



Legislation Details (With Text)

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Title: Resolution to Approve Amendment #2 to the Professional Services Agreement with Widgery Studio, LLC (\$365,262.00)

Sponsors:

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Attachments: 1. Resolution - Approval of Increased Project Budget (R-15-058).pdf, 2. Resolution - Widgery Studio LLC - PSA Amendment #1 (R-14-205).pdf, 3. Widgery Studio LLC - PSA.pdf, 4. Widgery Studio LLC - PSA Amendment #1.pdf, 5. Widgery Studio LLC - PSA Amendment #2.pdf

Date	Ver.	Action By	Action	Result
4/6/2015	1	City Council	Approved	Pass

Resolution to Approve Amendment #2 to the Professional Services Agreement with Widgery Studio, LLC (\$365,262.00)

On June 16, 2014 Council passed Resolution R-14-205 (copy attached) that approved Amendment #1 to the Professional Services Agreement with Widgery Studio, LLC to design, fabricate, and install the *Arbor Winds* public art for the E. Stadium Boulevard Bridges Replacement Project. Since that time, through the design and engineering phase, staff has worked with the artist to verify the art and all its components are properly designed in accordance with all relevant engineering standards and will be installed in accordance with applicable City Standards.

On March 2, 2015 Council approved Resolution R-15-058 (copy attached) which appropriated an additional \$40,000 in funding for the *Arbor Winds* artwork. The additional funding was necessary to include costs that were higher than originally anticipated for the foundations associated with the artwork and costs for needed electrical work to be performed by the City that will light the art during night time hours.

We come before you now to formally amend the Professional Services Agreement with Widgery Studio, LLC. This amendment reflects the increased costs of the final design of the foundations and other related work to be performed by the contractor. This amendment reflects an increase in the contract amount of \$11,710.00.

Budget/Fiscal Impact

The work of this project is included in the amended project budget of \$440,000.00. Funding to complete this work was approved by Council on March 2, 2015 via resolution R-15-058 as described above. There are no operational impacts with the approval of this resolution.

Prepared by: Michael G. Nearing, P.E., Senior Project Manager

Reviewed by: Craig Hupy, Public Services Area Administrator

Approved by: Steven D. Powers, City Administrator

Whereas, The design of the *Arbor Winds* artwork to be installed on the E. Stadium Bridges is complete;

Whereas, The fabrication and installation cost of the artwork has increased since the approval of Amendment #1 to the Professional Services Agreement with Widgery Studio, LLC, due to the design and construction cost of the foundations for the artwork being more significant than originally estimated; and

Whereas, With the approval of Council Resolution R-15-058 on March 2, 2015, sufficient funds exist within the project budget to cover the cost of the fabrication and installation of the artwork by Widgery Studios, LLC.

RESOLVED, That City Council approves Amendment #2 to the Professional Services Agreement with Widgery Studio, LLC in the amount of \$365,262.00 for the final design, fabrication, and installation of the *Arbor Winds* public art at the East Stadium Boulevard bridges and that the Mayor and City Clerk are authorized and directed to execute the amendment after approval as to form by the City Attorney and approval as to substance by the City Administrator;

RESOLVED, That the City Administrator is authorized to approve additional amendments to Widgery Studio, LLC's professional services agreement up to \$20,000.00 in order to satisfactorily complete the project; and

RESOLVED, That the City Administrator is authorized to take any necessary action to implement this resolution.