



**CITY OF PLANO
COUNCIL AGENDA ITEM**

CITY SECRETARY'S USE ONLY				
<input type="checkbox"/> Consent <input type="checkbox"/> Regular <input type="checkbox"/> Statutory				
Council Meeting Date:		08/23/10		
Department:		Public Works & Engineering		
Department Head		Alan L. Upchurch		
Agenda Coordinator (include phone #):		Irene Pegues (7198)		Project No. 5625
CAPTION				
To approve and authorize Contract Modification No. 4 for the purchase of engineering design services for Communications Parkway – Spring Creek Parkway to Tennyson Parkway in the amount of \$32,583.45 from Dannenbaum Engineering-Dallas, LLC. This modification will provide for relocation of storm drain system to accommodate adjoining property owner.				
FINANCIAL SUMMARY				
<input type="checkbox"/> NOT APPLICABLE <input type="checkbox"/> OPERATING EXPENSE <input type="checkbox"/> REVENUE <input checked="" type="checkbox"/> CIP				
FISCAL YEAR: 2009-10	Prior Year (CIP Only)	Current Year	Future Years	TOTALS
Budget	34,264	1,757,000	2,752,000	4,543,264
Encumbered/Expended Amount	-34,264	-80,625	0	-114,889
This Item	0	-32,583	0	-32,583
BALANCE	0	1,643,792	2,752,000	4,395,792
FUND(S): STREET IMPROVEMENT CIP				
COMMENTS: Funds are included in the Re-Estimated 2009-10 Street Improvement CIP. This modification, in the amount of \$32,583, will leave a current year balance of \$1,643,792 for the Communications – Spring Creek to Tennyson project.				
STRATEGIC PLAN GOAL: Engineering design services for street improvements relate to the City's Goal of Financially Strong City with Service Excellence.				
SUMMARY OF ITEM				
Additional design services are required for Communications Parkway - Spring Creek Parkway to Tennyson Parkway necessary to allow redesign to relocate the proposed storm drain system to public right-of-way therefore eliminating the need to acquire permanent easements for construction on private property.				
The original contract amount was \$189,816.00. The Public Works & Engineering Department is seeking City Council approval of this fourth modification because the amount of the modification increase exceeds \$25,000.00. The revised contract amount is \$256,810.22.				
List of Supporting Documents:			Other Departments, Boards, Commissions or Agencies	
Contract Modification			N/A	

CONTRACT MODIFICATION
COMMUNICATIONS PARKWAY
SPRING CREEK PARKWAY TO TENNYSON PARKWAY
PROJECT NO. 5625
PURCHASE ORDER NO. 102931
CIP NO. 32495

This shall serve as a **Fourth** Modification to the Contract between the City of Plano, Texas (hereinafter "City") and **Dannenbaum Engineering Company – Dallas, L.L.C.** (hereinafter "Consultant") dated November 29, 2005 for Professional **Engineering Services** for the referenced project (hereinafter "Project").

Services:

This Modification amends the scope of services as originally set forth in the contract as follows:

Services as described in the attached "Exhibit A – Scope of Services (Dannenbaum – Supplemental 4)" also including revisionary work on right-of-way and easement parcels on two properties. Such services shall be completed within three (3) weeks of authorization to proceed.

Compensation:

For additional services provided pursuant to this Modification, City shall pay Consultant an amount not to exceed \$32,583.45. Such payment shall be made in accordance with the payment terms specified in the Contract.

In the event of any conflict or inconsistency between the provisions set forth in this Modification and the Contract, this Modification shall govern and control. For and in consideration of the covenants, duties and obligations herein contained, the parties do mutually agree that except as provided above, all other terms and conditions of the Contract shall remain unchanged and in full force and effect.

MODIFICATION NO. 4

Communications Parkway – Spring Creek Parkway to Tennyson Parkway

Project No. 5625

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Original Contract Amount	\$ 189,816.00
Contract Amount (Including Previous Modifications)	\$ 224,226.77
Amount, Modification No. 4	\$ 32,583.45
Revised Contract Amount	\$ 256,810.22
Total Percent Increase Including Previous	35.29%

CITY OF PLANO

**DANNENBAUM ENGINEERING
COMPANY – DALLAS, L.L.C.**
A TEXAS LIMITED LIABILITY
COMPANY BY: ENGINEERING
HOLDING CORPORATION, A TEXAS
CORPORATION - MANAGER

OWNER

CONSULTANT

By: _____

(signature)

By: Mark C. Lorange, P.E.

(signature)

Print Name: Thomas H. Muehlenbeck

Print Name: Mark C. Lorange, P.E.

Print Title: City Manager

Print Title: President

Date: _____

Date: 8/11/2010

APPROVED AS TO FORM:

By: _____

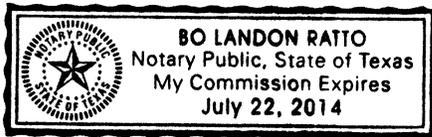
Diane C. Weatherbee, City Attorney

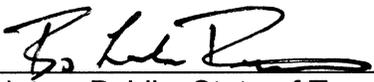
ACKNOWLEDGMENTS

STATE OF TEXAS

COUNTY OF HARRIS

This instrument was acknowledged before me on the 11 day of AUGUST, 2010, by **MARK C. LORANCE, P.E., PRESIDENT of DANNENBAUM ENGINEERING COMPANY-DALLAS LLC**, a Texas Limited Liability Company on behalf of said company.





Notary Public, State of Texas

STATE OF TEXAS

COUNTY OF COLLIN

This instrument was acknowledged before me on the _____ day of _____, 2010, by **THOMAS H. MUEHLENBECK, CITY MANAGER of the CITY OF PLANO, TEXAS**, a Home-Rule Municipal Corporation, on behalf of said municipal corporation.

Notary Public, State of Texas

**EXHIBIT A
SCOPE OF SERVICES (DANNENBAUM - SUPPLEMENTAL 4)**

**COMMUNICATIONS PARKWAY
SPRING CREEK PARKWAY TO TENNYSON PARKWAY
PROJECT NUMBER 5625
CIP NUMBER 32495**

SCOPE ADDITONS:

- 1. Adjust proposed 8' X 6' box culvert to move the culvert from the drainage easement along Spring Creek Parkway to within the ROW and connect to the existing 8' X 6' box culvert at Spring Creek Parkway.**
- 2. Replace all area inlets with headwalls at the ROW line and remove associated drainage easements with the exception of the area inlet in DART property. This area inlet will remain. Headwalls will follow TxDOT standard design. Grading will be adjusted to allow flow to the pipe.**
- 3. Adjust sanitary sewer profile and coordinate with new location of proposed box culvert.**
- 4. Update all associated plan sheets to reflect the modifications of the proposed storm sewer design.**
- 5. Design connection detail for the proposed box culvert to the existing box culvert under Spring Creek Parkway.**
- 6. Update construction estimate for new construction.**
- 7. Submit final set of plans to the City of Plano for review of the affected sheets associated with the drainage adjustment.**
- 8. Attend one comment resolution meeting.**
- 9. Address comments associated with the affected sheets of the culvert adjustment and submit final plans for construction.**

Direct expenses in the fee estimate are estimated and any overages will be billed at cost plus 10% (printing, reproduction, mileage, etc.)