

REPORT OF GENERAL MANAGER

**APPROVED**  
SEP 01 2010

NO. 10-236

DATE September 1, 2010

**BOARD OF RECREATION  
and PARK COMMISSIONERS**

C.D. 07

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: HANSEN DAM – SKATE PLAZA (PRJ1237A) – DESIGN DEVELOPMENT PLANS FROM THE PREQUALIFIED DESIGN BUILD SKATE PLAZA CONTRACTORS – REJECTION OF BIDS AND RE-BID

R. Adams	_____	F. Mok	_____
H. Fujita	_____	K. Regan	_____
S. Huntley	_____	*M. Shull	<i>mf</i>
V. Israel	_____		

Approved *U.S. Linnard*

*[Signature]*  
General Manager

Disapproved \_\_\_\_\_ Withdrawn \_\_\_\_\_

RECOMMENDATIONS:

That the Board:

1. Find that all bids received on July 7, 2010 for the Hansen Dam - Skate Plaza (PRJ1237A) Design Development plans from the Prequalified Design Build Skate Plaza contractor list were non-responsive due to failure to comply with the Board's Good Faith Effort policy regarding subcontractor outreach (MBE/WBE/OBE) and reject all bids previously received;
2. Approve the design development plans and specifications to re-bid this project; and,
3. Approve the date for receipt of bids as Tuesday, October 26, 2010, at 3:00 p.m. in the Board Office.

SUMMARY:

On June 16, 2010, the Board approved the design development plans and specifications and call for bids for the Hansen Dam - Skate Plaza (PRJ1237A) - Design Development from the Prequalified Design Build Skate Plaza contractor list, located at 11770 Foothill Boulevard, Lakeview Terrace, CA 91342.

This project is funded entirely by Proposition 40 funds. Design development plans for this project were prepared by a consultant for the Department of Public Works, Bureau of Engineering. The estimated construction cost of this project is \$800,000.

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Hansen Dam Park is a 1,450-acre facility that includes baseball diamonds, a Universal Access Playground (UAP), soccer fields, an outdoor amphitheatre, bike paths, a bridal trail, an equestrian center, a multi-purpose sports field, a fishing lake, picnic areas and a swim lake. There is also a Los Angeles Police Department Stop-In-Center plus many park programs, such as aquatics, that are offered at Hansen Dam Park.

The project is to be funded through Proposition 40 Specified (AB-716). There is adequate funding provided through Proposition 40 Specified, which is paid to the City on a reimbursement basis. Pending reimbursement, the project will be funded on a cash flow basis using Department No. 89, Fund No. 205, Account No. YX04.

The proposed skate plaza is to be located near the new UAP and is adjacent to the maintenance building. The development of the design for the skate plaza was born out of the community process which dictated the type of skate facility that was to be designed and constructed. The Department of Public Works, Bureau of Engineering (BOE) facilitated the community process and hired a consultant to produce the design. Due to time constraints, the Department of Recreation and Parks (RAP) needs to assist BOE to complete this project to meet the funding deadline for Proposition 40 which is June 30, 2011. In order to closeout this project to meet this deadline, the skate park must be completed and open the public by March 1, 2011 at the very latest. It is our intent to finish in advance of that date to minimize any risk associated with the reimbursement process associated with the grant closeout.

The proposed scope of work includes the following:

- Clearing and grubbing of the proposed location for the skate plaza.
- Final design and construction of a poured-in-place concrete skate park per the design development plans.
- Installation of new walkways, benches, trash receptacles, drinking fountains and site amenities typical to a skate park.
- Landscaping
- Provide specifications, details and record documentation of what is indicated in the design and provide as-built set of drawings for all work constructed.

On July 7, 2010, two bids were received for this project. Staff recommends that the Board reject all bids as non-responsive due to their failure to submit a Good Faith Effort (GFE). Because the Department's prequalified list of design/build skate park contractors was being used, the bidders, as well as City staff, believed that the GFE was not necessary. After consultation with the City Attorney's Office, the Bureau of Engineering and the Mayor's Office, it was determined that the GFE could not be waived simply on the basis that the bidders have been prequalified by RAP. It is important to note that the bidders did not submit a GFE with their response to the prequalification as

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it was always envisioned this would be done during <sup>There</sup> bidding of each individual project. However, neither bidder on this project attempted to comply with the bid specification requiring compliance with the Board's subcontractor outreach program. ~~There~~ are therefore no ~~responsive~~ responsive bids for the Board to consider for award at this time and the project must be rebid.

Staff has determined that the proposed project will involve the addition of a recreational element that is an accessory to the park. Before any decision can be made on whether to approve the proposed skate plaza, compliance with the California Environment Quality Act (CEQA) must be accomplished as well as with the National Environmental Policy Act (NEPA) since it is proposed to be sited in Hansen Dam, federally-owned land under the jurisdiction of the U.S. Army Corps of Engineers. An Initial Study is currently being prepared to determine the type of CEQA document required for the project. This document will be jointly prepared with the required NEPA document to make efficient use of resources and to expedite the environmental review and approval process. This CEQA/NEPA document will be presented to the Board for its consideration and approval prior to it considering approval of the project and award of the construction phase of the contract.

The bid package has been approved by the City Attorney's Office.

Council District Seven and Valley Region Staff support the recommendations set forth in this report.

FISCAL IMPACT STATEMENT:

There is no immediate fiscal impact to the Department's General Fund. All design and construction costs along with all necessary project and construction management costs are to be covered by the Proposition 40 funding. Future costs for operation and maintenance have yet to be determined.

This report was prepared by Michael A. Shull, Superintendent, Planning and Construction Division.