



INFORMATIONAL MEMORANDUM

TO: **Transportation and Infrastructure Services Committee**
 FROM: **Hari Ponnekanti, Public Works Director/ City Engineer**
 BY: **Mike Perfetti, Surface Water Sr. Program Manager**
 CC: **Mayor Allan Ekberg**
 DATE: **September 16, 2022**
 SUBJECT: **Surface Water Fund – Chinook Wind Public Access Project**
Project Number 91441202
Contract 21-163 Amendment No. 2

ISSUE

Approve Amendment No. 2 to Contract No. 21-163 with J.A. Brennan Associates, PLLC for design and construction support services for the Chinook Wind Public Access Project.

BACKGROUND

In November 2021, the City entered into a consultant agreement with J.A. Brennan Associates for design services for the Chinook Wind Public Access Project. This project will create a trail system, including a trail head, park furnishings, signage and native landscape plantings within a 20’-wide trail easement skirting King County’s Chinook Wind Mitigation Project site. This trail will provide public access for park users to enjoy the shoreline and newly created habitat restoration site.

ANALYSIS

J.A. Brennan is working towards the final design submittal, which will be delivered later in 2022, pending permit acquisition. Construction timing is being coordinated with King County’s construction schedule and the State Recreation and Conservation Office (RCO), who is providing funding to this project. This amendment provides compensation for minor scope changes to the design of the parking lot and drainage system and professional construction support services such as contractor coordination, documentation review and record drawings.

FISCAL IMPACT

The original contract was approved by Council for \$63,373.10 and amendment no. 1 was a no cost, time supplement only. J.A. Brennan provided a cost estimate of \$58,933.00 for amendment no. 2. The design and construction management budgets in the Chinook Wind Public Access project CIP are sufficient to cover the costs of the contract amendment. All CIP funds for this project will come from Surface Water enterprise funds.

	<u>Cost Estimate</u>	<u>Fund Source</u>	<u>Project Budget</u>
Original Contract	\$63,373.10	CIP Design	\$109,000.00
Amendment No. 1	0.00	CIP CM	<u>79,000.00</u>
Amendment No. 2	<u>58,933.00</u>		
Total	\$122,306.10		\$188,000.00

RECOMMENDATION

Council is being asked to approve a contract amendment with J.A. Brennan Associates, LLC in the amount of \$58,933.00 and consider this item on the Consent Agenda at the October 3, 2022 Regular Council Meeting.

Attachments: 2021 CIP page 91
J.A. Brennan Associates Supplemental Agreement No. 2

CITY OF TUKWILA CAPITAL PROJECT SUMMARY

2021 to 2026

PROJECT: Chinook Wind

Project No. 91441202

DESCRIPTION: King County purchased site and will restore it as a salmon estuary and passive park in partnership with the City. City CIP project is to develop public access and maintenance trail as project is slated to be turned over to the City in the future. Plan is to connect trail through PW shops to Duwamish Gardens.

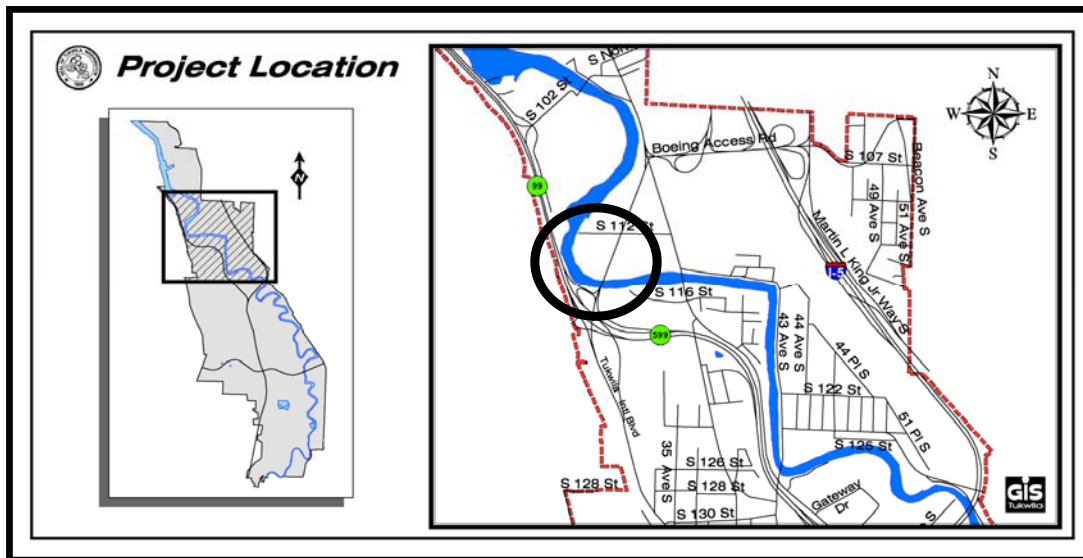
JUSTIFICATION: The WRIA 9 Salmon Recovery Plan recommends creating 20-acres of off-channel habitat within the Duwamish Transition Zone and lists this section of the river as critical habitat for salmon recovery within the Green/Duwamish Watershed.

STATUS: King County construction slated to begin in 2021. City construction will be a separate contract, to start in 2022.

MAINT. IMPACT: Passive park will require additional maintenance.

COMMENT: Grant funding for County project is from the KC fee in-lieu mitigation program and KCD. City CIP has 50% RCO ALEA funding.

FINANCIAL (in \$000's)	Through 2019	Estimated 2020	2021	2022	2023	2024	2025	2026	BEYOND	TOTAL
EXPENSES										
Design	21	44	44							109
Land (R/W)	52	10								62
Monitoring		15	15	15						45
Const. Mgmt.				79						79
Construction	1			263						264
TOTAL EXPENSES	74	69	59	357	0	0	0	0	0	559
FUND SOURCES										
Awarded Grant RCO		20	20	117						157
Proposed Grant										0
Mitigation Actual										0
Mitigation Expected										0
City Oper. Revenue	74	49	39	240	0	0	0	0	0	402
TOTAL SOURCES	74	69	59	357	0	0	0	0	0	559





CONTRACT FOR SERVICES

Amendment # 2

Between the City of Tukwila and J.A. Brennan Associates

That portion of Contract No. 21-163 between the City of Tukwila and J.A. Brennan Associates, PLLC is hereby amended as follows:

Section 3: Duration of Agreement; Time for Performance. This Agreement shall be in full force and effect for a period commencing upon execution and ending **September 30, 2023** unless sooner terminated under the provisions hereinafter specified. Work under this Agreement shall commence upon written notice by the City to the Consultant to proceed. The Consultant shall perform all services and provide all work product required pursuant to this Agreement no later than **September 30, 2023** unless an extension of such time is granted in writing by the City.

Section 4: Payment. The Consultant shall be paid by the City for completed work and for services rendered under this Agreement as follows:

Payment for the work provided by the Consultant shall be made as provided on Exhibit "B" attached hereto, provided that the total amount of payment to the Consultant shall not exceed **\$58,933.00** without express written modification to the Agreement signed by the City. The maximum amount payable under this contract as amended inclusive of all fees and other costs shall not exceed **\$122,306.10** without express written modifications of the Agreement signed by the City.

A.

All other provisions of the contract shall remain in full force and effect.

Dated this 14th day of September, 2022.

CITY OF TUKWILA

CONTRACTOR

J.A. Brennan Associates, PLLC

Allan Ekberg, Mayor

Printed Name: Drew Coombs



City of Tukwila

6200 Southcenter Boulevard, Tukwila WA 98188

Agreement Number: 21-163

ATTEST/AUTHENTICATED

APPROVED AS TO FORM

Christy O'Flaherty, MMC, City Clerk

Office of the City Attorney

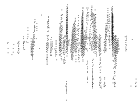


EXHIBIT A

Client: City of Tukwila

Project: Chinook Wind Public Access

J.A. BRENNAN ASSOCIATES, PLLC

September 14, 2022

Extra Services #2 - Additional design: Parking area Path and drainage re-design, NE Corner-City of Tukwila Facilities outlet and Construction Phase

Support

TASK ITEM Rate	DESCRIPTION	JB PM \$195.00	TW PLA \$168.00	DC LA \$158.00	SMS LAII \$103.00	CM Designer \$103.00	SY Admin \$115.00	Total JAB Hours	Total Labor	Total Expenses	Total J.A. Brennan Labor/Exp	Total J.A. Brennan w/ Markup	Total DCG Civil	Total Subconsultant	Markup	Grand Total
A Administration / Coordination																
1	Accounting/ admin. / invoicing	1		2			2	5	741.00	20.00	761.00	761.00				761.00
2	Client/ Design team coordination			2				2	316.00	20.00	336.00	336.00				336.00
	Total	1	0	4	0	0	2	7	1,057.00	40	1,097.00	1,097.00	0	0	0	1,097.00
B Construction Documents 60%, 90% 100% Plans, Spec. and Estimate (Additional out of scope items)																
1	Meetings (up to 3 additional progress meetings and 2 meetings with King County)			5	5			10	1,305.00	20.00	1,325.00	1,325.00		0.00	0.00	1,325.00
2	Site - design elements - Infiltration gallery - grading and detail	1		2	6			9	1,129.00	20.00	1,149.00	1,149.00		0.00	0.00	1,149.00
3	Parking - design options exceeded scope			4	10			14	1,662.00	20.00	1,682.00	1,762.00	800.00	800.00	80.00	2,562.00
4	Stormwater configuration- iterations to resolve where pipe outfall from parking area will occur			3	8			11	1,298.00	20.00	1,318.00	1,418.00	1,000.00	1,000.00	100.00	2,418.00
5	Cost estimate value engineering	1		6	8			15	1,967.00	20.00	1,987.00	2,047.00	600.00	600.00	60.00	2,647.00
	Total	2	0	20	37	0	0	59	7,361.00	100.00	7,461.00	7,701.00	2,400.00	2,400.00	240.00	10,101.00
C Construction Documents 60%, 90% 100% Plans, Spec. and Estimate (Redesign - Drainage, grading and Path - parking area)																
1	Redesign - Meetings to confirm approach (up to 2)	1		3	3			7	978.00	20.00	998.00	1,083.00	850.00	850.00	85.00	1,933.00
2	Re-design - Adjust Path alignment to ensure it lies outside of stormwater portion of easement (update layout and grading)	1		6	12			19	2,379.00	20.00	2,399.00	2,549.00	1,500.00	1,500.00	150.00	4,049.00
3	Redesign - Reconfigure stormwater to tight line to existing structure (update drainage, and parking layout and paving)	1		4	6			11	1,445.00	20.00	1,465.00	1,696.00	2,310.00	2,310.00	231.00	4,006.00
4	Redesign - Update TIR			2	1			3	419.00	20.00	439.00	659.00	2,200.00	2,200.00	220.00	2,859.00
5	Redesign -Update site section through parking area	1		1	4			6	765.00	20.00	785.00	785.00		0.00	0.00	785.00
6	Redesign -Update Cost estimate	1		6	4			11	1,555.00	20.00	1,575.00	1,675.00	1,000.00	1,000.00	100.00	2,675.00
7	Redesign -Update Permit Set	1		4	8			13	1,651.00	20.00	1,671.00	1,671.00		0.00	0.00	1,671.00
	Total	6	0	26	38	0	0	70	9,192.00	140.00	9,332.00	10,118.00	7,860.00	7,860.00	786.00	17,978.00
D Construction Documents 60%, 90% 100% Plans, Spec. and Estimate (StormWaterDesign_NE Corner_City of Tukwila Facilities outlet)																
1	Stormwater additional analysis and update to TIR to accommodate off site influence			1				1	158.00	20.00	178.00	238.00	600.00	600.00	60.00	838.00
2	Stormwater Additional Design Sheets (up to two Sheets)			1	2			3	364.00	20.00	384.00	824.00	4,400.00	4,400.00	440.00	5,224.00
3	Adjust landscape sheets affected by stomwater change (layout, planting, irrigation, 1 detail sheet)			1	4			5	570.00	20.00	590.00	590.00		0.00	0.00	590.00
	Total	0	0	3	6	0	0	9	1,092.00	60.00	1,152.00	1,652.00	5,000.00	5,000.00	500.00	6,652.00
E Construction Support																
1	Pre-construction conference			2	2			4	522.00	20.00	542.00	594.00	520.00	520.00	52.00	1,114.00
2	Submittal Review and response (landscape, civil, irrigation, site furniture, and hardscape items up to 6)	2		4	8			14	1,846.00	20.00	1,866.00	1,956.00	900.00	900.00	90.00	2,856.00
3	Attend (6) Site Visit Progress meeting - and prepare progress report memo (3hrs each visit - include memo)	2		9	13			24	3,151.00	160.00	3,311.00	3,436.00	1,250.00	1,250.00	125.00	4,686.00
4	Design Change During Construction (coordination and including drawing modification as needed up to 2 change orders)	1		4	8			13	1,651.00	20.00	1,671.00	1,856.00	1,850.00	1,850.00	185.00	3,706.00
5	RFI Submittal review and Response (up to 4)	1		6	8			15	1,967.00	20.00	1,987.00	2,052.00	650.00	650.00	65.00	2,702.00
6	Punch list site walk and review - support with punch list document preparation	2		4	4			10	1,434.00	20.00	1,454.00	1,522.00	680.00	680.00	68.00	2,202.00
7	Record Drawings	2		6	12			20	2,574.00	20.00	2,594.00	2,889.00	2,950.00	2,950.00	295.00	5,839.00
	Total	10	0	35	55	0	0	100	13,145.00	280.00	13,425.00	14,305.00	8,800.00	8,800.00	880.00	23,105.00
Total		19	0	88	136	0	2	245	31,847.00	620.00	32,467.00	34,873.00	24,060.00	24,060.00	1,906.00	58,933.00