



THE CITY OF KEY WEST

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EXECUTIVE SUMMARY

Date: November 7, 2017

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 using \$70,774.00 of the Unforeseen Conditions Allowance to repair/replace Hurricane Irma related damage to landscaping in 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 provides \$629,236.33 for unforeseen conditions encountered during project construction. Landscaping within areas previously accepted as substantially complete by the City was severely damaged/destroyed by Hurricane Irma on September 10, 2017. Landscaping is not reimbursable under FEMA regulations; however, must be replaced to complete the Truman Waterfront Park as designed. Unforeseen Conditions Authorization (UCA) No. 6 and associated CTS cost proposal to re-landscape damaged/destroyed areas are attached.

Unforeseen Conditions – UCA No. 6:

Provide labor, materials and equipment to replace and cleanup landscaping (trees, shrubs, grass, groundcover) damaged or destroyed as a result of Hurricane Irma. Work performed by Toppino subcontractor Ecoscapes consistent with Work Directive Change Proposal dated November 2, 2017 in the amount of \$70,774.00.

MEMORANDUM

Key to the Caribbean – Average yearly temperature 77° F.

PURPOSE AND JUSTIFICATION

Replacing landscaping damaged or destroyed by Hurricane Irma is necessary for completion of the Truman Waterfront Park consistent with the approved Master Plan, Tree Permit and Phase IA design documents.

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 ***\$280,168.15***. Landscaping is not reimbursable under FEMA regulations; however, cost associated with this UCA will be forwarded to the City's insurance carrier for reimbursement or apply to the deductible.

The total contract price and time remain unchanged.

RECOMMENDATION

Staff recommends approving using \$70,774.00 of the Unforeseen Conditions Allowance to repair/replace Hurricane Irma related damage to landscaping in Phase IA of the Truman Waterfront Park, and authorize the City Manager to execute necessary documents.