



THE CITY OF KEY WEST
1300 White Street, Key West, FL 33040 (305) 809-3792

EXECUTIVE SUMMARY

TO: Jim Scholl, City Manager

FROM: James Bouquet, P.E., Director of Engineering

DATE: July 11, 2017

SUBJECT: Burke Final Payment
New City Hall at Glynn Archer School

ACTION STATEMENT

Authorizing final payment to Burke Construction Group, Inc. in the amount of \$198,203.58 for construction of the New City Hall at Glynn Archer School. Authorize the City Manager to execute the Stipulated Partial Settlement Agreement between Burke Construction Group, Inc. and City of Key West.

BACKGROUND

Resolution No. 14-348 accepted the bid proposal of Burke Construction Group Inc. (Burke) for construction of a New City Hall at Glynn Archer School (City Hall). The City subsequently occupied the City Hall upon the construction reaching substantial completion during December 2016.

Per the attached Stipulated Partial Settlement Agreement, Burke and City (parties) agree that Burke shall accept, and the City shall remit, the sum of \$198,203.58 as full and complete payment of all monetary obligations of City under the Contract (Final Payment).

The Stipulated Partial Settlement Agreement is intended to resolve only the issue of amounts due and owing between Burke and the City and to leave all other aspects of the Contract in full force and effect, including, but not limited to, all warranty, guarantee and indemnity obligations. Payment and Performance Bonds remain in full force and effect.

PURPOSE AND JUSTIFICATION

The Stipulated Partial Settlement Agreement provides for final payment of all monetary obligations of the City under the Contract.

FINANCIAL ISSUES

Final Payment in the amount of \$198,203.58 is funded under Account #303-1900-519-62-00 (Project GN 1302). Burke Purchase Order 078837 will be increased by that amount. \$269,140.50 resulting from Owner Direct Purchase savings remains in referenced account for payment, or \$70,936.92 under total project funding previously approved by City Commission.

Final Application and Certification for Payment is attached.

RECOMMENDATION

Authorize final payment to Burke Construction Group, Inc. in the amount of \$198,203.58 for construction of the New City Hall at Glynn Archer School and authorize the City Manager to execute the Stipulated Partial Settlement Agreement between Burke Construction Group, Inc. and City of Key West.