

**CITY COUNCIL
COMMUNICATION:**

ITEM _____

98-202

**OFFICE OF THE CITY MANAGER
CITY OF DES MOINES, IOWA**

**AGENDA:
MAY 18, 1998**

SYNOPSIS —

**SUBJECT:
AGREEMENT FOR
ARCHAEOLOGICAL DATA
RECOVERY— MARTIN
LUTHER KING, JR.
PARKWAY— SW 5TH
STREET FROM
TUTTLE TO ELM**

A Consultant Agreement has been negotiated with Louis Berger & Associates, Inc., 120 Halsted Street, East Orange, New Jersey 07018 (Thomas Leck, President), for Archaeological Data Recovery on the SW 5th Street Storm Sewer and Paving from Tuttle to Elm Street in conjunction with the Martin Luther King Jr. Parkway Project. This Agreement provides for Archaeological Data Recovery in accordance with the Memorandum of Agreement with the State Historical Preservation Office, the Iowa Department of Transportation (IDOT), and the Federal Highway Administration (FHA) in conjunction with work on Martin Luther King, Jr. Parkway. This work will be done concurrently with the construction of the storm sewer and paving on SW 5th Street from Tuttle to Elm Street.

**TYPE:
RESOLUTION
ORDINANCE
RECEIVE/FILE**

**SUBMITTED BY:
HAROLD SMITH
CITY ENGINEER**

FISCAL IMPACT –

Compensation to the consultant for services covered by this Agreement shall be for actual cost plus a fixed-fee amount. The actual cost shall not exceed \$157,050 plus a fixed fee not to exceed ten percent of the direct labor cost plus incidental cost not to exceed \$11,350. Total maximum compensation under terms of the Agreement shall not exceed \$168,400. Included in these figures is a contingency of \$90,200, which shall not be utilized except as authorized in writing by the City. The contingency is being provided in the event a significant amount of archaeological material is uncovered.

Funds for this Agreement are provided for in the Capital Improvements Program, Account 383943, Martin Luther King, Jr. Parkway. It is anticipated that 100 percent of this cost will be funded with the State RISE (Revitalize Iowa's Sound Economy) Grant. The overall Martin

Luther King, Jr. Parkway project from SW 2nd to Fleur Drive will be funded with a combination of federal Surface Transportation Program (STP) funds, State RISE Grant funds, and local Tax Increment Financing (TIF) funds. This consultant agreement has been conceptualized since the environmental impact statement and is not a new expense.

RECOMMENDATION –

Approval of Agreement with Louis Berger & Associates, Inc.

BACKGROUND –

The Phase III Archaeological Data Recovery Project for the 5th Street Storm Sewer portion of the Martin Luther King, Jr. Parkway will implement the requirements of the Memorandum of Agreement (MOA) between the City, the State Historical and Preservation Office, IDOT, and the FHA. A Data Recovery Plan has been designed and approved by the State Historic and Preservation Office to retrieve all information which will contribute significantly to the archaeological information and future research from that portion of the Archaeological Site 13PK61, which lies within the Area of Potential Effect of the MLK Parkway, SW 5th Street Paving and Storm Sewer.

A request for qualifications and interest was sent nationally to archaeological firms having urban archaeological data recovery experience. Eight responses were received on March 13, 1998. These responses were reviewed by the Selection Committee made up of three staff members from RUST (Steve Eaton, Bob Lentz, and Brenda Durbahn) and two staff members from the City Engineering Department (Don Beck and David McGuffin). They were also reviewed by Dr. Dale Henning of the Illinois State Museum and Dr. David Overstreet of the Great Lakes Archaeological Research Center. Both Dr. Henning and Dr. Overstreet are nationally-recognized archaeologists that are part of the MLK Parkway Design Team. With technical input from the two archaeologists, the Selection Committee met on

March 30, 1998, and the archaeological firms that submitted were ranked. Louis Berger & Associates, Inc. of East Orange, New Jersey, with an office in Marion, Iowa, was selected to perform the Data Recovery Effort related to the SW 5th Street Storm Sewer Project.

Comparative cost estimates were received from both Dr. Henning and Dr. Overstreet and were used in review process for this contract. This project is scheduled to be complementary and concurrent to the construction contract for the installation of the storm sewer on 5th Street. This will allow the construction contractor to perform the majority of the excavation and provides for maximum utilization of staff related to both contracts. In addition, having these contracts run concurrently will cause the least amount of disruption to traffic and businesses along 5th Street.