


# COUNCIL COMMUNICATION

	Number: <b>23-304</b>	Meeting: <b>June 26, 2023</b>
	Agenda Item: <b>9</b>	Roll Call: <b>23-0883</b>
	Submitted by: <b>Jonathan A. Gano, P.E., Public Works Director, and Steven L. Naber, P.E., City Engineer</b>	

## AGENDA HEADING:

Approving Supplemental Agreement No. 1 to the Professional Services Agreement (PSA) with Shive-Hattery, Inc. for E. Court Avenue Improvement Project (Des Moines River to E. 14th Street), not to exceed \$306,500.

## SYNOPSIS:

Recommend approval of Supplemental Agreement No. 1 to the PSA with Shive-Hattery, Inc. (Jennifer Bennet, President, 222 3rd Avenue, SE, Suite 300, Cedar Rapids, IA 52401) for an additional amount not to exceed \$306,500, based on hourly rates and reimbursable costs, to provide additional professional services associated with E. Court Avenue Improvement Project (Des Moines River to E. 14th Street).

## FISCAL IMPACT:

Amount: \$306,500

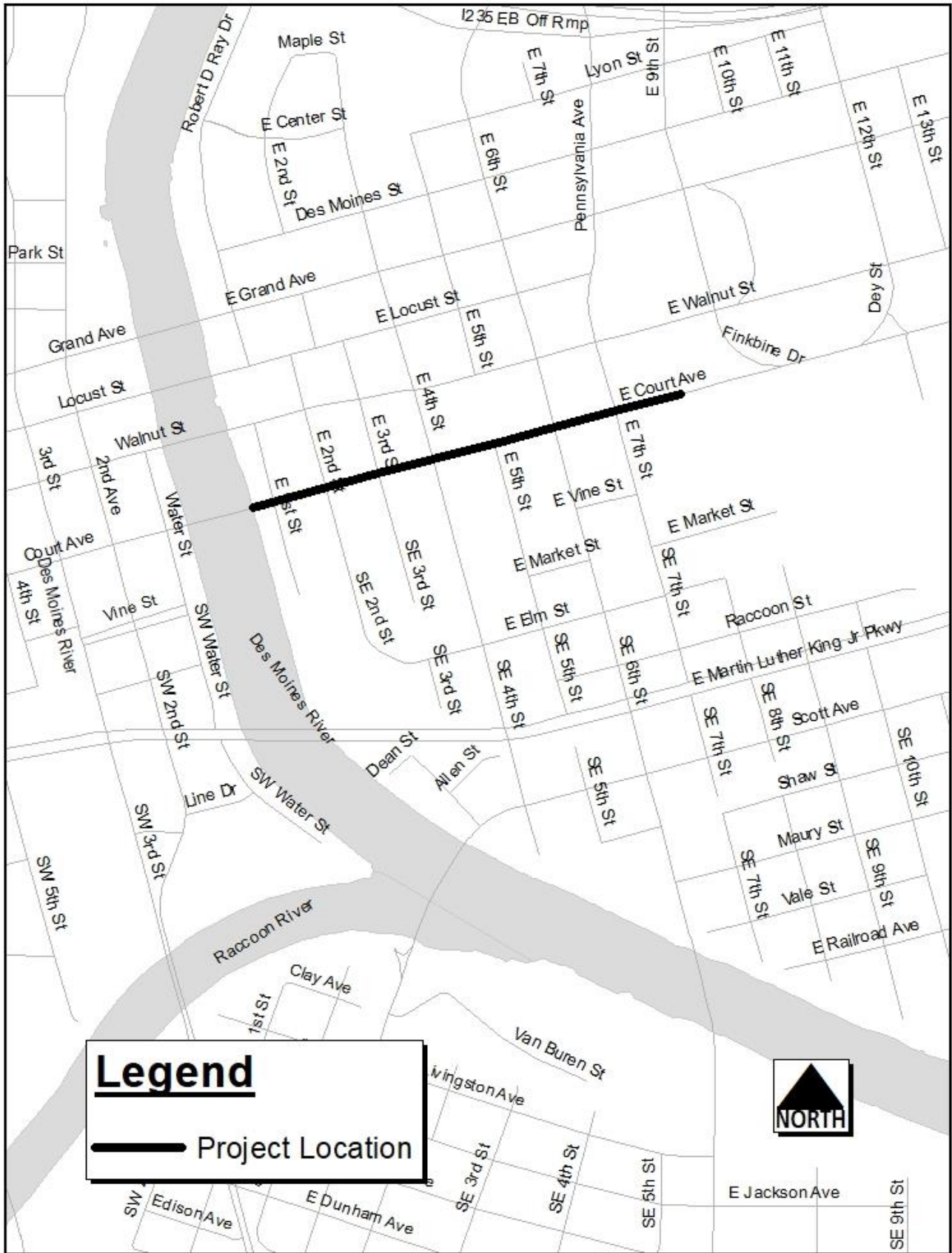
Funding Source: 2023-2024 CIP, Page 170, LOSST Street Improvements, ST800, Local Option Sales and Service Tax (LOSST) Funding

## ADDITIONAL INFORMATION:

- On August 9, 2021, by Roll Call No. 21-1195, the City Council approved a PSA with Shive-Hattery, Inc. to provide design services for the E. Court Avenue Improvement Project (Des Moines River to E. 14th Street) for \$384,100.
- E. Court Avenue from the Des Moines River to E. 14th Street needs complete pavement reconstruction. There are also existing sidewalk curb ramps along East Court Avenue that need to be improved to meet Americans with Disabilities Act (ADA) requirements. Des Moines Water Works also needs to replace a water main under E. Court Avenue.
- This project will improve the E. Court Avenue cross section to include one (1) travel lane in each direction with buffered bike lanes on both sides of the street. Left turn lanes will be provided on E. Court Avenue between E. 5th Street and E. 7th Street to accommodate anticipated future growth from the Market District. On-street parking will be maintained on both sides of the street between the Des Moines River and E. 5th Street. Sidewalks will also be improved to be consistent with the downtown streetscape cross section with planter areas, to meet ADA requirements, and to add

concrete bumpouts at intersections to shorten pedestrian crossing distances and shadow on-street parking.

- Due to the project size, the East Court Avenue is being constructed in two (2) separate phases:
  - Phase 1 – E. Court Avenue from Des Moines River to east of E. 7th Street (Finkbine Drive).
  - Phase 2 – E. Court Avenue from east of E. 7th Street (Finkbine Drive) to E. 14th Street.
- Construction of this Phase 1 project began this spring 2023 and is scheduled for completion in the fall 2024. The roadway will be constructed in a manner to allow for two-way traffic along E. Court Avenue for the duration of the project except for short stints to allow for utility work.
- Phase 2 of this project from east of E. 7th Street to E. 14th Street is currently under design and anticipated to be constructed in 2025 to 2026.
- Staff negotiated Supplemental Agreement No. 1 to the Agreement for Professional Services with Shive-Hattery, Inc. for a total additional amount not to exceed \$306,500, based on hourly rates and reimbursable costs, for additional professional services for E. Court Avenue Improvement Project (Des Moines River to E. 14th Street) including the following:
  - Additional services necessary for separating and preparing the project to be bid in two (2) separate bid packages for two (2) phases of construction including additional utility coordination, review meetings and the development of additional cost estimates for a second phase from east E. 7th Street to Johnson Court which is located just east of E. 14th Street.
  - The design of traffic signal modifications at three (3) additional locations.
  - Additional storm sewer design and resulting pavement reconstruction and sanitary sewer impact mitigation design, to address the drainage issues near the intersection of E. 13th Court and E. Court Avenue.
  - Provision of construction administration services for Phase 1.



**PREVIOUS COUNCIL ACTION(S):**

Date: January 9, 2023

Roll Call Number: [23-0067](#)

Action: [On](#) E. Court Avenue Reconstruction from Des Moines River to E. 7th Street: Resolution approving plans, specifications, form of contract documents, engineer's estimate, receive and file bids, and designating the lowest responsive, responsible bidder as Jasper Construction Services, Inc. (Cliff Rhoads, President), \$6,893,459. ([Council Communication No. 23-015](#)) Moved by Mandelbaum to adopt. Second by Gatto. Motion Carried 7-0.

**BOARD/COMMISSION ACTION(S): NONE**

**ANTICIPATED ACTIONS AND FUTURE COMMITMENTS:**

City staff does not anticipate any future Council actions on this PSA at this time; however, unanticipated changes to this PSA would require an additional Supplemental Agreement, which may require Council action.

For more information on this and other agenda items, please call the City Clerk's Office at 515-283-4209 or visit the Clerk's Office on the first floor of City Hall, 400 Robert D Ray Drive. Council agendas are available to the public at the City Clerk's Office on Thursday afternoon preceding Monday's Council meeting. Citizens can also request to receive meeting notices and agendas by email by calling the Clerk's Office or sending their request via email to [cityclerk@dmgov.org](mailto:cityclerk@dmgov.org).