



CITY OF EMERYVILLE

MEMORANDUM

DATE: March 3, 2015

FROM: Maurice Kaufman, Public Works Director

TO: Sabrina Landreth, City Manager

SUBJECT: Resolution Of The City Council Of The City Of Emeryville Authorizing The City Manager To Enter Into An Agreement With California Landscape Design, Inc. dba California Skateparks In An Amount Not To Exceed \$542,760 For The Construction Of The Joseph Emery Park Skate Spot Project No. EPW 103-14, CIP No. 13254003, Authorizing The City Manager To Approve A First Amendment To Said Contract To Increase The Contract Amount By Up To \$40,000 For A Change Order For The Installation Of The Portland Loo Restroom Facility, Authorizing The Relocation Of Up To Six Additional Trees To Accommodate The Installation Of The Portland Loo, And Appropriating \$232,000 Of General Capital Funds From The Corporation Yard Improvements and Emergency Operations Center Project CIP No. 1547510 To The Joseph Emery Park Skate Spot Project CIP No. 13254003

RECOMMENDATION

Staff recommends that the City Council adopt the above stated resolution authorizing the City Manager to enter into an agreement with California Landscape Design, Inc. dba California Skateparks in an amount not to exceed \$542,760 for the construction of The Joseph Emery Park Skate Spot Project. The resolution also provides authority to the City Manager to approve an amendment to said contract to increase the contract amount by up to \$40,000 to allow a change order for the installation of the Portland Loo restroom facility, approving the relocation of up to six additional trees to accommodate the installation of the Portland Loo, and appropriating \$225,000 of General Capital Funds from the Corporation Yard Improvements and Emergency Operations Center project to the Joseph Emery Park Skate Spot Project.

BACKGROUND

On October 2, 2012 the City Council approved a Professional Services Agreement with Wormhoudt Inc. for the design of skateboard features at Joseph Emery Park. Given that the success of the skate spot is highly dependent on receiving “buy-in” from the local skateboard community, the conceptual design phase included a series of three City sponsored design workshops. The design workshops were open to the public and

the adjacent property owners and local skating community were encouraged to attend. The conceptual design phase of the project resulted in a draft plan that has buy-in from the local skateboarding community. The City Council approved the conceptual plan of the skate spot improvements on April 2, 2013 and on November 18, 2014, the City Council approved the plans and specifications and authorized the City Engineer to advertise the project for Public Bids for construction. The City Council also authorized the relocation of 19 of the 47 existing trees within the park to other open space areas within the City.

A copy of the City Council approved Conceptual Plan dated March 19, 2013 is attached to this report as Exhibit "A". In addition there is a virtual video tour of the concept plan on YouTube at the following link: <http://youtu.be/6GhuYxFwbSQ>.

DISCUSSION

The Bid Opening for the project was held on January 14, 2015. The following is a summary of the bids received:

California Landscape Design, Inc. dba California Skateparks	\$542,760
Grindline Skateparks, Inc.	\$583,019
(Math Error in total of bid items in the bid sheet, Actual Bid Amount is \$614,519.50)	
Robert Bothman, Inc.	\$786,860
Engineer's Estimate	\$500,000

The lowest responsible bid was submitted by California Landscape Design, dba California Skateparks of Upland, California in the amount of \$542,760. The bid amount includes a \$40,000 contingency for unforeseen work.

Public Restroom

As part of the homeless strategy discussion at the City Council meeting on February 3, 2015, the City Council directed Staff to include the Portland Loo public restroom facility at the Joseph Emery Park Skate Spot. As discussed, the proposed location for the Portland Loo is on the south entrance to the park adjacent to the sidewalk on Park Avenue. The benefit of this location is that it is close to the existing sanitary sewer utilities and it is visible from the street as needed for easy police surveillance. The Loo is a stainless steel prefabricated structure that sits on a poured in place concrete pad with all the plumbing and electric hook-ups. Staff's proposal is for the City to purchase the Loo directly from the vendor and have it delivered to the site and installed by the Skate Spot contractor. Staff estimates the cost of installing a new sewer lateral, connections to existing water and electricity services, and the installation of the concrete pad is in the order of \$40,000. The cost for the purchase and delivery of the Loo is in the order of \$100,000. In order to have the contractor install the Loo, the City Manager

will need authority to approve an amendment to the construction contract to increase the contract amount to cover the cost of the negotiated change order for the installation estimated at \$40,000.

The installation of the loo will impact up to 6 of the existing small redbud trees on the south end of Joseph Emery Park. Staff proposes to relocate these additional six trees along with the other 19 trees approved for relocation to other open space areas within the City.

FISCAL IMPACT

Project funding includes \$444,572 in East Bay Regional Park Measure WW Bond Funds, \$10,000 in Tony Hawk Foundation Funds, \$110,000 in Pixar settlement contributions, and \$15,000 in City Urban Forestry Account Funds for a total of \$579,572. A complete project budget is attached to this report as Exhibit "A". Given all the required costs of this project, it is estimated that an additional \$232,000 in funding will be needed to complete construction of the Skate Spot Improvements. In order to appropriate this additional funding to the Skate Spot project, it will be necessary to reallocate funds from another project in the Capital Improvement Program.

In review of all the projects in the Capital Improvement Program, Staff has determined that the \$6,300,000 in General Capital Funds appropriated for the Corporation Yard Improvements and Emergency Operations Center project, CIP No. 1547510 will not be utilized this calendar year. This project has also changed in scope to eliminate the Emergency Operations Center. Staff recommends that \$232,000 of these funds be reallocated to the Joseph Emery Park Skate Spot Project. When the Corporation Yard project is ready to move forward, the project budget will be revisited to provide for a sufficient amount funding available for the project.

Maintenance effort at the existing Joseph Emery Park includes landscape and irrigation system maintenance, litter collection, lighting maintenance and vandalism repairs. The costs for these items are already incorporated into the operating budget. The estimated additional long term annual maintenance costs created by the skate spot project at Joseph Emery Park are summarized below:

Portland Loo	\$24,000
Graffiti Abatement	\$5,000
Total	\$29,000

An additional \$29,000 in general funds must be added to the Public Works operating budget beginning in Fiscal Year 2015/16.

PREPARED BY: Maurice Kaufman, Public Works Director/City Engineer

**APPROVED AND FORWARDED TO THE
EMERYVILLE CITY COUNCIL BY:**

A handwritten signature in black ink, appearing to read 'Sabrina Landreth', with a long horizontal flourish extending to the right.

Sabrina Landreth
City Manager

Attachments: Resolution
Agreement