



**Date:** July 9, 2019

**To:** Thomas J. Bonfield, City Manager  
**Through:** W. Bowman Ferguson, Deputy City Manager  
**From:** Marvin G. Williams, Director of Public Works  
**Subject:** Contract Amendment to Contract SW-47D with Kimley-Horn and Associates, Inc. for Professional Services for Real Estate Acquisitions and Additional Design Services for SW-47D, Morreene Road Bike and Pedestrian Project

### **Executive Summary**

This contract amendment is for real estate acquisition services and additional design work for the federally funded SW-47D, Morreene Road Bike and Pedestrian project (Attachment A). At the time of the original contract, it was anticipated that City of Durham staff would be managing the real estate acquisition services for this project. Due to a heavy workload, City Real Estate staff are not able to provide this service and a consultant will make the acquisitions. In addition, extensive subsurface location work revealed the need for more waterline relocation design services and additional coordination is needed with Duke Energy and GoTriangle to incorporate from a value engineering perspective the utilities and bus shelters into the design.

### **Recommendation**

The Administration recommends that the City Council authorize the City Manager to execute Contract Amendment No.1 for SW-47D, Morreene Road Bike and Pedestrian Improvements (TIP# C-4928) with Kimley-Horn and Associates, Inc. in the amount of \$474,566.39; and authorize change orders to the contract so long as the total contract does not exceed \$1,316,727.89.

### **Background**

The Public Works Department entered into a contract with Kimley-Horn and Associates, Inc. on August 7, 2017 for professional services for engineering, public involvement and signal design for construction of 1.5 miles of new sidewalk and bike lanes along Morreene Road (from Neal Road east to just west of Erwin Road). This is a federally funded project. The 2006 Durham Walks! Pedestrian Plan and Comprehensive Bicycle Transportation Plan identified the need for this project. The original design contract was for \$842,161.50. This contract amendment will increase the total contract amount by \$474,566.39 (\$430,477.63 for Real Estate professional services, \$41,670.86 for design professional services) for a total of \$1,316,727.89. This will provide design services to address additional waterline relocations that were discovered during subsurface location work as well as coordination services to ensure effective coordination with Duke Energy and GoTriangle to integrate the utilities and bus shelters into this complex project.

### **Issues/Analysis**

Execution of this contract will allow the project design to proceed. The design is currently scheduled to be complete by January of 2020, real estate acquisition to be complete by May 2021, and construction scheduled to begin in December 2021.

**Alternatives**

City Council can choose to not proceed with this contract and redirect the funding to other projects; however, the bike and pedestrian design contract will not be able to be completed and the right-of-way acquisition will not move forward.

**Financial Impact**

Funds for this project are budgeted for in the following CIP accounts:

CIP Transportation Federal-State Match:	3612LG00-731002-LCM83	\$474,566.39
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**Equal Business Opportunity Summary**

This is a federally-funded project that was not reviewed for compliance with the Ordinance to Promote Equal Business Opportunities in City Contracting.

**Attachments**

Attachment A, Contract Amendment