

**EDGERTON CITY COUNCIL
SPECIAL MEETING AGENDA
CITY HALL, 404 EAST NELSON STREET
December 15, 2016
6:00 PM**

Call to Order

1. **Roll Call** ___ Roberts ___ Longanecker ___ Crooks ___ Troutner ___ Brown ___ Crist
2. **Welcome**
3. **Pledge of Allegiance**

Consent Agenda *(Consent Agenda items will be acted upon by one motion unless a Council member requests an item be removed for discussion and separate action)*

4. Agenda Approval
5. Approve Final Acceptance of Waverly Road Project and Authorize Final Payment to Clarkson Construction Company

Regular Agenda

6. **Public Comments.** Persons who wish to address the City Council regarding items not on the agenda and that are under the jurisdiction of the City Council may do so when called upon by the Mayor. Comments on personnel matters and matters pending before court or other outside tribunals are not permitted. Please notify the City Clerk before the meeting if you wish to speak. Speakers are limited to three (3) minutes. Any presentation is for informational purposes only. No action will be taken.
7. **Declaration.** At this time Council members may declare any conflict or communication they have had that might influence their ability to impartially consider today's issues.

Business Requiring Action

8. **CONSIDER RECESSING INTO EXECUTIVE SESSION PURSUANT TO K.S.A. 75-4319 (b) (2) CONSULTATION WITH AN ATTORNEY DEEMED PRIVILEGED IN THE ATTORNEY-CLIENT RELATIONSHIP TO INCLUDE CITY ATTORNEY AND CITY ADMINISTRATOR**

Motion: _____ Second: _____ Vote: _____

RECONVENE INTO OPEN SESSION

9. **CONSIDER RESOLUTION NO. 12-15-2016A ESTABLISHING FEES AND RATES FOR PERMITS, LICENSES AND SERVICES WITHIN THE CITY OF EDGERTON, KANSAS.**

Motion: _____ Second: _____ Vote: _____

10. **Report by the City Administrator**

11. **Report by the Mayor**

12. **Future Meeting/Event Reminders:**

- December 22nd 7:00 PM – City Council Meeting CANCELLED
- December 26th – City Offices Closed
- January 2nd – City Offices Closed

13. **Adjourn** Motion: _____ Second: _____ Vote: _____

AGENDA ITEM INFORMATION FORM

Agenda Item: Consider Final Acceptance of Waverly Road Project and Authorize Final Payment to Clarkson Construction Company

Department: Public Works

Background/Description of Item: In February 2015, the Edgerton City Council approved Resolution No. 02-12-15A approving an Agreement with the Secretary of the Kansas Department of Transportation (KDOT) and BNSF Railway Company for a grant for construction of Waverly Road adjacent to Logistics Park Kansas City. In April 2015, Edgerton City Council approved the Final Design-Build Agreement with Clarkson Construction Company (CCC) and the Guaranteed Maximum Price (GMP). The project includes construction of approximately three miles of concrete roadway and a grade separation at the BNSF Railway Intermodal tracks leaving the Logistics Park Kansas City.

The project is now complete. The City’s Construction Inspector with BG Consultants has indicated that the project has been completed in general conformance to the plans and specifications approved by the City of Edgerton. Staff recommends final acceptance of the project in order to release final payment to the contractor and begin the warranty period.

The Agreement with the Kansas Department of Transportation agrees to reimburse the City for one hundred percent (100%) of the Total Project Costs for the Project, but not to exceed thirty million dollars (\$30,000,000). The Agreement also states that the City is responsible for one hundred percent (100%) of costs incurred for the Project, of any kind or nature, exceeding the amount of KDOT’s Contribution. Below is summary of anticipated costs for the Waverly Road project. Any costs that exceed the \$30MM KDOT Grant will be funded through the Public Infrastructure Fund Home Rule Revenue Bonds. None of the Waverly Road Project is funded by any general fund dollars.

Scope of Work	Entity	Amount
Prelim D-B	Clarkson Construction Company	\$ 675,374.87
GMP	Clarkson Construction Company	\$ 28,724,625.13
GMP Change Orders	Clarkson Construction Company	\$ 173,688.82
Inspection	BG Consultants	\$ 500,000.00
City Engineer	BG Consultants	\$ 40,000.00
Materials Testing	KTI/PSI	\$ 140,000.00
Utilites - City	City of Edgerton	\$ 464,103.40
Easements/Admin	City of Edgerton	\$ 80,000.00
	TOTAL	\$ 30,797,792.22

Enclosures: Email from BG Consultants regarding completion

Related Ordinance(s) or Statute(s):

Recommendation: Approve Final Acceptance of Waverly Road Project and Authorize Final Payment to Clarkson Construction Company

Funding Source: Kansas Department of Transportation Grant and Public Infrastructure Fund

Prepared by: Beth Linn, City Administrator

Date: December 12, 2016

Beth Linn

From: Jon Carlson <jon.carlson@bgcons.com>
Sent: Monday, December 12, 2016 11:59 AM
To: Beth Linn
Cc: David Hamby; Kenneth Cook; Trey Whitaker; Pat Weaver
Subject: Waverly Road Design Build Final Acceptance

Please note that as of December 2, 2016 Clarkson Construction has completed all work for the Waverly Road Design Build project with the exception of the warranty items noted below. To the best of my knowledge this project has been completed in general conformance with the Plans and Specifications as approved by the City of Edgerton.

Warranty items include the following:

1. Establish permanent seeding for the areas seeded in November and December of 2016. If these areas need further seeding next spring to establish a proper stand of grass they will be addressed at the time.
2. Repair the cracked curb and gutter sta. 158+00 to 160+00 Rt. These areas were noted last week and will be repaired in the spring during favorable weather conditions.
3. Complete grading the ditch sta. 177+00 to 183+80 Rt. for proper drainage and establish permanent seeding. The grading operations on the adjacent property and standing water in the ditch did not allow this work to be completed at this time.
4. Place additional riprap stone upstream of the (3) 16'x8' RCB. This work was not originally part of the approved plans but was requested by City Staff during the final inspection to stabilize the stream channel.
5. Complete the 180 day warranty period for the pavement marking and repair any damaged areas that need repair.

There was also several sections of sidewalk along the west side of Waverly adjacent to IP XXXIII that could not be completed or were damaged by the building contractor. These sidewalk repairs or completing the missing sections will be completed by the building contractor.

Respectfully submitted,

Jon Carlson

Senior Construction Observer



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