



# CITY COUNCIL AGENDA STATEMENT



May 7, 2019

File ID: 19-0255

## TITLE

A. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE FIRST AMENDMENT TO THE AGREEMENT BETWEEN THE CITY OF CHULA VISTA AND DAVY ARCHITECTURE, INC FOR DESIGN AND CONSTRUCTION ADMINISTRATION FOR A DECK IN FRIENDSHIP PARK

B. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AMENDING THE FISCAL YEAR 2018/19 CIP PROGRAM BUDGET AND APPROPRIATING FUNDS FOR THE CIVIC CENTER LIBRARY OUTDOOR DECK ADDITION (CIP NO. GGV0244) (4/5 VOTE REQUIRED)

## RECOMMENDED ACTION

Council adopt the resolutions.

## SUMMARY

On September 25, 2018, the City Council adopted Resolution 2018-202 accepting and appropriating Housing-Related Parks (HRP) grant funds in the amount of \$629,450 to construct an outdoor deck addition to the Civic Center Library (CIP No. GGV0244). Subsequently, the City entered into an agreement with Davy Architecture, Inc (Davy) for the provision of design and construction administration services for the outdoor deck project (the "Agreement"). The City and Davy desire to amend the Agreement to include construction management services and allow for reimbursable expenses for printing and materials delivery. In addition, an updated engineer's estimate for the project prepared by Davy indicates a total budget of \$1,320,863. An appropriation from the Major Recreation Facility component of the Public Facilities Development Impact Fee (PFDIF) to supplement the HRP grant funds is recommended.

## ENVIRONMENTAL REVIEW

The Director of Development Services has reviewed the proposed project for compliance with the California Environmental Quality Act (CEQA) and has determined that the project qualifies for a Categorical Exemption pursuant to State CEQA Guidelines Section 15301 Class 1 (Existing Facilities), Section 15303 class 3 (New Construction or Conversion of Small Structures), and Section 15061(b)(3), because it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment. Thus, no further environmental review is required.

## BOARD/COMMISSION/COMMITTEE RECOMMENDATION

Not applicable.

## **DISCUSSION**

On February 7, 2017, the City Council approved submission of a Housing-Related Parks (HRP) Grant application to the California Department of Housing Community Development Department (Resolution No. 2017-023).

The HRP program was funded through the passage of Proposition 1C, which creates incentives and rewards local governments for building affordable housing by providing grant funds for needed parks in those communities. The grant funds may be used for the creation, development, or rehabilitation of park and/or recreation facilities. The City was awarded a grant in the amount of \$629,450. On September 25, 2018, the City Council approved Resolution 2018-202 accepting the HRP grant funds and amended the operating and capital improvement program budgets to appropriate the grant funds to CIP No. GGV0244 (Civic Center Library Outdoor Deck Addition).

### Davy Agreement

On October 2, 2018, Council adopted Resolution No. 2018-209 approving the Agreement with Davy for Design and Construction Administration for Deck at Friendship Park (Attachment 1), in the amount of \$98,000. Staff recommends amending the Agreement to include construction management services and reimbursable expenses for printing and materials delivery. The proposed amendment increases the Davy contract by \$69,600, for a new, not to exceed contract amount of \$167,600 (Attachment 2). The amended agreement is funded in full by the previously appropriated HRP funds.

### Additional Appropriation

Through development of the construction specifications, Davy provided an engineer's estimate of construction cost, including appropriate soft costs and contingencies, of \$1,153,263. With the inclusion of \$167,600 in design and construction administration and management for the previously described Davy Agreement, the estimated budget for the project totals \$1,320,863. The existing HRP appropriation must therefore be augmented in the amount \$691,413. Sufficient funds are available in the Major Recreation Component of the Public Facilities Development Impact Fund for this purpose.

## **DECISION-MAKER CONFLICT**

Staff has reviewed the decision contemplated by this action and has determined that it is not site-specific and consequently, the real property holdings of the City Council members do not create a disqualifying real property-related financial conflict of interest under the Political Reform Act (Cal. Gov't Code § 87100, et seq.).

Staff is not independently aware, and has not been informed by any City Council member, of any other fact that may constitute a basis for a decision-maker conflict of interest in this matter.

### CURRENT-YEAR FISCAL IMPACT

Project costs are estimated to total \$1,320,863 as summarized in the table below.

Description	Amount
Hard Construction Costs	\$ 791,768
Design Contingency (15%)	\$ 118,765
Construction Soft Costs	\$ 242,730
Design & Construction Management (Davy)	\$ 167,600
<b>Total</b>	<b>\$ 1,320,863</b>

The project will be funded as follows:

Funding Source	Amount
HRP Grant Funds	\$ 629,450
PFDIF Funds	\$ 691,413
<b>Total</b>	<b>\$ 1,320,863</b>

HRP funds are anticipated to be expended in the current fiscal year as required by the terms of the grant. PFDIF expenditures will occur in fiscal year 2018-19 and 2019-20. In the event there are construction delays or other unforeseen delays in the project and all grant funds are not expended by June 30, 2019, staff will return to the City Council to request additional PFDIF funds in order to complete the project.

### ONGOING FISCAL IMPACT

Upon completion of the project, the improvements will require routine City maintenance.

### ATTACHMENTS

1. Davy Architecture Inc
2. Davy Architecture Inc First Amendment

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