

## Legislation Text

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**File #:** BILL NO. 16-176, **Version:** 2

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AN ORDINANCE AUTHORIZING THE REPAIR OF THE NORTH RAIL SPUR UNDER THE CITY'S ON CALL CONTRACTOR KELLY HILL COMPANY, IN THE AMOUNT OF \$83,564.22 AND AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT FOR THE SAME. (PWC 8-15-16)

### Issue/Request:

The north rail spur was inspected on July 6, 2016 and a number of issues were identified as in need of repair. Public Works has received a price proposal from the on-call contractor, Kelly Hill Company, to repair the rail for a total of \$83,564.22. Public Works is requesting the Public Works Committee approve the proposal of the on-call contractor Kelly Hill Company.

### Key Issues:

The City entered into a development agreement with Polytainers to construct and maintain the north rail spur. The City's inspection contractor identified a number of issues during the last inspection on July 6, 2016

- Replace 390 Ties
- Transpose 14 lengths of rail that are showing wear on one side of the rail
- Separate and shorten rail and remove curves

If the rail spur is out of service, the business is unable to operate  
Public Works budgets \$10,000 for minimal, regular rail repairs  
The City has an on-call contractor to make the repairs

### Proposed City Council Motion:

FIRST MOTION: I move for a second reading of AN ORDINANCE AUTHORIZING THE REPAIR OF THE NORTH RAIL SPUR UNDER THE CITY'S ON CALL CONTRACTOR KELLY HILL COMPANY, IN THE AMOUNT OF 83,564.22 AND AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT FOR THE SAME.

SECOND MOTION: I move for adoption of AN ORDINANCE AUTHORIZING THE REPAIR OF THE NORTH RAIL SPUR UNDER THE CITY'S ON CALL CONTRACTOR KELLY HILL COMPANY, IN THE AMOUNT OF \$83,564.22 AND AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT FOR THE SAME.

### Background:

The City has entered into two development agreements with Toys R Us and Polytainers to construct and maintain two rail spurs. Public Works Operations has an on-call contractor inspect these rail spurs on a quarterly basis. Typically, minimal repairs are around the budgeted amount of \$10,000 and are required to keep the rail spurs in good working order. The last inspection indicated substantial work that needs to be completed on the north rail spur to ensure the rail will continue to safely serve the business.

### Impact/Analysis:

Public Works has a budgeted amount of \$10,000. The proposal for repairs is \$83,564.22 creating a deficit of \$73,564.22. Public works will attempt to contain costs of the repair by installing used ties if available. Public

Works will enter the cost overages into the midyear projections, and the additional costs will be absorbed into the operating budget. Public Works may request the use of the contingency funds; however, it may not be necessary if we have another light winter or other savings.

Timeline:

Start: \_\_\_\_

Finish: \_\_\_\_

Other Information/Unique Characteristics:

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Presenter: Shawn Graff, Assistant Director of Operations

Staff Recommendation: Staff recommends approval of AN ORDINANCE AUTHORIZING THE REPAIR OF THE NORTH RAIL SPUR UNDER THE CITY'S ON CALL CONTRACTOR KELLY HILL COMPANY, IN THE AMOUNT OF 83,564.22 AND AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT FOR THE SAME.

Committee Recommendation: The Public Works Committee voted unanimously 4-0 to recommend to City Council approval of AN ORDINANCE AUTHORIZING THE REPAIR OF THE NORTH RAIL SPUR UNDER THE CITY'S ON CALL CONTRACTOR KELLY HILL COMPANY, IN THE AMOUNT OF \$83,564.22 AND AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT FOR THE SAME.