THE CITY OF ASHEVILLE

Staff Report

Council Meeting Date: May 12, 2020

Subject: Pebble Creek Stream Stabilization Project - Contract Amendment # 1

Staff Resource(s): Greg Shuler, Public Works Director, and Lee Morrison, Project Manager

Action Requested: Adoption of a resolution authorizing the City Manager to execute a contract amendment with The John R. McAdams Company Inc. in the amount of $71,200 and to enter into change orders to this contract, if needed, not to exceed a contingency amount of $10,680 (15%) for a total Phase 2 budget of $81,880 for the Pebble Creek Stream Stabilization Project - Contract Amendment # 1.

Background:

- The approved Phase 1 budget for this project was $88,561.50 including contingency. Phase 1 realized a savings of $23,868.44 under the budgeted amount. The Phase 1 budget with savings, along with the Phase 2 budget amount of $81,880 results in a total budget of $146,573.06 for this project.
- The City of Asheville has maintenance responsibility on an existing Stormwater Easement through the Pebble Creek Community. There are existing gabion basket retaining walls that are failing along the stream banks located inside the easement. This project includes the design of a new conveyance system and retaining walls along the stream banks in the easement that will safely convey the stormwater through the tight corridor between the buildings.
- The RFQ for this project was advertised on January 10, 2019, with Statements of Qualifications received on January 24, 2019.
- Four (4) consulting firms submitted Statement of Qualifications. Qualifications were reviewed and on May 15, 2019, the John R. McAdams Company Inc. was selected as the best qualified firm.
- The Contract between the City of Asheville and The John R. McAdams Company Inc. was entered into on June 10, 2019.
- Without knowing the extent of failure, capacity of the existing channel, or influence on the surrounding utilities, Phase 1 was to conduct due diligence, preliminary engineering design, and community input so that a determination could be made on how best to move forward with Phase 2 to complete the design and take the project through construction. The first phase was under the threshold for the City Manager's signature authority.
- Professional Services, including Final Design, Permitting and Construction Administration for the contract would proceed immediately after approval of the Contract Amendment. The schedule for Construction Administration would be through April 2021, dependent on any issues that might arise during Permitting.

Vendor Outreach Efforts:

- Staff performed outreach to minority and women-owned businesses through solicitation processes which included posting on the State's Interactive Purchasing System, City of Asheville website, City of Asheville Twitter Account, and requiring engineering firms to reach out to Minority & Women-Owned Business Enterprise (MWBE) service providers for subcontracted services.
- Past engineering firms who have shown interest in bidding on City of Asheville projects were informed about the project's advertisement. During preparation for advertising this RFQ, the contract was shared with the Business Inclusion staff in the Community & Economic Development Department.
- Out of the four (4) qualifications received, no consultant firm was Minority Business or Women Owned Business certified. Two of the firms submitting qualifications proposed utilizing WBE

subcontractors for portions of the project. The John R. McAdams Company was chosen for the design because of their qualifications specific to the needs of this project.

Council Goal(s):

- A Financially Resilient City

Committee(s):

- None

Pro(s):

- The contract amendment will allow The John R. McAdams Company to continue with the design and construction phase of this stream stabilization project.
- The stream stabilization project will protect the existing residential structures that are in very close proximity to the existing Stormwater Easement and stream.
- The capacity of the existing corridor will be increased to allow passage of larger storm events safely through the system.

Con(s):

- Construction may be somewhat disruptive to nearby residences. Efforts will be made to notify the public and minimize disruptions.

Fiscal Impact:

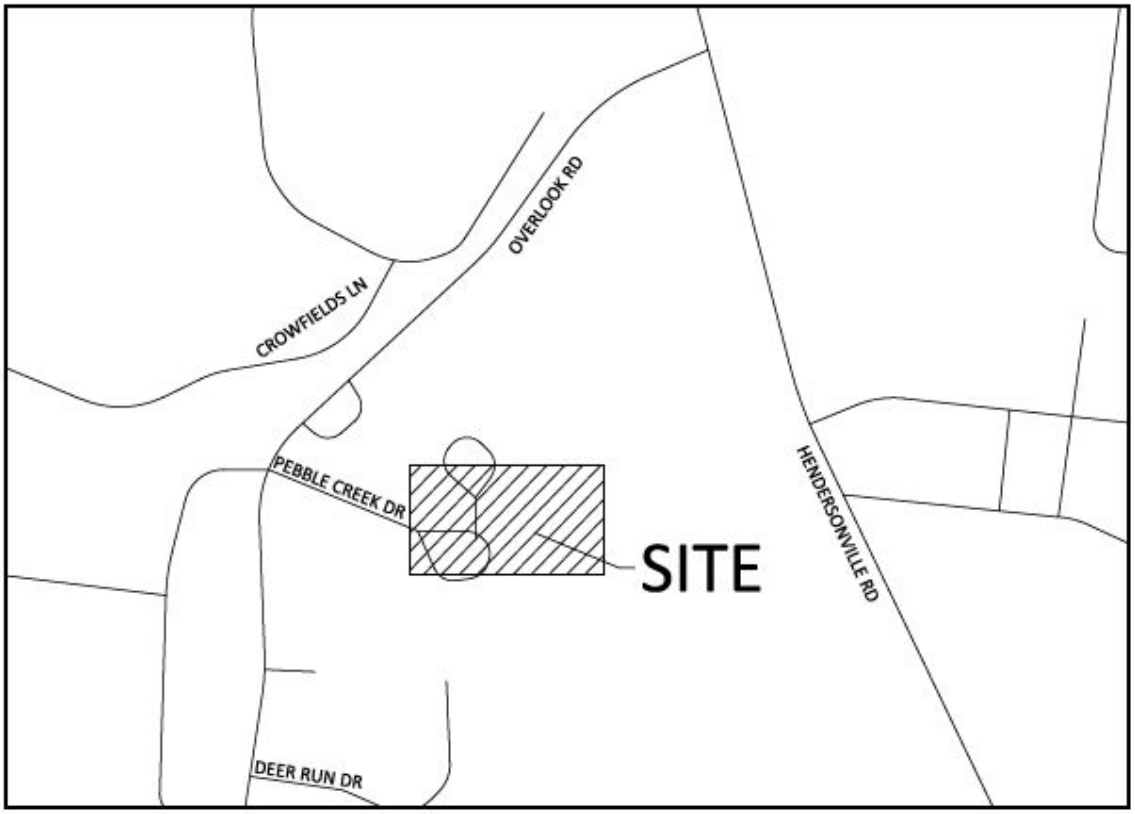
- Funding for this contract is budgeted in the Stormwater Utility Fund Capital Improvement Program.

Suggested Motion:

- Motion to adopt a resolution authorizing the City Manager to execute a contract amendment with The John R. McAdams Company, Inc. in the amount of $71,200 and to enter into change orders to this contract, if needed, not to exceed a contingency amount of $10,680 (15%) for a total revised contract amount of $148,210 and a revised professional services budget amount of $146,573.06 for the Pebble Creek Stream Stabilization Project.

Attachment(s):

- Vicinity Map
- Resolution



VICINITY MAP

N.T.S.

RESOLUTION NO. 20-_____

RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT AMENDMENT WITH THE JOHN R. MCADAMS COMPANY, INC. FOR THE PEBBLE CREEK STREAM STABILIZATION PROJECT

WHEREAS, the City of Asheville has authority pursuant to Article 2 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. § 143-129, qualifications were solicited for the Pebble Creek Stream Stabilization Project, City of Asheville Project #298-SW-18-19; and

WHEREAS, the qualifications were reviewed by the Public Works Department and The John R. McAdams Company, Inc. was the most qualified firm for the project; and

WHEREAS, The John R. McAdams Company, Inc. provided professional services for Phase 1 of this project and Public Works desires for them to continue to provide professional services for Phase 2 of this project in order to complete the design and take the project through construction; and

WHEREAS, the additional amount needed for the contract amendment is $57,941.56 and the monies have been budgeted in the Stormwater Capital Fund;

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

The City Manager is hereby authorized to execute on behalf of the City of Asheville a contract amendment in the amount of $71,200 with The John R. McAdams Company, Inc. and to enter into change orders to this contract, if needed, not to exceed a contingency amount of $10,680 (15%) for a total Phase 2 budget amount of $81,880 resulting in a total revised contract amount of $148,210 and a revised professional services budget amount of $146,573.06 for the Pebble Creek Stream Stabilization Project.

Read, approved, and adopted this the 12th day of May 2020.

_____ _____

City Clerk Mayor

Approved as to form:

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City Attorney