



THE CITY OF KEY WEST

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EXECUTIVE SUMMARY

Date: October 4, 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 use of \$32,947.80 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 provides \$629,236.33 for unforeseen conditions encountered during project construction. Resolutions No. 16-220, 16-292 and 17-071 previously approved use of these allowances. Subsequently, additional unforeseen conditions have been encountered and additional expenditures of funds were required as described below. Unforeseen Conditions Authorization (UCA) No. 5 and associated cost proposals from CTS are attached.

Unforeseen Conditions – UCA No. 5:

FCD 027: Provide labor, materials and equipment to remove and dispose of buried concrete slab unidentified in previous investigation by Navy. Work was performed on a time and material basis per Toppino Work Directive Change Proposal dated 4/18/2017. Add Cost \$26,434.80

MEMORANDUM

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

FCD 028: Provide labor, materials and equipment to remove and dispose of buried ATT conduit located within stormwater detention basin E. Exact location of line could not be determined during design phase and accurate as-built information not available. Add Cost \$6,513.00

Total UCA No. 5: \$32,947.80

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. 5 are required to remove underground/buried obstructions impacting park construction.

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 \$350,942.15.

The total contract price and time remain unchanged.

RECOMMENDATION

Staff recommends approving the use of \$32,947.80 of the Unforeseen Conditions Allowance for construction of Phase IA of the Truman Waterfront Park and authorizing the City Manager to execute necessary documents.