**Council Meeting Date:** August 24, 2021 **STAFF REPORT**

**Subject:** Design contract amendment for various 2016 bond sidewalk projects (Bundle B)

**Staff Resource(s):** Jade Dundas, Capital Projects Director

**Action Requested:** Adoption of a resolution authorizing the City Manager to execute a contract amendment for right-of-way acquisition services with Mattern and Craig of Asheville, N.C., for the 2016 Bond Bundle B suite of sidewalk projects in the amount of $191, 510 plus a contingency of $19,151 (10%) for a total of $210,661.

**Background:**

- An RFQ for the Bundle B suite of sidewalk projects design contract was advertised on March 31, 2017. The names of the design firms / engineers that submitted RFQs are listed below:

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|---|---|
| Anchor QEA, of Asheville, NC | Mattern and Craig, of Asheville, NC |
| McGill and Associates, of Asheville, NC | Davenport, of Winston-Salem, NC |
| Vaughn and Melton Inc., of Asheville, NC | Henson Foley, of Huntersville, NC |
| Siteworks, of Asheville, NC | Wetherill, of Raleigh, NC |

- Mattern & Craig Inc., of Asheville, N.C. was chosen to perform all of the design work included in the contract.
- Work covered by the contract includes surveying, development of construction documents, permitting, environmental documents, and community outreach.
- Right-of-way and easement negotiations were optional services that could be added to the original contract with Mattern and Craig at an additional cost.
- At this stage of design the needed right of way has been determined for both of the sidewalk projects along Johnston Boulevard and New Haw Creek Rd.
- These services are required now in order to acquire the property necessary to build sidewalks and meet the timeline for completing work before the end of the seven years allowed for the completion of the general obligation bond projects.
- The amount of property that needs to be acquired for these two projects exceeds the capacity of the City real estate acquisition team to do the work internally.

**Vendor Outreach Efforts:**

- Mattern and Craig was selected and contracted to perform this work in 2017. At the time that this contract was awarded the firm had selected the subcontractors with whom they intended to work. In the event that Matten and Craig changes a subcontractor under this agreement, they will be required to follow the City's business inclusion practices to seek qualified Minority and Women owned businesses to perform the sub consulting work.

**Council Goal(s):**

- Transportation and accessibility

**Committee(s):**

- None

**Pro(s):**

- Improved connectivity and accessibility for the neighborhoods within the project areas.
- Completion of a General Obligation Bond project.

**Con(s):**

- Construction will be disruptive to adjacent residences.
- Efforts will be made to minimize disruptions.

**Fiscal Impact:**
- Funding for the Bundle B Sidewalks project is included in the General Obligation Bond Program.

**Suggested Motion:**
- Motion to adopt a resolution authorizing the City Manager to execute a contract amendment for right-of-way acquisition services with Mattern and Craig of Asheville, N.C., for the 2016 Bond Bundle B suite of sidewalk projects in the amount of $191, 510 plus a contingency of $19,151 (10%) for a total of $210,661.

**Attachment(s)**
- Resolution

RESOLUTION NO. 21-_____

RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT AMENDMENT WITH MATTERN AND CRAIG FOR THE BUNDLE B SIDEWALK PROJECTS

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WHEREAS, the City of Asheville has authority pursuant to Article 3 of Chapter 160A of the North Carolina General Statutes to enter into contracts for services with other entities; and

WHEREAS, pursuant to N.C.G.S. § 143-64.31, a request for qualifications was solicited for the project known as Bond Sidewalk Bundle B Design, City of Asheville Contract #91800177**;** and

WHEREAS,Mattern & Craig Inc, of Asheville, NC was the best qualified consulting firm responding to the RFQ, and

WHEREAS, the existing contract includes easement acquisition services as an optional service, to be provided at costs outside the design contract;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ASHEVILLE THAT:

The City Manager is hereby authorized to execute a contract amendment with Mattern & Craig Inc, of Asheville, NC in the amount of $191,510 plus a contingency of $19,151 (10%), for a total of $210,661, for the Bond Sidewalk Bundle B Design.

Read, approved and adopted this the 24th day of August, 2021.

_____ _____

City Clerk Mayor

Approved as to form:

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City Attorney