



## MEMORANDUM

**TO:** City Council

**FROM:** Bill Robeson, Assistant City Manager/Public Works Director

**BY:** Steve Kahn, Acting Capital Improvement Projects Manager

**SUBJECT:** Consideration of Acceptance of the Elm Street Park Inclusive Playground Replacement Project, PW 2020-02

**DATE:** January 24, 2023

---

### **SUMMARY OF ACTION:**

Accept the Elm Street Park Inclusive Playground Replacement Project (Project) and begin the one-year warranty period for defects that may arise.

### **IMPACT ON FINANCIAL AND PERSONNEL RESOURCES:**

The final total costs of the Project were \$462,462.88, and include:

- \$188,064.34 for the purchase of the playground equipment from Play & Park Structures.
- \$103,295 for the installation of Pour In Place (PIP) surfacing by Play & Park Structures, including \$90,000 for the direct contract amount and \$13,295 for contingencies.
- \$132,199.50 for the installation of the playground equipment and changes to the subbase for the PIP surfacing by Central Coast Playgrounds, Inc., including \$126,399.50 for the direct contract amount and \$5,800.00 for contingencies.
- \$434.32 for the purchase and installation of landscaping by Arroyo Grande In Bloom.
- \$38,469.72 for surface testing, inspection, design changes and security by various firms.

The Project was funded by a grant from the Parks and Water Bond Act of 2018 under the Per Capita Program, donations from the Kiwanis, Public Works Administration Budget, and Local Sales Tax. The recommended action will not impact staff resources.

### **RECOMMENDATION:**

1) Accept the project improvements as constructed by Park and Play Structures and Central Coast Playgrounds, Inc. in accordance with the plans and specifications for the

**Item 9.I.**

**City Council**

**Consideration of Acceptance of the Elm Street Park Inclusive Playground Replacement Project, PW 2020-02**

**January 24, 2023**

**Page 2**

Elm Street Park Inclusive Playground Replacement Project, PW 2020-02; 2) Direct staff to file a Notice of Completion; and 3) Authorize release of retention, thirty-five (35) days after the Notice of Completion has been recorded, if no liens have been filed.

**BACKGROUND:**

On June 5, 2018, California voters approved Proposition 68, the “Parks and Water Bond Act of 2018” (Senate Bill 5). The “Per Capita Program”, administered by California State Park’s Office of Grants and Local Services (OGALS), was established through this proposition with the intent of supplementing existing capital outlay expenditures for recreation purposes. Allocations for the Per Capita Program are determined based on the population of cities, counties, or other eligible districts. Under this program, grant recipients are encouraged to utilize awards to rehabilitate existing infrastructure and to address deficiencies in neighborhoods lacking access to the outdoors.

On October 22, 2019, the City Council adopted a Resolution authorizing the City Manager to submit a grant application and associated documents for the “Per Capita Program.” On October 26, 2021, a project proposal was presented to the Council for the Inclusive Elm Street Park Playground Replacement Project (Project) consisting of Play-On Technology Promoting Physical Activity, the 7 Principles of Inclusive Playground Design, an Outdoor Adult Fitness Zone, and NatureGrounds, qualifying the playground for four National Demonstration Site accreditations which would be the first in the nation. The Project, as well the appropriation of additional funding totaling \$369,484, were approved by Council. On December 2, 2021, the application for the Per Capita Grant Program was approved and signed by the State, awarding \$177,952 to the Project.

On November 9, 2021, Council approved the purchase of the playground equipment with Play & Park Structures through OMNIA Partners purchasing cooperative. On March 8, 2022, Council approved the purchase of the PIP surfacing and installation of the equipment with Play & Park Structures through the OMNIA Partners purchasing cooperative. On August 8, 2022, Council awarded a construction contract to Central Coast Playgrounds, Inc. for the installation of the playground equipment.

**ANALYSIS OF ISSUES:**

The contractor has completed the work in accordance with the approved plans and specifications within the contract time frame, under the available budget, and there are no outstanding issues. On November 4, 2022, a ribbon cutting was held to open for Project to the public. It was well attended and the new playground was well received. It is, therefore, recommended that the City accept the Elm Street Park Inclusive Playground Replacement Project and begin the one-year warranty period for defects that may arise.

**City Council**

**Consideration of Acceptance of the Elm Street Park Inclusive Playground Replacement Project, PW 2020-02**

**January 24, 2023**

**Page 3**

**ALTERNATIVES:**

The following alternatives are provided for the Council's consideration:

1. 1) Accept the project improvements as constructed by Park and Play Structures and Central Coast Playgrounds, Inc. in accordance with the plans and specifications for the Elm Street Park Inclusive Playground Replacement Project, PW 2020-02; 2) Direct staff to file a Notice of Completion; and 3) Authorize release of retention, thirty-five (35) days after the Notice of Completion has been recorded, if no liens have been filed;
2. Do not accept the Project improvements;
3. Accept the Project improvements, but do not authorize release of retention; or
4. Provide other direction to staff.

**ADVANTAGES:**

The Project is complete and accepting the improvements will allow staff to close out the Project. The Project includes an inclusive playground incorporating NatureGrounds, Play-On Technology Promoting Physical Activity, the 7 Principles of Inclusive Playground Design and an Outdoor Adult Fitness Zone and is well received by the community.

**DISADVANTAGES:**

No disadvantages have been identified.

**ENVIRONMENTAL REVIEW:**

No environmental review is needed to accept the project.

**PUBLIC NOTIFICATION AND COMMENTS:**

The Agenda was posted at City Hall and on the City's website in accordance with Government Code Section 54954.2.

Attachments:

1. Notice of Completion