

# REQUEST FOR LEGISLATIVE ACTION

Completed by County Counselor's Office:

Res/Ord No.: 18370

Sponsor(s): Bob Spence

Date: January 21, 2014

|  |   |   |          |                               |             |  |             |  |          |   |  |
|--|---|---|----------|-------------------------------|-------------|--|-------------|--|----------|---|--|
| <p><b>SUBJECT</b></p>  | <p>Action Requested</p> <p><input checked="" type="checkbox"/> Resolution<br/><input type="checkbox"/> Ordinance</p> <p>Project/Title: Approval of Amendment No. 2 to HNTB's Design Agreement, for changes in roadway and water line design scopes in connection with <u>Lee's Summit Road Improvements, Anderson Drive to U.S. 40 Hwy, County Project No. 3122.</u></p>  |   |          |                               |             |  |             |  |          |   |  |
| <p><b>BUDGET INFORMATION</b><br/><i>To be completed By Requesting Department and Finance</i></p> | <table border="1" data-bbox="310 579 1187 890"> <tr> <td>Amount authorized by this legislation this fiscal year:</td> <td>\$19,590</td> </tr> <tr> <td>Amount previously authorized:</td> <td>\$1,005,078</td> </tr> <tr> <td>Total amount authorized after this legislative action:</td> <td>\$1,024,668</td> </tr> <tr> <td>Amount budgeted for this item * (including transfers):</td> <td>\$19,590</td> </tr> <tr> <td>Source of funding (name of fund) and account code number; FROM / TO</td> <td>FROM ACCT<br/>KCMO CURS Bonds,<br/>015-1540-58070<br/>TO ACCT</td> </tr> </table> <p>* If account includes additional funds for other expenses, total budgeted in the account is: \$3,748,850.00</p> <p><b>OTHER FINANCIAL INFORMATION:</b></p> <p><input type="checkbox"/> No budget impact (no fiscal note required)<br/><input type="checkbox"/> Term and Supply Contract (funds approved in the annual budget); estimated value and use of contract:<br/>Department: Estimated Use: \$</p> <p>Prior Year Budget (if applicable):<br/>Prior Year Actual Amount Spent (if applicable):</p>  | Amount authorized by this legislation this fiscal year: | \$19,590 | Amount previously authorized: | \$1,005,078 | Total amount authorized after this legislative action: | \$1,024,668 | Amount budgeted for this item * (including transfers): | \$19,590 | Source of funding (name of fund) and account code number; FROM / TO | FROM ACCT<br>KCMO CURS Bonds,<br>015-1540-58070<br>TO ACCT |
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| Amount previously authorized:  | \$1,005,078   |   |          |                               |             |  |             |  |          |   |  |
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| <p><b>PRIOR LEGISLATION</b></p>  | <p>Prior ordinances and (date): <u>N/A</u></p> <p>Prior resolutions and (date): #17197, dated March 15, 2010; and, #18136 dated April 1, 2013</p>   |   |          |                               |             |  |             |  |          |   |  |
| <p><b>CONTACT INFORMATION</b></p>  | <p>RLA drafted by: John McClernon, Public Works Project Manager, 816-881-4532 (office), 816-401-4948 (cell)</p>   |   |          |                               |             |  |             |  |          |   |  |
| <p><b>REQUEST SUMMARY</b></p>  | <p>Resolution #17197 dated March 15, 2010 authorized a Roadway Design Agreement with HNTB Engineers for \$780,372. Resolution #18136 dated April of 2013 amended the Original Agreement to: 1) increase the scope of work as required to convert the plans into a MoDOT-administered construction letting; 2) modify the project limits; 3) add design of KC Water Services relocations and upgrades to the roadway plans; and, 4) extend the design schedule.</p> <p>The proposed Amendment #2 modifies the Current Agreement as follows:</p> <ol style="list-style-type: none"> <li>1) increases the roadway design scope and fee to include additional unanticipated MoDOT requirements;</li> <li>2) increases the scope and fee for water main design to include lines @ the intersection of 40 Hwy;</li> <li>3) decreases the current scope and fee for water line "Bidding &amp; Construction Phase Services" (previously established by Amendment 1);</li> <li>4) adds minor street light analysis to the scope; and</li> <li>5) extends the schedule to allow for the increased scope of work.</li> </ol> <p>(See Attachment A – "SCOPE OF SERVICES" for a detailed breakdown of the proposal and schedule changes)</p> <p>Therefore, Public Works recommends that the County Executive be authorized to execute Amendment No. 2 to HNTB's Current Agreement; and requests that the Director of Purchasing be authorized to encumber funds not-to-exceed \$19,590.00 to cover the cost of the additional design work.</p> |   |          |                               |             |  |             |  |          |   |  |

|             |  |                  |
|-------------|--|------------------|
| CLEARANCE   | <input type="checkbox"/> Tax Clearance Completed (Purchasing & Department)<br><input type="checkbox"/> Business License Verified (Purchasing & Department)<br><input type="checkbox"/> Chapter 6 Compliance - Affirmative Action/Prevailing Wage (County Auditor's Office) |                  |
| ATTACHMENTS | Attachment A – HNTB Scope of Services for Additional Design on Lee's Summit Road   |                  |
| REVIEW      | Deputy Director: Earl Newill<br><i>Earl Newill</i>   | Date: 01/08/2014 |
|             | Finance (Budget Approval):<br><i>If applicable Alexander S Ball</i>  | Date: 1-13-14    |
|             | Division Manager: <i>[Signature]</i>   | Date: 1/14/14    |
|             | County Counselor's Office:   | Date:            |

Fiscal Information (to be verified by Budget Office in Finance Department)

- This expenditure was included in the annual budget.
- Funds for this were encumbered from the \_\_\_\_\_ Fund in \_\_\_\_.
- There is a balance otherwise unencumbered to the credit of the appropriation to which the expenditure is chargeable and there is a cash balance otherwise unencumbered in the treasury to the credit of the fund from which payment is to be made each sufficient to provide for the obligation herein authorized.
- Funds sufficient for this expenditure will be/were appropriated by Ordinance #
- Funds sufficient for this appropriation are available from the source indicated below.

| Account Number: | Account Title: | Amount Not to Exceed: |
|-----------------|----------------|-----------------------|
|                 |                |                       |

- This award is made on a need basis and does not obligate Jackson County to pay any specific amount. The availability of funds for specific purchases will, of necessity, be determined as each using agency places its order.
- This legislative action does not impact the County financially and does not require Finance/Budget approval.



**Debbie S. Ball**

**From:** John M. McClernon  
**Sent:** Wednesday, December 18, 2013 6:57 PM  
**To:** Robert Krewson  
**Cc:** Karsten.Sommerhauser@modot.mo.gov; Reza Zonnooz; Earl J. Newill; John Blancett; Lisa Mosley  
**Subject:** Re-Allocation of Partial Budget in Amendment No. 1 to our Original Design Agreement for Lee's Summit Road  
**Attachments:** 49917-Supplemental Rate Schedule\_2013.pdf

Mr. Krewson,

It is our understanding that HNTB has requested additional compensation to complete certain water main design tasks that they believe are not included in the scope of our current Design Agreement for Lee's Summit Road Improvements, County Project No. 3122. It is also our understanding that Kansas City Water Services has requested that the additional work be paid for by re-allocating money from the Water Line "Bidding and Construction Phase Services" portion of our current Agreement, to the "Design" portion; the net result being that any Construction-related Services not covered by the remaining fee in Bidding and Construction Phase Services will have to be covered by K.C. Water Services Staff or Jackson County Staff, or their authorized agent(s).

The additional tasks and your estimated hours to complete the work are as follows:

| Item No. | Task   | Senior Project Manager<br>\$200/hr | Senior Water Engineer<br>\$190/hr | Project Engineer<br>\$135/hr | Design Engineer II<br>\$115/hr | Design Engineer<br>\$105/hr | Technician / Admin<br>\$90/hr | TOTALS                |
|----------|--|------------------------------------|-----------------------------------|------------------------------|--------------------------------|-----------------------------|-------------------------------|-----------------------|
| 1.       | Meetings (4) with MoDOT for north end of project, and prepare minutes for 2                  | 3hrs / \$600                       | 9hrs / \$1710                     | 1hr / \$135                  |                                | 2hrs / \$210                |                               | 15hrs @ \$2655        |
| 2        | Alignment exhibits for the MoDOT led north end of LSR  |                                    | 0                                 |                              |                                | 0                           | 0                             | 0                     |
| 3        | Preliminary design of 200ft additional (anticipated 600ft, now 800ft) on MoDOT led project   | 1hr / \$200                        | 4hrs / \$760                      |                              | 2hrs / \$230                   | 16hrs / \$1680              | 4hrs / \$360                  | 27hrs @ \$3230        |
| 4        | Final design of 200ft additional (anticipated 600ft, now 800ft) on MoDOT led project         | 1hr / \$200                        | 2hrs / \$380                      |                              | 1hr / \$115                    | 10hr / \$1050               | 4hrs / \$360                  | 18hrs @ \$2105        |
| 5        | Breakout quantities for KCMO, County and MoDOT; recap information similar to Flintlock plans |                                    |                                   |                              |                                |                             |                               | 0                     |
|          |  |                                    |                                   |                              |                                |                             | <b>TOTAL</b>                  | <b>60hrs @ \$7990</b> |

We further understand that the total fee required to perform the work listed above (and complete water line design) is \$7,990.00 and that the hourly fees are based on the attached Supplemental Rate Schedule, and that Zeros represent effort that you believe your firm will expend to complete the tasks, but you do not intend to seek reimbursement for, from Jackson County. The remaining amount in "Bidding and Construction Phase Services" will be \$8,372.00.

Therefore, this email authorizes you to begin work as described above, with the understanding that \$7,990.00 of the fees currently listed as "Construction Services" in Amendment No. 1 will now be expended in accordance with the changes outlined herein. A hard copy of this letter will follow via U.S. Mail. Please let me know if you have any questions or if I have misinterpreted your intentions or fees above. If you agree, please confirm by replying. Thank you.

John McClernon, Project Manager  
Jackson County Public Works  
303 W Walnut  
Independence MO 64050  
816-881-4532 Office  
816-881-1700 Fax  
816-401-4948 Cell