

Agenda Report

TO: CITY COUNCIL

DATE: August 22, 2005

FROM: CITY MANAGER

SUBJECT: APPROVAL OF AN AMENDMENT TO CONTRACT NO. 18,756 WITH PIMA CORPORATION IN THE AMOUNT OF \$69,354.67 FOR THE UPGRADE OF PLAYGROUND EQUIPMENT AT EATON WASH PARK AND AN AGREEMENT WITH BRE PROPERTIES, INC FOR THE PLACEMENT OF A PICNIC SHELTER IN EATON WASH PARK

RECOMMENDATION

It is recommended that the City Council authorize the City Manager to:

1. Execute an amendment to Contract No. 18,756 with Pima Corporation, contractor for the construction of Eaton Wash Park, to increase the total contract "Not to Exceed" amount from \$878,185.00 to \$947,539.67, an increase of \$69,354.67 for the upgrade of play equipment; and
2. Execute an agreement with BRE Properties to accept and relocate a historic picnic shelter from the former Stuart Pharmacy Plant to Eaton Wash Park.

BACKGROUND

On January 10, 2005, the City Council approved a contract to construct Eaton Wash Park to Pima Corporation. The park is now under construction at 3026 East Orange Grove Blvd. The improvements being built include a parking lot, concrete and decomposed granite walkways, a children's play area, benches, picnic tables, a restroom, picnic shelter, and the City's first off-leash dog park.

BRE Properties, the developer of the Stuart Pharmaceutical site, approached the Public Works Department, requesting to relocate the historic shade structure from the former Stuart Pharmaceutical plant to Eaton Wash Park. After careful consideration of this request and impacts upon the existing design of the park, The Public Works staff agreed to the relocation on the condition that BRE Properties funded the appropriate upsizing of the playground equipment to provide balance of scale for these two park elements. On March 14, 2005, the City Council approved a revision of

the park's master plan to include the shelter and the upgraded equipment. The City Council recognized and appropriated the funds from BRE on April 11, 2005. The agreement with BRE Properties will allow the installation of the picnic shelter in the park.

The agreement with BRE Properties will include terms and conditions for the construction of the shelter as follows:

- BRE Properties to construct shelter, concrete pad and provide and install tables;
- Date certain installation deadline, prior to completion of park improvements;
- Release and indemnify BRE Properties after City's acceptance of shelter;
- Formal conveyance of ownership of the shelter to City;
- Plans and specifications to be approved by City of Pasadena;
- All work to be inspected and any requested corrections made at the expense of BRE Properties;
- Formal procedure for addressing requested corrections;
- BRE Properties retains liability for defects in construction for a warranty period;
- BRE Properties to provide appropriate liability insurance and Workers Comp insurance for any work on City property;

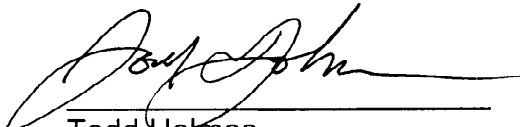
FISCAL IMPACT

Sufficient funding is available in Capital Improvement Program budget account number 78289, Eaton Wash Park – Implement Master Plan, to cover the cost of this contract.

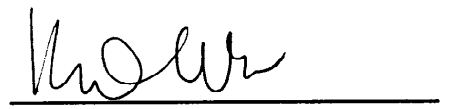
Respectfully submitted,


CYNTHIA J. KURTZ
City Manager

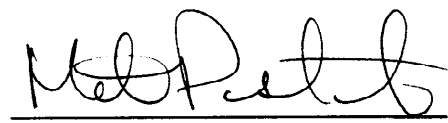
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