



PARKS AND RECREATION

To: Mayor and Town Council

From: Dan Baker, Director of Parks and Recreation

**Through: Mario Canizares, Town Manager
Robyn Battle, Executive Director**

Re: First Amendment to a Professional Services Agreement

Town Council Meeting – August 27, 2024

Strategic Visioning Priority: 1. Acceleration of Infrastructure

Agenda Item:

Consider and act upon approval of an amendment to a professional services agreement with Peak Program Value, LLC, for additional project controls services related to the development of Raymond Community Park in the amount of \$64,390.

Description of Agenda Item:

The Town entered into a Professional Services Agreement with Peak Program Value, LLC (PPV) for project control services during preconstruction and construction of First & Coit Community Park (Raymond Community Park) in February of 2024. The scope of the preconstruction project control services has been finalized since the execution of the original Professional Services Agreement, and the overall schedule for construction services has been extended due to project weather delays and additional scope that has been added at the Town's request.

The finalized project control services are as follows:

1. Original Preconstruction Project Controls Services (work already complete): \$23,450
The original Preconstruction Services were approved in October 2023 and anticipated one Guaranteed Maximum Price (GMP) for the CMAR. The GMP package was broken into GMP #1 and GMP #2, and these preconstruction services were extended by more than 6 months. PPV is not requesting additional fees for this added work or this extension of preconstruction.
2. Preconstruction Project Controls for \$2M added funding (work underway): \$ 3,140
These services are requested for the additional effort required to manage the scope, cost and contract changes for the multiple alternates now under consideration by the Town. The change order for these added budgeted items will be presented to the Town Council on August 27, 2024, after all quotes have been finalized.

3. Additional Four Months of Construction Project Controls : \$37,800
The CMAR's construction schedule provided with their GMP # 2 Amendment shows the project completing construction in Q3 2025, which is an extension of four (4) months from the original plan due to weather delays and additional scope. PPV's request is based on their contracted fee for services per month.

Budget Impact:

The original contract amount is \$141,750, plus the addition of this \$64,390 for this Contract Amendment No.1 bringing the total cost of services to \$206,140. The original budget for these services was \$165,200 (\$141,750 + \$23,450), which included the original preconstruction and construction services. Additional funding for this amendment is available in account 750-5410-10-00-2122-PK.

Legal Obligations and Review:

Terrence Welch of Brown & Hofmeister, L.L.P., has approved the attached documents as to form and legality.

Attached Documents:

1. PPV Amended Service Agreement
2. PPV Professional Services Agreement

Town Staff Recommendation:

Town Staff recommends approval of the amendment to the professional services agreement with Peak Program Value, LLC, for additional design services for Raymond Community Park.

Proposed Motion:

I move to approve an amendment to the professional services agreement with Peak Program Value, LLC, for additional design services for Raymond Community Park in the amount of \$64,390.