



## THE CITY OF KEY WEST

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MEMORANDUM

### EXECUTIVE SUMMARY

**TO:** Jim Scholl, City Manager  
E. David Fernandez, Asst. City Manager

**FROM:** Jay Gewin, Utilities Manager

**DATE:** October 7, 2011

**SUBJECT:** **Approving Amendment No. 1 to Task Order 3-10-STM in the Amount of \$16,115.44 for Construction Engineering Services to CH2M Hill for the White St. Stormwater Pump Station Project.**

#### ACTION STATEMENT:

This resolution will approve Amendment No. 1 in the amount of \$16,115.44 to Task Order 3-10-STM from CH2M Hill for Construction Engineering Services for the White St. Pump Station Project. The construction contractor, Charley Toppino and Sons, will reimburse the City by deducting this amount from their final payment to cover this cost, as per settlement agreement, therefore this amendment will not change the final budget for the project.

#### BACKGROUND:

The City Commission awarded CH2M Hill a task order (# 03-10-STM) for construction engineering services for the White St. Pump Station project in the amount of \$104,124 via Resolution 09-299.

The City Commission awarded a contract for the White St. Pump Station contract to Charley Toppino and Sons in the amount of \$1,645,000 at its meeting on November 17, 2009. (Resolution 09-296) 65% of the costs of this project is being funded through an Army Corps of Engineers grant.

The White St. Stormwater Pump Station is now able to reduce flooding in the White Street Drainage basin. The project includes a new stormwater pumping and vortex system that empties into two existing wells, along with an elevated generator and platform.

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

The anticipated environmental results include reducing potential health risks to beach bathers by reducing stormwater discharges to nearshore waters which may carry bacterial contamination or other pollutants.

### **PURPOSE & JUSTIFICATION:**

Although the White St. Pump Station has been operational for several months, there were delays from the contractor that resulted in the project not being fully closed out for some time thereafter. Much of the delays involved such items as operating manuals, spare parts, and warranties; none of which would inhibit that operation of the pump station. These items, along with the time extension that was previously granted to the contractor due to delays in receiving the pump, required additional engineering services from CH2M Hill.

The contractor, Charley Toppino and Sons, has agreed to fund the entire \$16,115.44 cost of this amendment as per settlement agreement. This amount will be withheld from their final payment, therefore the amendment with CH2M Hill will end up being cost-neutral to the City.

### **OPTIONS:**

1. Approve the contract amendment with CH2M Hill to enable all project close-out to be completed. This option will not cost the City any additional funds, due to Charley Toppino and Sons' settlement agreement to cover the additional fees.
2. Do not approve the contract extension. This option is not recommended, because the construction engineering services are required for project close-out.

### **FINANCIAL IMPACT:**

There will be no financial impact to this task order amendment in the amount of \$16,115.44. An equal amount will be withheld from Charley Toppino and Sons final payment for the project, as per terms of the settlement agreement. The project is charged to budget number 402-3802-538-65/ST 0903.

### **RECOMMENDATION:**

Staff recommends option # 1, that the City Commission approves an amendment to Task Order 3-10-STM in the amount of \$16,115.44.