the 2014/15 West Lincoln Way Intersection Improvements (Lincoln Way and Franklin Avenue) with Veenstra & Kimm of West Des Moines, Iowa, in an amount not to exceed \$135,498.
2. Direct staff to develop modifications to the project.

MANAGER'S RECOMMENDED ACTION:

This amendment is in response to approval of the project at 205 S. Wilmoth Avenue, and will ensure that the same safety improvements identified at the Lincoln Way and Franklin intersection will be extended along the entire frontage of this new development.

Therefore, it is the recommendation of the City Manager that the City Council adopt Alternative No. 1 as noted above.