



**PURCHASING ITEM  
FOR  
COUNCIL AGENDA  
Memo No. CA08-257**

**1. Agenda Item Number:**

**26**

**2. Council Meeting Date:**

May 8, 2008

**TO: MAYOR & COUNCIL**

**3. Date Prepared:** April 18, 2008

**THROUGH: CITY MANAGER**

**4. Requesting Department:** Community Services

**5. SUBJECT:** Award a Job Order Contract Project Agreement to Nickle Contracting for Park Light Pole Replacements, Project No. PR0817-401, in an amount not to exceed \$307,614.

**6. RECOMMENDATION:** Staff recommends that Council award a Job Order Contract Project Agreement to Nickle Contracting for Park Light Pole Replacements, Project No. PR0817-401, per Job Order Contract 05-05, in an amount not to exceed \$307,614.

**7. BACKGROUND/DISCUSSION:** Amberwood, Brooks Crossing, Dobson, Mountain View and San Marcos are all neighborhood parks that are at least 13 years old and currently have metal light poles. Metal light poles rust over time from weather and irrigation, which affects the structural integrity of the pole and causes a safety hazard to park users. The Parks Division requires concrete poles in all new park construction and has a goal to replace all metal poles in older parks over time. Nickle Contracting will remove and dispose of 146 existing metal light poles, provide and replace with new concrete light poles at the same locations, including removing the light fixtures, painting and reinstalling fixtures on the new poles. Time of completion is 90 calendar days after receipt of the notice to proceed.

**8. EVALUATION:** On April 24, 2008, the City Council approved the second renewal option year of a Job Order Contract, Number JOC 05-05 to Nickle Contracting for general contracting construction services. Nickle Contracting was selected for this project in accordance with established City policies and procedures. The guaranteed maximum price of \$307,614 is a negotiated price arrived at considering the scope of work, available budget, engineering estimates, and value engineering.

**9. FINANCIAL IMPLICATIONS:**

Cost: \$307,614  
Savings: N/A  
Long Term Costs: N/A  
Fund Source:

| <u>Acct. No.:</u>         | <u>Fund Name:</u>             | <u>Program Name:</u>                    | <u>CIP Funded:</u> | <u>Amount:</u> |
|---------------------------|-------------------------------|---|--------------------|----------------|
| 420.4580.0000.6611.8PR049 | General Obligation Park Bonds | Existing Neighborhood Park Improvements | 07/08              | \$307,614      |

**10. PROPOSED MOTION:** Move that Council award a Job Order Contract Project Agreement to Nickle Contracting for Park Light Pole Replacements, Project No. PR0817-401, per Job Order Contract 05-05, in an amount not to exceed \$307,614, and authorize the Mayor to sign the contract documents.

**ATTACHMENTS:** Location Map

**APPROVALS**

**11. Requesting Department**

Mickey Ohland, Park Development and Operations Manager

**13. Department Head**

Mark Eynatten, Community Services Director

**12. City Engineer**

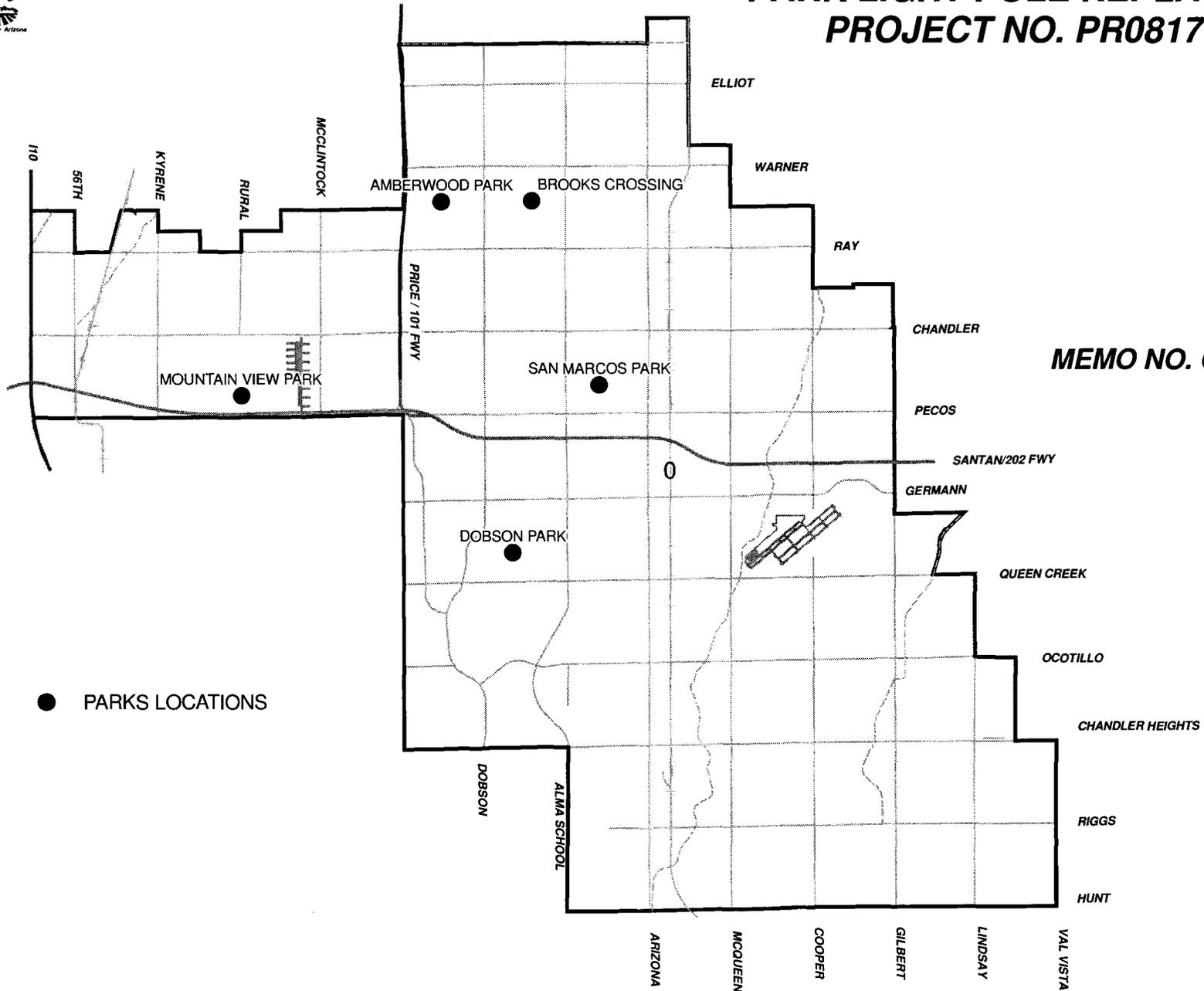
Sheina Hughes, Assistant Public Works Director/City Engineer

**14. City Manager**

W. Mark Pentz



# PARK LIGHT POLE REPLACEMENT PROJECT NO. PR0817-401



**MEMO NO. CA08-257**



**PROJECT AGREEMENT  
PURSUANT TO JOB ORDER CONTRACT NO. JOC 05-05**

**AGREEMENT NO: PR0817-401**  
**PROJECT NAME (or LOCATION): Park Light Pole Replacement**  
**DEPT.: Community Services**

This AGREEMENT is made this \_\_\_\_\_ day of \_\_\_\_\_ 2008, by and between the City of Chandler, a municipal corporation (hereinafter referred to as "CITY") and Nickle Contracting, LLC, a limited liability company doing business in the state of Arizona, (hereinafter referred to as "JOC") and is a Job Order entered into pursuant to JOB ORDER CONTRACT NO. JOC 05-05.

CITY and JOC, in consideration of the mutual covenants herein set forth, agree as follows:

**ARTICLE 1 DESCRIPTION OF WORK**

This Job Order Project is Park Light Pole Replacement, Project Number PR0817-401. The scope of work consists of replacing light poles at various park locations, all as more particularly set forth in Exhibit A attached hereto and incorporated herein by reference.

The JOC shall not accept any change of scope, or change in contract provisions, unless issued in writing, as a contract amendment or change order and signed by the authorized signatories for each party.

**ARTICLE 2. CONTRACT PRICE**

CITY shall pay JOC for completion of the Work in accordance with the Contract Documents a fee not to exceed the Guaranteed Maximum Price of Three Hundred Seven Thousand Six Hundred Fourteen Dollars (\$307,614) determined and payable as set forth in Contract JOC 05-05 and Exhibit A attached hereto and made a part hereof by reference.

**ARTICLE 3. CONTRACT TIME & SCHEDULE**

The Contract Time is ninety days and JOC agrees to complete all Construction within ninety (90) days from the effective date of the Notice to Proceed.

**ARTICLE 4. GENERAL**

This Project Agreement is entered into pursuant to JOB ORDER CONTRACT NO. JOC 05-05 and the terms and conditions contained therein are incorporated herein by reference as if set forth in full.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement on the day and year first written above.

This Agreement will be effective upon execution by the both parties.

IN WITNESS WHEREOF, the parties have hereunto subscribed their names to this \_\_\_\_\_ day of \_\_\_\_\_ 2008.  
CITY OF CHANDLER

\_\_\_\_\_  
MAYOR DATE

ADDRESS FOR NOTICE  
City of Chandler  
P.O. Box 4008, Mail Stop 407  
Chandler, AZ 85244-4008  
480-782-3307

APPROVED AS TO FORM

By \_\_\_\_\_  
ATTEST.

City Attorney

City Clerk

FOR THE JOC:

By: Judy Nickle  
Title: Ms. Judy Nickle

ADDRESS FOR NOTICE  
Ms. Judy Nickle  
Nickle Contracting, LLC  
23319 S. 157<sup>th</sup> Way  
Chandler, AZ 85249

Phone: 497-8857  
Fax: 545-0554

**EXHIBIT A  
SCOPE OF WORK**

JOC shall remove and dispose of existing metal light poles at San Marcos Park, Mountain View Park, Amberwood Park, Dobson Park and Brooks Crossing Park. JOC shall provide and replace with new concrete light poles at the same locations, including removing the light fixtures, painting and reinstalling fixtures on the new poles; miscellaneous concrete removal and additional conduit for 25 lights that will not be reinstalled on the existing pole foundations; and furnish/install push buttons and signage at the volleyball courts.

**EXHIBIT B  
FEE SCHEDULE**

| <b>Item No.</b> | <b>Item Description</b>       | <b>Quantity</b> | <b>Units</b> | <b>Unit Price</b> | <b>Cost</b> |
|-----------------|-------------------------------|-----------------|--------------|-------------------|-------------|
| 1               | 1" Conduit                    | 250             | LF           | \$1.75            | \$438       |
| 2               | Site Lights                   | 146             | EA           | \$1,211.80        | \$176,923   |
| 3               | Labor to remove and Replace   | 960             | HR           | \$25.00           | \$24,000    |
| 4               | Trenching                     | 250             | LF           | \$6.00            | \$1,500     |
| 5               | Removals Misc. Concrete Bases | 25              | EA           | \$550.00          | \$13,750    |
| 6               | Push Buttons with signs       | 12              | EA           | \$375.00          | \$4,500     |
| 7               | Slip Fit Adapters             | 48              | EA           | \$450.00          | \$21,600    |
| 8               | Foreman                       | 320             | EA           | \$54.00           | \$17,280    |
| 9               | Mobilization                  | 1               | EA           | \$7,500.00        | \$7,500     |

|                       |                  |
|-----------------------|------------------|
| <b>Subtotal</b>       | \$267,490        |
| JOC Coefficient (15%) | \$40,124         |
| <b>TOTAL</b>          | <b>\$307,614</b> |