

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

DEPARTMENT: Capital Improvement

AGENDA DATE: March 3, 2020

CONTACT PERSON/PHONE: Sam Rodriguez, City Engineer, (915) 212-1808

DISTRICT(S) AFFECTED: 5

STRATEGIC GOAL: No. 4 Enhance El Paso's Quality of Life through Recreational, Cultural and Educational Environments

SUBJECT:

A Resolution authorizing the City Engineer to sign a change order to increase the Guaranteed Maximum Price (GMP) for the EASTSIDE REGIONAL PARK PHASE I 217-1185R project by \$1,874,274.00, for a total amount \$39,573,044.00 for the additional costs related to the increased square footage of the project, scope of work enhancements, installation of the public art, and the appropriation of an owner's contingency amount in the amount of \$500,000.00; and that the City Manager is authorized to establish the funding sources and make any necessary budget transfers.

The GMP increase is covered by the project's contingency and will cover costs for items included but not limited for the listed below:

- Increase in square footage area of the waterpark to to provide an area similar to the other city water parks.
- Support for installation of MCAD art pieces in the entrance archway and waterpark that will contribute to the aesthetics and theme of the park.
- Modifications and additional scope of work intended to provide the same experience to the public similar to the other City's waterpark.
- Additional conduit pathways for future phases.
- Create an owner contingency fund within the GMP to allow owner identified issues to be resolved as the project approaches completion and turn over.

BACKGROUND / DISCUSSION:

The Eastside Regional Park Phase I is currently under construction funded by 2012 Quality of Life Bonds. This is a Construction Manager at-Risk project awarded to Sundt Construction, Inc. awarded September 19, 2017 for pre-construction services and then amended to accept the Guaranteed Maximum Price July 24, 2018.

This park will be built on 92 acres near Montana Avenue and Hueco Club Road. To ensure the site is developed in an orderly, efficient, and cost-effective manner, the park master plan includes 3 phases of development. The project scope for phase I, defined by the community and listed in the Master Plan, includes the following amenities: entrance plaza to the park from Jason Crandall Drive (aka Tierra Flores Drive), community center, indoor competition-ready 50-meter pool, indoor warm-up cool-down multi-purpose and therapeutic pool, outdoor recreation pool - aquatic center, splash pad & playground area, internal roadways, parking areas and bus stop, rental event pavilion and landscaping, public art spots and walking paths.

SELECTION SUMMARY:

N/A

PROTEST

☒ No protest received for this requirement.

☐ Protest received.

COUNCIL REPRESENTATIVE BRIEFING:

Was a briefing provided? ☐ Yes or ☒ No (Routine Item)

If yes, select the applicable districts.

- ☐ District 1
- ☐ District 2
- ☐ District 3
- ☐ District 4
- ☐ District 5
- ☐ District 6
- ☐ District 7
- ☐ District 8
- ☐ All Districts

PRIOR COUNCIL ACTION:

On June 30, 2015- City Council approves Eastside Regional Master Plan

On March 22, 2016-City Council approves Phase 1 A/E consultant Agreement: Perkins + Will

On December 20, 2016-City Council approves Commissioning Services Agreement: PSC

On February 7, 2017-City Council approves additional Services for Perkins + Will

AMOUNT AND SOURCE OF FUNDING:

\$ 1,874,274.00 - 2012 Quality of Life Bond

BOARD / COMMISSION ACTION:

N/A

*****REQUIRED AUTHORIZATION*****

DEPARTMENT HEAD:

RESOLUTION

WHEREAS, on July 24, 2018, the City of El Paso ("Owner") entered into a Standard Form of Agreement between Owner and SUNDT CONSTRUCTION, INC. ("Construction Manager-At Risk") (the "*Agreement*") for a Project known as EASTSIDE REGIONAL PARK PHASE I 217-1185R ("Project"); and

WHEREAS, on the Owner and Construction Manager-At-Risk entered into a Guaranteed Maximum Price Amendment to the Standard Form of Agreement to accept the Construction Manager-At-Risk Proposal and to establish a Guaranteed Maximum Price ("GMP") of \$37,698,770 for the Project; and

WHEREAS, The Project GMP is subject to additions and deductions by Change Order as provided in the Contract Documents; and

WHEREAS, the City desires to approve a change order to increase the GMP by \$1,874,274.00 for cost associated with the increased square footage of the waterpark, enhanced scope of work, installation of the public art, and the appropriation of an owner's contingency amount, thereby increasing the Project GMP to a total \$39,573,044.00.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the City Engineer is authorized to sign a change order to increase the Guaranteed Maximum Price for the EASTSIDE REGIONAL PARK PHASE I 217-1185R project by \$1,874,274.00, for a total amount \$39,573,044.00 for the additional costs related to the increased square footage of the project, scope of work enhancements, installation of the public art, and the appropriation of an owner's contingency amount in the amount of \$500,000.00; and that the City Manager is authorized to establish the funding sources and make any necessary budget transfers.

(SIGNATURES BEGIN ON THE FOLLOWING PAGE)


THE CITY OF EL PASO

Dee Margo
Mayor

ATTEST:


Laura D. Prine, City Clerk

APPROVED AS TO FORM:



Sol M. Cortez
Senior Assistant City Attorney

APPROVED AS TO CONTENT:



Samuel Rodriguez, P.E. City Engineer
Capital Improvement Department