

# BOARD OF ALDERMEN

ITEM NO. A(1)

## AGENDA ITEM ABSTRACT

**MEETING DATE: June 26, 2012**

**TITLE: Request for Approval of a Supplemental Agreement and Capital Project Ordinance for the Wilson Park Multi-Use Path**

<b>DEPARTMENT:</b> Planning	<b>PUBLIC HEARING:</b> YES ___ NO <u>X</u> ___
<b>ATTACHMENTS:</b> A. Resolution B. Capital Project Ordinance	<b>FOR INFORMATION CONTACT:</b> Jeff Brubaker – 918-7329 Racquel Benedict – 918-7308

### PURPOSE

The Board is asked to consider approval of a Supplemental Agreement with NCDOT for the Wilson Park Multi-use Path to provide \$25,303 additional STP-DA funding for the project and extend the milestone date for completion of construction to December 31, 2012. Concurrently, the Board is asked to amend the Capital Project Ordinance for this project.

### INFORMATION

The initial cost estimate for the Wilson Park Multi-use Path was completed in 2007 for the 2009-2015 STP-DA Call for Projects, using a simple cost-per-linear foot estimate and based on a shorter facility that climbed a steeper hill. Since that time, the Bolin Creek Greenway Concept Plan was completed, recommending a longer facility traversing a more gentle grade and a path intersection at Estes Dr. Additionally, the initial estimate did not factor in Construction Engineering and Inspection services. It also underestimated the cost of Preliminary Engineering. These costs may be associated with additional NCDOT requirements for locally managed projects that have arisen since 2007. Furthermore, inflation since that time has also served to increase construction costs.

Due to these increased costs, the Durham-Chapel Hill-Carrboro Metropolitan Planning Organization (DCHC-MPO) Transportation Advisory Committee (TAC) approved an increase in STP-DA funds of \$25,303 on June 13, 2012. The Municipal Agreement, which includes the funding structure for the project, must now be amended to reflect the additional STP-DA funds.

On May 1, 2012, the Board approved a Supplemental Agreement with NCDOT to extend the construction completion date to December 31, 2012. The agreement also included standard NCDOT language to be added pertaining to retainage and Title VI of the Civil Rights Act. It was subsequently executed by the Town Manager and sent to NCDOT for execution. NCDOT has not executed the May 1 Supplemental and prefers to execute the current Supplemental Agreement as a substitute. The current agreement includes the same language and milestone date extension as the May 1 version, plus the additional funding.

### **FISCAL AND STAFF IMPACT**

The additional STP-DA funding requires a 20 percent local match of \$6,326.

### **RECOMMENDATION**

Staff recommend that the Board approve the resolution in *Attachment A*, approving the Supplemental Agreement, and the Capital Project Ordinance in *Attachment B*.