

Parks, Recreation & Cultural Services
Memorandum #33-2010

DATE: December 16, 2010

TO: Honorable Mayor Joyce Downing and City Council Members

FROM: Bill Simmons, City Manager *WMP*
Shawn Cordsen, Finance Director *SC*
Amanda Peterson, Parks, Recreation & Cultural Services Director *AP*

SUBJECT: CR-171, Northglenn Recreation Center Fire Code Compliance

RECOMMENDATION:

Staff recommends approval of the proposed Resolution attached to this memorandum which, if approved would:

- 1) Authorize the Mayor to execute a contract between the City of Northglenn and Construction Concepts, Inc. for the Northglenn Recreation Center Fire Code Compliance project in the amount of \$394,318.00;
- 2) Authorize \$39,431.80 as a contingency and authorize the City Manager, on behalf of the City, to approve minor changes in the scope of work and execute relevant change orders up to the approved expenditure limit of **\$433,749.80**.

BACKGROUND:

The City of Northglenn received a Notice and Order to Comply (Notice) from the North Metro Fire and Rescue District (NMFRD) regarding fire code violations in the City's Recreation Center, on June 2, 2008. Upon receipt of the Notice, staff began to work on addressing the 30, 60 and 90 day violations identified, while updating City Council on the progress. On July 8, 2010 City Council approved a Supplemental Appropriation for \$1,000,000.00 to address the remaining items from the Notice.

In the spring of 2010, the City hired Hughes Associates, Inc. (Hughes) a fire engineering firm to evaluate the facility and develop performance-based alternatives to address the remaining items on the Notice. Following the evaluation, Hughes assisted the City staff in developing the final project that was advertised on November 3, 2010. The project includes the installation of a new fire sprinkler with an upgrade in hazard class, a smoke separation wall, new fire alarm control panels, and back-up power to the elevators.

On November 30, 2010, the City received one (1) bid for the 2010 Northglenn Recreation Center Fire Code Compliance project. The bid was Construction Concepts, Inc. with a total base bid of \$394,318.00. City staff contacted the submitted references for the general contractor and fire sprinkler subcontractor and determined the Contractor's past performance on similar projects meets the City's standards. Results of the reference checks were positive and are on file at City Hall. Copies of the standard agreement and bid tabulation are attached.

BUDGET/TIME IMPLICATIONS:

The cost of the Northglenn Recreation Center Fire Code Compliance project as proposed is \$394,318.00 with a 10% contingency of \$39,431.80 for a total project cost of \$433,749.80. The proposed project would be funded out of the \$1,000,000 in the 2010 Conservation Trust Fund Capital Improvement Fund.

STAFF REFERENCE:

Amanda Peterson, Director of Parks, Recreation
and Cultural Services
Amy Ward, P.E., Utility Engineer

apeterson@northglenn.org or 303.450.8950

award@northglenn.org or 303.450.8837

SPONSORED BY: MAYOR DOWNING

COUNCILMAN'S RESOLUTION

RESOLUTION NO.

No. CR-171
Series of 2010

Series of 2010

A RESOLUTION APPROVING AN AGREEMENT BETWEEN THE CITY OF NORTHGLENN AND CONSTRUCTION CONCEPTS, INC. FOR THE NORTHGLENN RECREATION CENTER FIRE CODE COMPLIANCE PROJECT

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF NORTHGLENN, COLORADO, THAT:

Section 1. The Agreement between the City of Northglenn and Construction Concepts, Inc., attached hereto, in the amount of \$394,318.00 with a ten percent (10%) contingency of \$39,431.80 for a total amount not to exceed \$433,749.80 for the Northglenn Recreation Center Fire Code Compliance Project is hereby approved and the Mayor is authorized to execute same on behalf of the City of Northglenn.

DATED, at Northglenn, Colorado, this _____ day of _____ 2010.

JOYCE DOWNING
Mayor

ATTEST:

JOHANNA SMALL, CMC
City Clerk

APPROVED AS TO FORM:

COREY Y. HOFFMANN
City Attorney

AGREEMENT

PROJECT NAME: NORTHGLENN RECREATION CENTER FIRE CODE COMPLIANCE

PROJECT NUMBER: IFB 2010-42

PROJECT MANAGER: Amy Ward

THIS AGREEMENT, made this _____ day of _____, 20____, by and between the City of Northglenn, hereinafter called "CITY", and Construction Concepts, Inc. hereinafter called "CONTRACTOR".

WITNESSETH: That for and in consideration of the payments and agreements hereinafter mentioned:

1. The CONTRACTOR will commence and complete the project named:

"Northglenn Recreation Center Fire Code Compliance – IFB 2010-42"

2. The CONTRACTOR will furnish all of the materials, supplies, tools, equipment, labor supervision, and other services necessary for the completion of the PROJECT described herein.

3. The CONTRACTOR will provide performance and payment bonds and a certificate of insurance naming the City as an additional insured for purposes of said project within 10 days after the date of the NOTICE OF AWARD.

4. The CONTRACTOR agrees to perform all of the WORK described in the CONTRACT DOCUMENTS and comply with the terms therein for the sum of \$394,318.00, or as shown in the BID schedule. The CONTRACTOR will commence the work within 7 calendar days after the date of NOTICE TO PROCEED. The CONTRACTOR will complete the work within 100 working days after the date of NOTICE TO PROCEED unless the period for completion is extended otherwise by the CONTRACT DOCUMENTS.

5. The term "CONTRACT DOCUMENTS" means and includes all items as set forth in Section 1.01 of the General Conditions.

6. The CITY will pay to the CONTRACTOR in the manner and at such times as set forth in the General Conditions such amounts as required by the CONTRACT DOCUMENTS.

7. This AGREEMENT shall be binding upon all parties hereto and their respective heirs, executors, administrators, successors, and assigns.

IN WITNESS WHEREOF, the parties hereto have executed, or caused to be executed by their duly authorized officials, this Agreement in TWO copies, each of which shall be deemed an original on the date first above written.

CITY:

City of Northglenn

By _____

Name Joyce Downing Date _____

Title Mayor

ATTEST:

Name Johanna Small, CMC Date _____
Title City Clerk

(SEAL)

APPROVED AS TO FORM:

Corey Y. Hoffmann, City Attorney Date _____

(SEAL)

ATTEST:

Amanda Peterson
Amanda J Peterson Date _____
Name (Please Print or Type)
Title DIRECTOR

CONTRACTOR:

By _____

Name DAN GESSLER Date 12/9/10
(Please Type or Print)

Title VICE PRESIDENT
Address 14125 MEAD ST.
LONGMONT, CO 80504

CITY's CONTRACT # _____

Amy Ward
Print Name of City's Project Manager