

City of Culver City, California
City Council Agenda Item Report

Meeting Date: 07/09/07		Item Number: A-4	
AGENDA ITEM: 1) Adoption of a Resolution Approving a Grant Application for \$50,000 in County of Los Angeles Proposition A Excess Funds for the Culver City Skateboard Park Project (P-830); 2) Approve an Amendment to the Existing Contract with California Skateparks to Increase the Contingency Amount from \$27,000 to \$67,000; and 3) Approval of a Budget Amendment to Appropriate the Funding for this Project upon Receipt of the Fully Executed Grant Agreement			
Contact Person/Dept.: Mate Gaspar, Public Works; Patricia Mooney, PRCS		Phone Number: (310) 253-5602, and (310) 253-6668, respectively	
Fiscal Impact: Yes ☒ No ☐		General Fund: Yes ☒ No ☐	
Public Hearing: ☐		Action Item: ☒ Attachments: ☒	
Public Notification: Master Notification List (07/03/07); Parks and Recreation Commission (07/03/07); Skateboard Park Stakeholders (07/03/07).			
Department Approval: Charles D. Herbertson (6/28/07)		City Attorney Approval: Carol Schwab (by H. Iker) (07/02/07)	
City Controller Approval: Marlee Chang (07/02/07)		City Manager Approval: Jerry B. Fulwood (07/03/07)	
<u>RECOMMENDATION:</u> Staff recommends the City Council: (1) adopt a Resolution (Attachment 1) approving a grant application for \$50,000 in County of Los Angeles Proposition A Excess Funds for the Culver City Skateboard Park Project (P-830); and, (2) approve a budget amendment to appropriate the funding for this project upon receipt of the fully executed grant agreement. A four-fifths vote is necessary to approve the budget amendment. <u>BACKGROUND:</u> The temporary Skateboard Park was developed in late 1999 to address a pressing need of local youth who had nowhere to practice their sport. To meet this need, the City Council approved submission of a Land and Water Conservation Fund (LWCF) grant application for the permanent Skateboard Park Project at the April 28, 2003 Council meeting. Matching funds were identified from the City's Proposition 12 and 40 Per Capita funds. The LWCF grant was approved for funding in the amount of \$204,000. At the August 22, 2005 meeting, City Council awarded a professional services agreement to SITE Design Group, Inc. to design a permanent Skateboard Park at Culver City Park. On August 25, 2005 staff conducted the first of a series of public meeting with SITE Design Group. It was through this public process that both the design of the Skateboard Park and its location were determined.			

City of Culver City, California
City Council Agenda Item Report

On August 8, 2006 the City Council approved the plans and specifications and authorized staff to advertise for bids for the construction of the Skateboard Park Project (P-830). The project was not advertised for bids until January 11, 2007 due to delays resulting from Site Design's inability to deliver the final plans and specifications to the City. Two bids were publicly opened by the City Clerk on February 15, 2007. These bids were over the amount of the available construction budget. On March 12, 2007, the City Council took action to reject all bids and authorized staff to negotiate with the two bidders for a lower price per the City Charter.

On March 26, 2007, an informational report on the status of discussions with 4-Con Engineering and California Landscape and Design, dba California SkatePark was presented to the City Council. In a component of that report, Council authorized staff to submit an application for Proposition 40 Roberti-Z'Berg-Harris (RZH) Block Grant Funds in the amount of \$107,908 to enhance funding for the project. Fortunately, other substitute funding was found at the Baldwin Hills Conservancy for the project, and the request for the City's Proposition 40 RZH funds was subsequently withdrawn (Note: staff will bring recommendations to the City Council related to the potential use of the RZH Block Grant funds upon completion of the parks master planning process currently in progress).

On April 9, 2007 the City Council awarded the construction contract for the Skateboard Park Project to California Skateparks, Inc. Council was then made aware by staff that there was an opportunity for grant funding from the Baldwin Hills Conservancy for the project. On May 14, 2007 Council adopted a Resolution approving an application for grant funds in the amount of \$162,805 from the Baldwin Hills Conservancy for Proposition 40 funding for the Skateboard Park. The fully executed contract for these funds was received by the City on June 26, 2007.

DISCUSSION:

In the process of pursuing additional funding sources for the Skateboard Park Project, staff was made aware of a generous offer of \$50,000 in Proposition A Excess Funds from the office of Los Angeles County Supervisor Yvonne B. Burke, Second District. Staff requests the Council's permission to take advantage of this offer by submitting an application for these funds.

The project is under construction and the estimated completion date has moved from July 23 to early August due to unexpected underground conditions. During the excavation and grading operations, abandoned oil pipelines, old utilities, and concrete and asphalt pads were encountered. Prior to 1999, the site contained oil

City of Culver City, California
City Council Agenda Item Report

derricks and pipelines. These unforeseen conditions have resulted in substantial change orders to the project budget. The approval of the project budget at the April 9, 2007, City Council meeting included a 5% contingency for change orders of the construction contract amount. Due to the potential for additional change orders resulting from the unforeseen conditions, staff is recommending to the City Council that the contingency on the project be increased from \$27,000 to \$67,000 or 12% of the construction contract. Also staff is recommending that the budget for construction inspection of grading, steel, and concrete be increased from \$10,000 to \$20,000. The Public Works Director and his staff are committed to keeping tight control on the cost of this project by working closely with the contractor to avoid cost overruns. At this point most of the unforeseen underground conditions on this project have been identified since the entire site has been excavated. Therefore, staff believes that there is a strong possibility that there will be excess project funds at the completion of the project that can be transferred back into the General Fund reserves.

FISCAL ANALYSIS:

Current Available Project Budget	
Funding Source	Amount
Land and Water Conservation Grant	\$204,000
Proposition 40 Per Capita Grant	\$170,000
Proposition 12 Grant	\$22,995
Funds remaining from Site Design Contract	\$12,770
City General Funds	\$3,796
Last Available Prop 12 Per Capita Funds	\$289
General Funds Reserve	\$54,897
Baldwin Hills Conservancy Prop 40 Grant	\$162,805
Total	\$631,552

Proposed Proposition A Excess Funds	\$50,000
Total Available Project Budget	\$681,552

Estimated Project Expenses	
Construction contract	\$539,655
Construction inspection for grading, concrete, and steel	\$20,000
Contingency (12%)	\$67,000

City of Culver City, California
City Council Agenda Item Report

Total	\$626,655
--------------	------------------

If only the estimated project expenses are utilized, \$54,897 surplus project funds will remain at the completion of the project. Staff will then recommend that these excess funds be used to reimburse the General Fund reserve up to the amount of its contribution to the project.

ATTACHMENTS:

1. Proposed Resolution

MOTION:

That the City Council:

1. Adopt the Resolution approving the grant application for \$50,000 in County of Los Angeles Proposition A Excess Funds for the Culver City Skateboard Project (P-830);
2. Authorize the City Manager or his designate to sign all documents related to the submittal of the grant application.
3. Approve an amendment to the existing Contract with California Skateparks, Inc. to authorize the Public Works Director/City Engineer and the Parks, Recreation, and Community Services Director, to increase the Contract by an amount not to exceed \$67,000, (approximately 12%), if necessary, due to unforeseen conditions;
4. Direct the City Attorney to prepare the necessary contract amendment and authorize the City Manager to execute such amendment on behalf of the City;
5. Approve a budget amendment to add both the grant revenue and appropriation in the amount of \$50,000 to the capital grants account 42300830 upon receipt of the fully executed contract from the Los Angeles County Regional Park and Open Space District (A four-fifths vote is necessary to approve the budget amendment).