

AGENDA REPORT

DATE October 7, 2003

ITEM Montana Veteran's Memorial Committee Agreement

INITIATED BY Montana Veteran's Memorial Committee

ACTION REQUESTED Approve Agreement

PREPARED AND PRESENTED BY Jerry Sepich, Park & Recreation Director

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**RECOMMENDATION:**

Staff recommends that the City Commission approve the agreement with the Montana Veteran's Memorial committee. This agreement establishes the allocation of financial responsibility related to the Eagle Falls Parking Lot project - O.F. 1355.

**MOTION:**

"I move the City Commission approve the attached agreement with the Montana Veteran's Memorial committee which addresses the financial obligation related to the Eagle Falls Parking Lot project - O.F. 1355 and authorize the City Manager to execute the document.

**SYNOPSIS:**

The agreement specifically defines the financial obligation of the City and the Montana Veterans Memorial committee as follows:

1. Additive #1 - Construction of the Memorial road, total cost \$100,922.25: Committee will provide \$60,922.25 of the total cost. \$40,000 will be payable no later than October 15, 2003, with the balance due as required to make progress payments to the contractor. The City agrees to provide the remaining \$40,000.
2. Additive #2 - Landscaping of the North slope of the Memorial road - total cost \$36,000: the committee agrees to pay the full amount of \$36,000 to the City no later than December 31, 2005.
3. If there is a project change order that results in a change in the contract amount, the City and the Committee further agree to proportionally increase or decrease their financial obligation.

**BACKGROUND:**

Phase I of the Eagle Falls Parking Lot project - O.F. 1355 includes construction of a new road in the proposed area of the Veteran's Memorial; landscaping of the North slope of the road; new parking lot, including landscaping, for the Eagle Falls Golf Club; and replacement of existing utilities in the area. Contract for this phase was awarded to United Materials in the amount of \$933,085.85.

On August 7, 2001 the City Commission granted conditional approval of a portion of Veteran's Memorial committee for the construction of a veteran's memorial. The committee, in discussion with staff, has agreed to pay the cost of construction of Phase I in the area proposed as the site of the Veteran's Memorial.