

Information for Town Council Meeting on November 12, 2019

TO: Mayor and Town Council

VIA: Kirk W. Blouin, Town Manager

VIA: Jane Le Clainche, CPA, Director of Finance

FROM: Dean Mealy, II CPPO Town Purchasing Manager

RE: Resolution Approving a Purchase Order for Construction Phase Engineering Services for the Town-wide Utility Undergrounding Phase 2 South to Kimley-Horn & Associates, Inc. in the Amount of \$282,973, and Establishing a Construction Phase Engineering Services Budget of \$325,418 from the Town-Wide Undergrounding of Utilities Fund; **Resolution No. 140-2019**

DATE: 31 October 2019

STAFF RECOMMENDATION

Staff recommends Town Council approve Resolution No. 140-2019, approving a purchase order for Construction Phase Engineering Services to Kimley-Horn & Associates, Inc., for the Town-wide Overhead Utility Undergrounding Phase 2 South in the amount of \$325,418.

SUMMARY EXPLANATION/BACKGROUND

RFQ No. 2018-04 was issued on October 29, 2017 for Construction Manager at Risk for Phase 2 South. The Town and top ranked proposer, Whiting-Turner Contracting Company could not come to an agreement to move forward. On September 13, 2018, the recommendation was made to Town Council to accept the Withdrawal of the Whiting-Turner Contractor Company Proposal.

RFQ No. 2019-03 was issued on October 14, 2018. Kaufman Lynn Construction had been selected as Construction Manager at Risk (CMAR). Unfortunately, the Town and Kaufman Lynn Construction could not reach agreement during the GMP phase, in part to the proposed GMP submitted by Kaufman Lynn Construction. On July 25, 2019, a recommendation was made to Town Council to reject the GMP Proposal from Kaufman Lynn. At this time, consideration was given to move forward with the second ranked proposer, Burkhardt Construction Incorporated.

The Town had successful GMP negotiations with Burkhardt Construction Incorporated (BCI) in October 2019. As such, the Construction Phase Services Purchase Order is required to support the award of BCI to begin the work of Phase 2 South.

BCI has presented a GMP to be considered for award in an accompanying Town Council item.

Purchasing and Town Engineering Staff have negotiated a Construction Phase Engineering Service

Contract with Kimley-Horn & Associates, Inc. in the amount of \$325,418.

The Construction Phase Engineering Services will include meeting attendance, plan updates, shop drawing reviews, site visits, maintaining daily reports, progress photos, construction invoice oversight, and certification on final project construction according to design.

FISCAL IMPACT/FUNDING SOURCE

The funding will be from the Underground Utility Fund for the Town-wide undergrounding work.

USER DEPARTMENT CONCURRENCE

Public Works is in full concurrence with this recommendation.

DUE DILIGENCE

Due Diligence was conducted to determine vendor responsibility, including corporate status and that there are no performance and compliance issues. The review included conducting market research.

TOWN ATTORNEY REVIEW

This format has been utilized by the Town in previous recommendations and was approved by the Town Attorney.

CC: Jay Boodheshwar, Deputy Town Manager
Paul Brazil, Director of Public Works
Patricia Strayer, Town Engineer
Steve Stern, Project Manager
Duke Basha, Assistant Purchasing Manager