



Office of the City Manager

CONSENT CALENDAR
April 20, 2021

To: Honorable Mayor and Members of the City Council
From: Dee Williams-Ridley, City Manager
Submitted by: Scott Ferris, Director, Parks Recreation & Waterfront
Subject: Contract No. 32000274 Amendment: Suarez and Munoz Construction, Inc. for San Pablo Park Playground and Tennis Court Renovation Project

RECOMMENDATION

Adopt a resolution authorizing the City Manager to execute an amendment to Contract No. 32000274 with Suarez and Munoz Construction, Inc. for the San Pablo Park Playground and Tennis Court Renovation Project, increasing the amount by \$125,000 for an amended total amount not to exceed \$2,094,056.

FISCAL IMPACTS OF RECOMMENDATION

Funding for this contract amendment is available in the FY 2021 budget in the Parks Tax Fund. No other funding is required, and no other projects will be delayed due to this expenditure.

CURRENT SITUATION AND ITS EFFECTS

The contract with Suarez and Munoz Construction, Inc. for the San Pablo Park Playground and Tennis Court Renovation Project, was approved on May 12, 2020 for a total amount not to exceed \$1,969,056. During construction, unforeseen existing conditions required that additional work be performed. Additionally, the City's parks maintenance staff identified additional deferred maintenance repairs and necessary replacements. The City has negotiated these change orders with Suarez and Munoz Construction, Inc. This work was not included in the original contract scope, but is necessary to maintain accessibility and safe conditions at the City's parks, and improves the finish of the completed project.

BACKGROUND

The project includes removal and disposal of the 2-5 and 5-12 playgrounds and the installation of two new play areas in the existing locations. In addition to new play structures, accessible surfacing will be installed throughout both play areas to enhance the safety and access for park users. The project also includes resurfacing of the tennis courts, renovating the existing chain link fence including replacement of the fence fabric for the tennis courts, installing site furnishings including net assembly, bleachers, benches, drinking fountains, and bleachers, and related site work to improve pedestrian

and ADA access in conformance with current ADA standards. These park improvements are part of the City's ongoing program to repair, renovate, and improve safety and accessibility at non-compliant or aging Parks facilities.

The project was advertised for bids on March 20, 2020, and bids were opened on April 16, 2020. The City received 4 bids, from a low base bid of \$1,729,351 to a high base bid of \$2,437,785. Suarez & Munoz Construction, Inc. ("SMC") was the lowest responsive and responsible bidder. Staff conducted references checks and received satisfactory feedback.

ENVIRONMENTAL SUSTAINABILITY

The construction contract includes requirements to comply with the City's Environmentally Preferable Purchasing Policy. The project is a renovation of a developed urban site and therefore will not negatively affect natural habitat.

RATIONALE FOR RECOMMENDATION

This increase to the current contract is necessary to perform additional deferred maintenance repairs, safety enhancements, and to complete current change orders. The City does not have the in-house labor or equipment resources to complete these construction activities.

ALTERNATIVE ACTIONS CONSIDERED

None

CONTACT PERSON

Scott Ferris, Director, Parks Recreation & Waterfront, (510) 981-6700
Evelyn Chan, Supervising Civil Engineer, PRW, (510) 981-6430
Wendy Wellbrock, Associate Civil Engineer, PRW, (510) 981-6346

Attachments:

1: Resolution

RESOLUTION NO. ##,###-N.S.

CONTRACT NO. 32000274 AMENDMENT: SUAREZ AND MUNOZ CONSTRUCTION,
INC. FOR THE SAN PABLO PARK PLAYGROUND AND TENNIS COURT
RENOVATION PROJECT

WHEREAS, San Pablo Park, Playgrounds and Tennis Courts are in need of renovation;
and

WHEREAS, the City has neither the labor nor the equipment necessary to undertake this
construction work; and

WHEREAS, an invitation for bids was duly advertised on March 20, 2020, and bids were
opened on April 16, 2020, and the City received 4 bids;

WHEREAS, Suarez & Munoz Construction, Inc. was the lowest responsive and
responsible bidder, and references for Suarez & Munoz Construction, Inc. were provided
and checked out satisfactorily; and

WHEREAS, on May 12, 2020, by Resolution No. 69,390-N.S., the City Council authorized
Contract No. 32000274 with Suarez and Munoz Construction, Inc. in an amount not to
exceed \$1,969,056 for the San Pablo Park Playground and Tennis Court Renovation
Project; and

WHEREAS, an increase of \$125,000 to the not-to-exceed contract amount is necessary
to make deferred maintenance repairs and complete change orders; and

WHEREAS, funds are available in the FY 2021 budget in the Parks Tax Fund (Fund 138).

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the
City Manager is authorized to execute an amendment to Contract No. 32000274 with
Suarez and Munoz Construction, Inc. for the San Pablo Park Playground and Tennis
Court Renovation Project, increasing the contract amount by \$125,000, for a total
amended amount not to exceed \$2,094,056. A record signature copy of any amendments
to be on file in the Office of the City Clerk.

