



THE CITY OF KEY WEST

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EXECUTIVE SUMMARY

Date: October 15, 2012

To: Bob Vitas, City Manager

From: Karen Olson, Special Projects Designer

Cc: David Fernandez, Assistant City Manager
Doug Bradshaw, Senior Project Manager

Subject: **Approve contract time extension for Glynn Archer Drive Enhancements Project No. EN-1004**

Action Statement

This resolution will authorize a ninety (90) day extension to the contract with D.N. Higgins, Inc. for the Glynn Archer Drive Sidewalk Enhancement Project No. EN-1004. The original contract time was 150 days with a contract completion date of November 4, 2012. The proposed contract completion date is February 1, 2013.

Background

The City of Key West and the FDOT have entered into a LAP agreement to support the Glynn Archer Drive Enhancements Project #EN-1004. FDOT is fully funding the construction in the amount of \$2,686,659.78. The project includes a complete sidewalk system, bike lanes, on-street parking, stormwater improvements and landscaping features on Glynn Archer Drive (14th Street) from N. Roosevelt Boulevard (US1) to Flagler Avenue (SR5).

Purpose and Justification

D.N. Higgins, Inc. has experienced construction delays due to a shallow 12" high pressure water main that was not addressed appropriately during design development. The City, FCAA, contractor and designer have been working on a resolution to this issue since August 8, 2012.

To minimize costs associate with the water line the FCAA has made the decision to relocate the pipe themselves. This work began on October 9, 2012 and installation should be complete no later than October 19, 2012. The pipe will then have to be tested and final connections completed no later than November 9, 2012.

MEMORANDUM

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

During this time D.N. Higgins, Inc. has continued to work but has been limited to areas outside of the pipe zone. The phasing for the project has been impacted and progress measurably impeded.

D.N. Higgins, Inc. will work diligently to complete the project by years end and is requesting sixty (60) to substantial completion with an additional thirty (30) for final completion. After reaching substantial completion, no later than January 3, 2013, the road will be opened to through traffic. The remaining thirty (30) days will be used to complete punchlist items and final striping to achieve final completion. During the punchlist phase there may be minor lane closures but no hard closures will occur.

The City will impose liquidated damages of \$2,121 per day if substantial completion date is not met.

Per the attached contract time extension request from D.N. Higgins, Inc., dated October 16, 2012, the new contract completion date would be February 1, 2013.

Options

Option #1 Approve the ninety (90) day contract time extension. This extension includes sixty (60) days to substantial completion with an additional thirty (30) for final completion. The new contract completion date will be February 1, 2013.

Option #2 Do not approve the ninety (90) day contract time extension. The contract completion date will remain as November 4, 2012. This option is not recommended because the delay was no fault of the contractor.

Financial Issues

This time extension request is a no cost time extension.

Recommendation

Staff recommends option #1, approve the ninety (90) day contract time extension. This extension includes sixty (60) days to substantial completion with an additional thirty (30) for final completion. The new contract completion date will be February 1, 2013.