

# CITY OF PALM DESERT STAFF REPORT

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MEETING DATE: May 23, 2024

PREPARED BY: Shawn Muir, Community Services Manager

REQUEST: AWARD CONTRACT TO GAMETIME IN THE AMOUNT OF \$157,490 FOR IMPROVEMENTS AT CIVIC CENTER DOG PARK (PROJECT NO. CFA00011)

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## **RECOMMENDATION:**

1. Waive any minor proposal irregularities and award a contract to Playcore Wisconsin, Inc., dba GameTime of Fort Payne, Alabama, in an amount not to exceed \$157,490 for improvements at Civic Center Dog Park.
2. Authorize the Director of Finance to set aside a contingency in the amount of \$20,000 for unforeseen circumstances.
3. Authorize the City Manager to review and approve change orders for any unforeseen circumstances per Section 3.30.170 of Ordinance No. 1392.
4. Authorize the City Attorney to make any necessary, non-monetary changes to the Agreement.
5. Authorize the City Manager to execute said agreement and contract amendments as needed to complete said work.

## **BACKGROUND/ANALYSIS:**

The Civic Center Dog Park is one of the most used dog parks in the City of Palm Desert. Due to its heavy use, staff identified several areas in which the park requires improvement in order to uphold the City standards. These improvements included the replacement of the shade structure and installation of new park furnishings. On August 20, 2023, Tropical Storm Hilary brought unprecedented rain and wind to the Coachella Valley which caused further damage to the dog park shade structure. Therefore, the replacement of the shade structure is inevitable. The storm also identified drainage and compaction issues, which staff intends to correct with the construction of landscape improvements.

For the dog park shade improvements, staff did not solicit multiple proposals. Instead following Section 3.30.160 of the Purchasing Policy, a cooperative agreement was utilized to ensure the competitive bidding process was met. Previously, the City contracted with GameTime, OMNIA cooperative agreement No. 2017001134, for multiple parks and recreation projects with positive outcomes. For this reason, staff request awarding the attached agreement with GameTime to install the proposed improvements.

## **Legal Review:**

This report has been reviewed by the City Attorney's office.

**FINANCIAL IMPACT:**

The approved Capital Improvement Project (CIP) List for Fiscal Year 2023/24 included \$450,000 for the Civic Center Dog Park Improvements Project. After the repairs damages caused by Tropical Storm Hilary, the cost of the project was increased due to the need to improve the quality of the shade structure and landscaping. For this reason, on March 14, 2024, the City Council approved an appropriation from City Facility Reserve Funds to Account No. 4004674-4400100 to provide the amount necessary to cover the difference between the budget and actual project cost. Therefore, there is no additional financial impact to the general fund with this approval.

Description	Budget	Improvements	Account Balance
<b>Civic Center Dog Park (CFA00011)</b>	\$450,000		
<b>04/14/24 Appropriation</b>	\$810,317		
Restroom Remodel		\$177,698.52	
Dog Park Photometric Study		\$9,000.00	
Dog Park Shade Structure Order		\$106,150.27	
Paint Light Fixtures		\$17,900.00	
Dog Park Lighting Replacement		\$85,538.70	
Dog Park Fence Replacement		\$451,329.09	
Turf and Drainage Improvement (Estimate)		\$225,000	
<b>*Shade Structure / Furnishings Installation</b>		<b>*\$157,490.00</b>	
<b>*Shade Structure Contingency</b>		<b>\$20,000.00</b>	
<b>TOTAL</b>	<b>\$1,260,317</b>	<b>\$1,225,106.58</b>	<b>\$10,210.42</b>

*\*Current request*

**ATTACHMENTS:**

1. GameTime Proposal
2. Agreement
3. Performance and Payment Bonds