

APPROVED

REPORT OF GENERAL MANAGER

NO. 13-124

DATE May 13, 2013

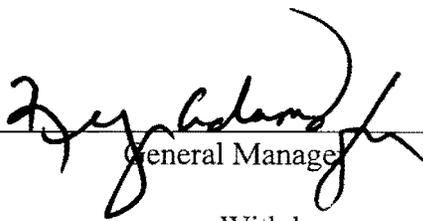
MAY 13 2013
BOARD OF RECREATION
& PARK COMMISSIONERS

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BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: WATTLES PARK – EROSION AND DRAINAGE IMPROVEMENTS PROJECT (W.O. #E170262F) PROJECT – AUTHORITY TO RELEASE A PORTION OF RETENTION MONIES FOR CONTRACT NO. 3353

R. Adams _____	K. Regan _____
H. Fujita _____	*M. Shull <u>MS</u>
V. Israel _____	N. Williams _____



 General Manager

Approved _____ Disapproved _____ Withdrawn _____

RECOMMENDATION:

That the Board of Recreation and Park Commissioners (Board) authorize the Department’s Chief Accounting Employee to immediately release \$29,402.00, out of a total of \$34,402.00, in retention monies held under Contract No. 3353 to John Zgrablich Construction, Inc., inasmuch as the majority of the project is complete and the remaining work consists of turf restoration and change order work only.

SUMMARY:

On June 6, 2011, the Board awarded Contract No. 3353 (Board Report No. 11-145), in the amount of \$243,000.00, to John Zgrablich Construction Inc. (Contractor), for the Wattles Park – Erosion and Drainage Improvements (W.O. #E170262F) project. The project, which is located at 1824 North Curson Avenue, Los Angeles, CA 90046, was deemed complete on April 11, 2012, over one (1) year ago. Plans for the project were prepared by Gruen and Associates, an architectural consultant firm hired by the Bureau of Engineering (BOE). The plans provided for the construction of storm drains, a retention tank and infiltration system, seating walls, catch basins, curbs and gravel swales, and the planting of new shrubs, groundcovers and vines in the hillside area, re-grading of the grassy area, restoration of turf, and the installation of a new/expanded irrigation system.

The project experienced a variety of challenges, including a malfunctioning irrigation system. The original project was about ninety-five percent (95%) complete in construction prior to the work being halted in March 2012. The remaining five percent (5%) of work scope was mostly

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the restoration of turf. This remaining portion was not completed by the Contractor, due to the fact that the existing irrigation system was not functioning properly. This work was deleted from the contract by the BOE, and the City was credited for the five percent (5%) of work not done.

Staff has since determined that it would be prudent to replace the entire irrigation system for the greater part of the park. Consequently, on December 10, 2012, the Board authorized (Board Report No. 12-321) the City Engineer's request to negotiate change orders with the Contractor, in an amount not-to-exceed \$166,000.00, including contingency of \$24,300.00, for additional scope to provide for a fully functioning irrigation system and additional grading and slope protection for the park; including re-grading, replacement of the existing irrigation system, and laying sod. With this authority, the City Engineer negotiated and agreed with the Contractor on costs for the additional scope of work and the restart of the construction activities. As part of the agreement to restart the construction activities, staff agreed to request the Board to release the retention monies held currently, a total of \$34,402.00, less \$5,000.00. The total retention monies currently held under Contract No. 3353 for John Zgrablich Construction, Inc., is approximately \$34,402.00. The remaining funds will be adequate retention for the remaining scope of work.

Staff has further determined that the Project was previously declared categorically exempt from CEQA by Board action on June 6, 2011 (Board Report No. 11-145), and the partial release of retained monies does not constitute a substantial change in the Project that would require additional CEQA clearance. Therefore, the Board's approval in this matter is not subject to CEQA.

Sufficient funds are available from the following fund and account.

FUNDING SOURCE
Proposition K Year 14

FUND NO./DEPT. NO./ACCT NO
43K/10/10G291

FISCAL IMPACT STATEMENT:

At this time, there is no fiscal impact to the Department's General Fund. Once this project is completed, operational maintenance cost will be determined, and a request for funding will be submitted in future Department annual budget requests.

This report was prepared by Ejike Mbarurugu, Project Manager, Recreation and Cultural Facilities Program, Bureau of Engineering; and reviewed by Neil Drucker, Program Manager, Recreational and Cultural Facilities Program, Bureau of Engineering; Deborah Weintraub, Chief Deputy City Engineer, Bureau of Engineering; and Cathie Santo Domingo, Superintendent, Planning, Construction and Maintenance Branch, Department of Recreation and Parks.