City of Fayetteville Staff Review Form

2020-0258

4/7/2020

City Council Meeting Date - Agenda Item Only
N/A for Non-Agenda Item

Matt Casey	3/19/2020	ENGINEERING (621)
Submitted By	**Submitted Date**	**Division / Department**

Action Recommendation:

Approval of a Contract Amendment No. 1 between the City of Fayetteville and Bentonville/Bella Vista Trailblazer's Association, Inc. for the construction of the start/finish area and other improvements within Centennial Park and approval of a budget adjustment to recognize revenue from the Trailblazers.

Budget Impact:

4601.860.7501-5806.00	4601 - Bond Project Grant Matches
Account Number	Fund
46050.7501	Centennial Park
Project Number	Project Title

Budgeted Item?	No	Current Budget	$	-
		Funds Obligated	$	-
		Current Balance	$	-
Does item have a cost?	No	Item Cost	$	-
Budget Adjustment Attached?	Yes	Budget Adjustment	$	674,281.00
		Remaining Budget	$	674,281.00

V20180321

Purchase Order Number:

Previous Ordinance or Resolution # 180-19

Change Order Number:

Approval Date:

Original Contract Number:

Comments:

CITY OF
FAYETTEVILLE
ARKANSAS

CITY COUNCIL MEMO

MEETING OF APRIL 7, 2020

TO: Mayor and City Council

THRU: Susan Norton, Chief of Staff
Garner Stoll, Development Services Director
Chris Brown, City Engineer

FROM: Matt Casey, Engineering Design Manager

DATE: March 19, 2020

SUBJECT: **Approval of a Contract Amendment No. 1 between the City of Fayetteville and Bentonville/Bella Vista Trailblazer's Association, Inc. for the construction of the start/finish area and other improvements within Centennial Park and approval of a budget adjustment to recognize revenue from the Trailblazers.**

RECOMMENDATION:
Approval of Contract Amendment No. 1 between the City of Fayetteville and Bentonville/ Bella Vista Trailblazer's Association, Inc. (NWA Trailblazers) for the construction of the start/finish area, overflow parking areas along the start finish area and service drive, and associated stormwater improvements within Centennial Park and approval of a budget adjustment to recognize revenue from the NWA Trailblazers in the amount of $674,281.00.

BACKGROUND:
In early 2018, the City of Fayetteville accepted a grant from The Walton Family Foundation, Inc. to purchase approximately 228 acres known as "Centennial Park at Millsap Mountain" for the development and expansion of a soft surface trails system for competitive and general recreation opportunities. As designated in the grant and as planning guidance, the Trailblazers, in conjunction with the City and general public, developed a master plan for the park. This plan was reviewed and approved by Fayetteville City Council on June 4, 2019.

On August 6, 2019, the Fayetteville City Council approved Resolution No. 180-19 authorizing a cost share agreement with NWA Trailblazers for construction of phase one improvements identified in the master plan for Centennial Park at Millsap Mountain, with the City concentrating efforts on park infrastructure and NWA Trailblazers concentrating efforts on cycling infrastructure. The City appropriated the necessary funds for the design and construction of the park infrastructure to include utilities, parking lot, entrance streets, restroom, and paved trails, and will construct this infrastructure through a construction contractor. City staff and NWA Trailblazers recommend utilizing the City's contractor to construct certain improvements that are the identified in the cost share agreement as the responsibility of NWA Trailblazers due to the nature and location of these improvements with reimbursement of the cost by NWA Trailblazers. These improvements include the start/finish area of the race courses and reinforcement of areas along the service drive to provide overflow parking per attached exhibit.

DISCUSSION:
The bid price total for the start/finish area and parking improvements is $603,302.00, and the proportional share of the stormwater pond serving these improvements is $9,681.00. The cost share total of $674,281.00 established by Amendment 1 represents the bid amount plus a contingency of $61,298.00 in the event of contract change orders on the work to be paid for by NWA Trailblazers.

BUDGET/STAFF IMPACT:
Improvements to Centennial Park are funded by Park, Trail and Transportation Bond Funds, Water and Sewer Funds and revenue from this cost share agreement.

Attachments:
Cost Share Agreement with Exhibit “A”
Bid Submittal
Work Area Exhibit

AMENDMENT NO. 1 TO CONTRACT BETWEEN THE CITY OF FAYETTEVILLE AND BENTONVILLE/BELLA VISTA TRAILBLAZER'S ASSOCIATION, INC.

This Amendment No. 1, made and entered into on this ___ day of _____, 2020, by and between the City of Fayetteville, Arkansas ("City") and Bentonville/Bella Vista Trailblazer's Association, Inc. ("NWA Trailblazers"), witnesseth:

WHEREAS, the City of Fayetteville accepted a grant from The Walton Family Foundation, Inc. to purchase approximately 226 acres known as "Centennial Park at Millsap Mountain" for the development and expansion of soft surface trails and recreation; and

WHEREAS, on June 4, 2019, the Fayetteville City Council approved Resolution No. 140—19 adopting a conceptual master plan for Centennial Park at Millsap Mountain that was created by NWA Trailblazers, CEI Engineering Associates, Inc., and City of Fayetteville staff; and

WHEREAS, on August 6, 2019, the Fayetteville City Council approved Resolution No. 180-19 authorizing a cost share agreement with NWA Trailblazers for construction of phase one improvements identified in the master plan for Centennial Park at Millsap Mountain, with the City concentrating efforts on park infrastructure and NWA Trailblazers concentrating efforts on cycling infrastructure; and

WHEREAS, the City appropriated the necessary funds for the design and construction of the park infrastructure, to include utilities, parking lot, entrance streets, restroom, and paved trails, and will construct this infrastructure through a construction contractor; and

WHEREAS, City staff and NWA Trailblazers recommend utilizing the City's contractor to construct certain improvements that are the identified in the cost share agreement as the responsibility of NWA Trailblazers due to the nature and location of these improvements with reimbursement of the cost by NWA Trailblazers.

NOW, THEREFORE, the City of Fayetteville, Arkansas and NWA Trailblazers agree to amend their original Contract dated August 8, 2019, as follows:

1. The City of Fayetteville, Arkansas agrees to:

    A. Include certain elements of the cycling infrastructure identified in the original Contract to be provided by the NWA Trailblazers, more specifically described on Exhibit "A", in the City's construction contract and generally consisting of all work to build the start/finish area, hardened parking areas, water supply to these areas, and related costs.

    B. Provide the necessary and normal project management, inspection, and testing as necessary for a complete and acceptable installation of all elements described in Exhibit "A".

C. Provide NWA Trailblazers the opportunity to review any change orders that impact the amount to be paid under this agreement.

D. Submit invoices to NWA Trailblazers for work and completed and accepted.

2. NWA Trailblazers agrees to:

A. Reimburse the City of Fayetteville the full cost of the elements described in Exhibit "A" plus any associated change orders.

B. Review work in the field and in a timely fashion notify city of any corrections or modifications, if needed, and approve work is suitable for use.

C. Promptly pay invoices submitted for work, completed by the City under this agreement, up to the total contract amount for the items described in Exhibit "A" and including modifications by any approved change orders. The estimated total amount to be paid under this agreement, including a 10% contingency, is **$674,281**.

D. Promptly review and provide guidance to the city for any proposed contract change orders related to the work contemplated under this agreement, and pay the additional cost of change orders related to items in Exhibit "A"

IN AGREEMENT WITH ALL THE TERMS AND CONDITIONS ABOVE, WE SIGN BELOW:

BENTONVILLE/BELLA VISTA TRAILBLAZER'S ASSOCIATION, INC.

By: Erin Rushing
ERIN RUSHING, Director

CITY OF FAYETTEVILLE, ARKANSAS

By: _____
LIONELD JORDAN, Mayor

ATTEST:

By: _____
KARA PAXTON, City Clerk

Exhibit "A"

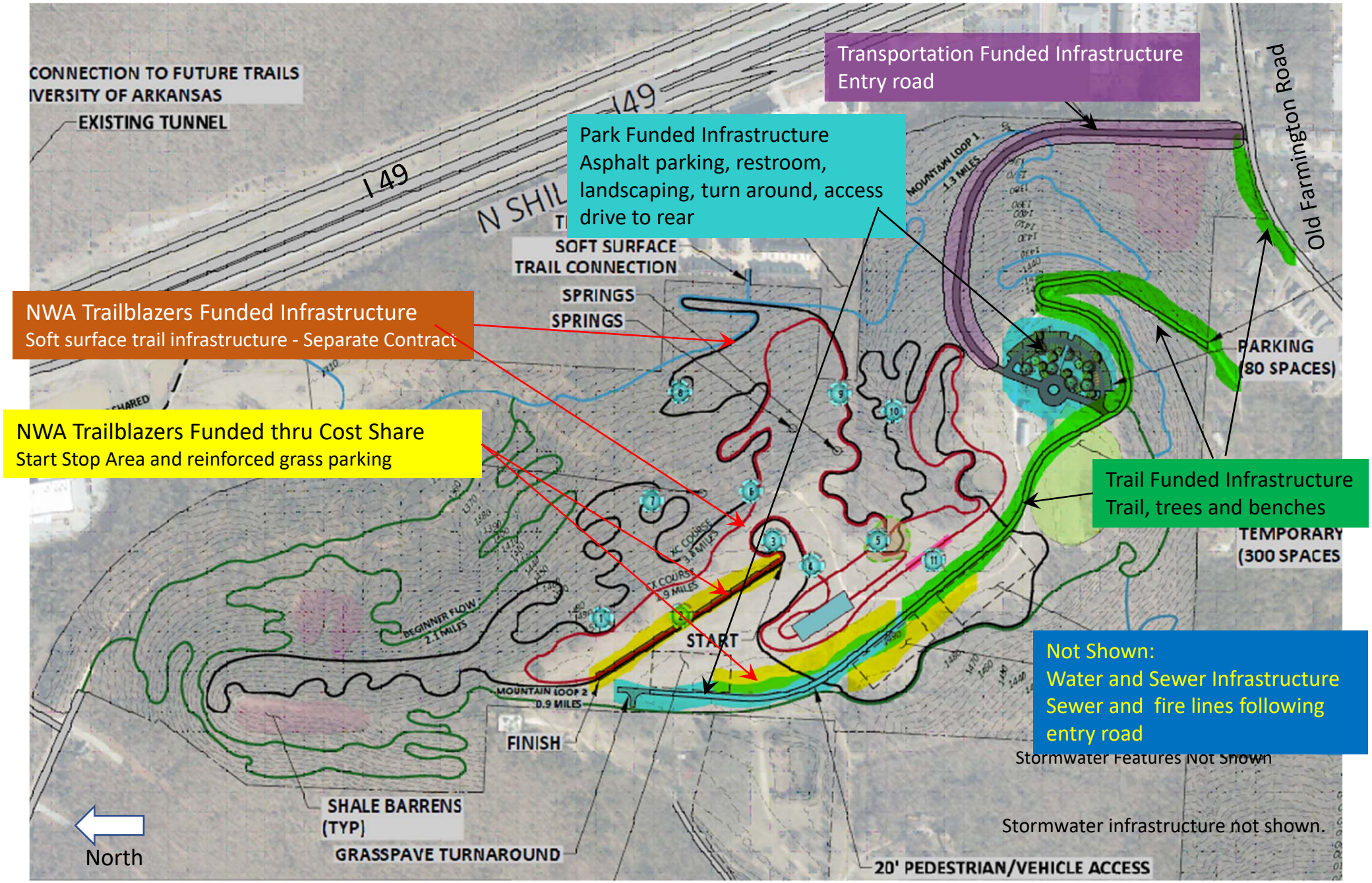
Hard Start Area

Item No.	Description	Unit	Estimated Quantity	Unit Price	Bid Amount
170	Mobilization	LS	1	12,617.00	12,617.00
171	Insurance and Bonding	LS	1	17,611.00	17,611.00
172	Staking	LS	1	3,257.00	3,257.00
173	4' Orange Construction Fencing for Tree Preservation	LF	200	3.00	600.00
174	Temporary Silt Fence	LF	2100	3.00	6,300.00
175	Start/Finish Remove Topsoil	CY	2661	14.00	37,254.00
176	Start/Finish General Fill	CY	742	8.00	5,936.00
177	Start/Finish Structural Fill	CY	1146	16.00	18,336.00
178	Stockpile	CY	6830	6.00	40,980.00
179	Start/Finish Asphalt	SY	2392	14.00	33,488.00
180	Start/Finish Base	SY	2581	11.00	28,391.00
181	Start/Finish Bermuda Sod	SY	1120	3.00	3,360.00
182	Hardened Area Undercut & On-Site Stockpile	CY	5250	6.00	31,500.00
183	Hardened Area 6" Topsoil Removal	CY	1966	14.00	27,524.00
184	Hardened Area 18" Import Structural Fill	CY	5898	16.00	94,368.00
185	Hardened Area 6" #67 Aggregate Base	SY	11795	12.00	141,540.00
186	Hardened Area 2" Topsoil	CY	655	35.00	22,925.00
187	Hardened Area Bermuda Sod	SY	11795	3.00	35,385.00
188	3" Irrigation Line	LF	1182	33.00	39,006.00
189	Quick Connect Coupler	EA	3	230.00	690.00
190	Hose Enclosure	EA	2	900.00	1,800.00
191	Isolation Valve	EA	2	217.00	434.00
				Hard Start Area Total	$ 603,302.00

1/3 Pond G

Item No.	Description	Unit	Estimated Quantity	Unit Price	Bid Amount
149	Pond G General UnderCut and On-Site Stockpile	CY	233.33	6.00	1,400.00
150	Pond G General Fill	CY	455	11.00	5,005.00
151	Pond G Topsoil Removal	CY	234	14.00	3,276.00
				1/3 Pond G Total	$ 9,681.00

Overall Total $ 612,983.00



Graphic Showing Division of Work between City and NWA Trailblazers
March 20, 2020