



## THE CITY OF KEY WEST

Post Office Box 1409 Key West, FL 33041-1409 (305) 809-3700

### EXECUTIVE SUMMARY

**Date:** December 9, 2016

**To:** Jim Scholl, City Manager

**From:** Jim Bouquet, P.E., Director of Engineering

**Cc:** Greg Veliz, Assistant City Manager  
Mark Finigan, Director of Finance

**Subject:** **Approve use of Unforeseen Conditions Allowance for construction of Phase IA of the Truman Waterfront Park**

### ACTION STATEMENT

This Resolution would approve use of \$36,513.58 of the Unforeseen Conditions Allowance for construction of Phase IA of the Truman Waterfront Park, and authorize the City Manager to execute necessary documents.

### BACKGROUND

Resolution No. 15-326 accepted the proposal of Charley Toppino and Sons Inc., (CTS) for construction of the Truman Waterfront Park Phase 1A in the amount of \$17,453,752.67. The project Contract Documents and bid award for Notice to Proceed (NTP) 1 and NTP 2 provide \$629,236.33 for unforeseen conditions encountered during project construction and \$487,161.31 in project contingency funds. Resolution No. 16-220 approved the initial use of these allowances. Subsequent to this resolution, additional unforeseen conditions have been encountered. Referenced Unforeseen Conditions Authorization (UCA) and associated cost proposals from CTS are attached.

### Unforeseen Conditions – UCA No. 3:

- FCD 11: Install new 6-inch gate valve and flush-out assembly to establish breakpoint between NTP2 and NTP3 (currently on hold). Revise waterline diameter address FKAA comments. Add Cost \$6,876.00.
- FCD 13: Relocate FKAA water main to avoid conflict with storm drain manhole ST-41. Add Cost \$8,186.38.

MEMORANDUM

- FCD 14: Repair underground electrical service to USGCS Ingham damaged due to unforeseen location. Chamfer concrete edge of quay following cutting as a risk management safety precaution. Extend 8-inch thick concrete slab around Ingham gangway to facilitate movement of emergency vehicles and accommodate quay related activities. Add Cost \$12,440.00.
- FCD 16: Furnish and install overhead communication line from Angela Street to service USCGS Ingham as existing underground conduit in conflict with proposed utilities and roadway base. Excavate utility trench from pole to quay. Add Cost \$7,611.20.
- Soft Digs: Conduct two soft digs @\$700. Each per direction of City to located waterline along Quay. Add Cost \$1,400.00.

**Total UCA No. 3: \$36,513.58**

## **PURPOSE AND JUSTIFICATION**

Considering past history and use of the site as a military facility, unforeseen condition encounters were expected and a bid item price to address these situations was included in the contract award to CTS. Addressing conditions identified in UCA No. 3 are required to complete the work, maintain project schedule and facilitate utility service to the USGCS Ingham.

Construction of the Truman Waterfront Park is consistent with the City of Key West's Strategic Goals #3 *Parks and Recreation areas are accessible to all residents and visitors* and Goal #5 *All of the City's Destinations and Resources Are Accessible to Residents and Visitors*.

## **FINANCIAL ISSUES**

Approval of this resolution will reduce available Unforeseen Conditions Allowance to \$419,370.00. Available contingency funds of \$254,938.43 remain unchanged.

**The total contract price and time remain unchanged.**

## **RECOMMENDATION**

Staff recommends approving the use of \$36,513.58 of Unforeseen Conditions Allowance to continue construction of Phase IA of the Truman Waterfront Park and authorize the City Manager to execute necessary documents.