



**PURCHASING ITEM  
FOR  
COUNCIL AGENDA  
Memo No. CA08-028**

1. Agenda Item Number:

**24**

2. Council Meeting Date:  
August 23, 2007

**TO: MAYOR & COUNCIL**

3. Date Prepared: July 27, 2007

**THROUGH: CITY MANAGER**

4. Requesting Department: Community Services

**5. SUBJECT:** Award a project agreement to Valley Rain Construction Corporation for construction for Neighborhood Park Improvements, Project No. PR0710-402, in an amount not to exceed \$247,869 under Job Order Contract JOC05-06.

**6. RECOMMENDATION:** Staff recommends that Council award a project agreement to Valley Rain Construction Corporation for construction for Neighborhood Park Improvements, Project No. PR0710-402, in an amount not to exceed \$247,869 under Job Order Contract JOC05-06.

**7. BACKGROUND/DISCUSSION:** Each year citizens make requests to the Community Services Department for improvements in many of the City's existing neighborhood parks. This project is for improvements at the existing neighborhood park site, San Tan Park, and includes installation of one new ramada, removal and replacement of landscaping, and irrigation system renovations at this site.

San Tan Park is a 14.16 acre neighborhood park in the square mile bounded by Cooper Road, Gilbert Road, Chandler Blvd. and Pecos Road. Existing amenities at this park include sports courts, playground, and walking paths. This park was originally constructed in 1985. Completion time for this project is 90 days.

**8. EVALUATION:** On April 12, 2007 Council approved a one-year extension to Job Order Contract, Number JOC 05-06, awarded by Council on May 25, 2006 to Valley Rain Construction Corporation for general contracting construction services to City facilities. The costs proposed for this project have been reviewed by City Staff and compared to historical prices for similar City projects.

**9. FINANCIAL IMPLICATIONS:**

Cost: \$247,869  
Savings: N/A  
Long Term Costs: N/A

**Fund Source:**

| <u>Acct. No.:</u>         | <u>Fund Name:</u>        | <u>Program Name:</u>                    | <u>CIP Funded:</u> | <u>Amount:</u> |
|---------------------------|--------------------------|---|--------------------|----------------|
| 420.4580.0000.6611.8PR049 | General Obligation Bonds | Existing Neighborhood Park Improvements | FY 07/08           | \$247,869      |

**10. PROPOSED MOTION:** Move that Council award a project agreement to Valley Rain Construction Corporation for construction for Neighborhood Park Improvements, Project No. PR0710-402, in an amount not to exceed \$247,869 under Job Order Contract JOC05-06, and authorize the Mayor to sign the contract documents.

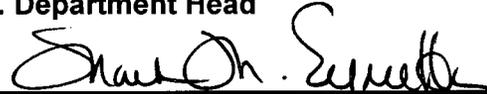
**ATTACHMENTS:** Location Map

**APPROVALS**

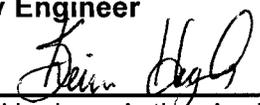
**11. Requesting Department**

  
Mickey Ohland, Park Development and Operations Manager

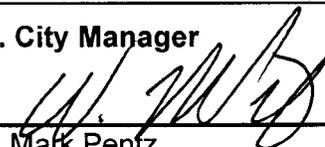
**13. Department Head**

  
Mark M. Eynatten, Community Services Director

**12. City Engineer**

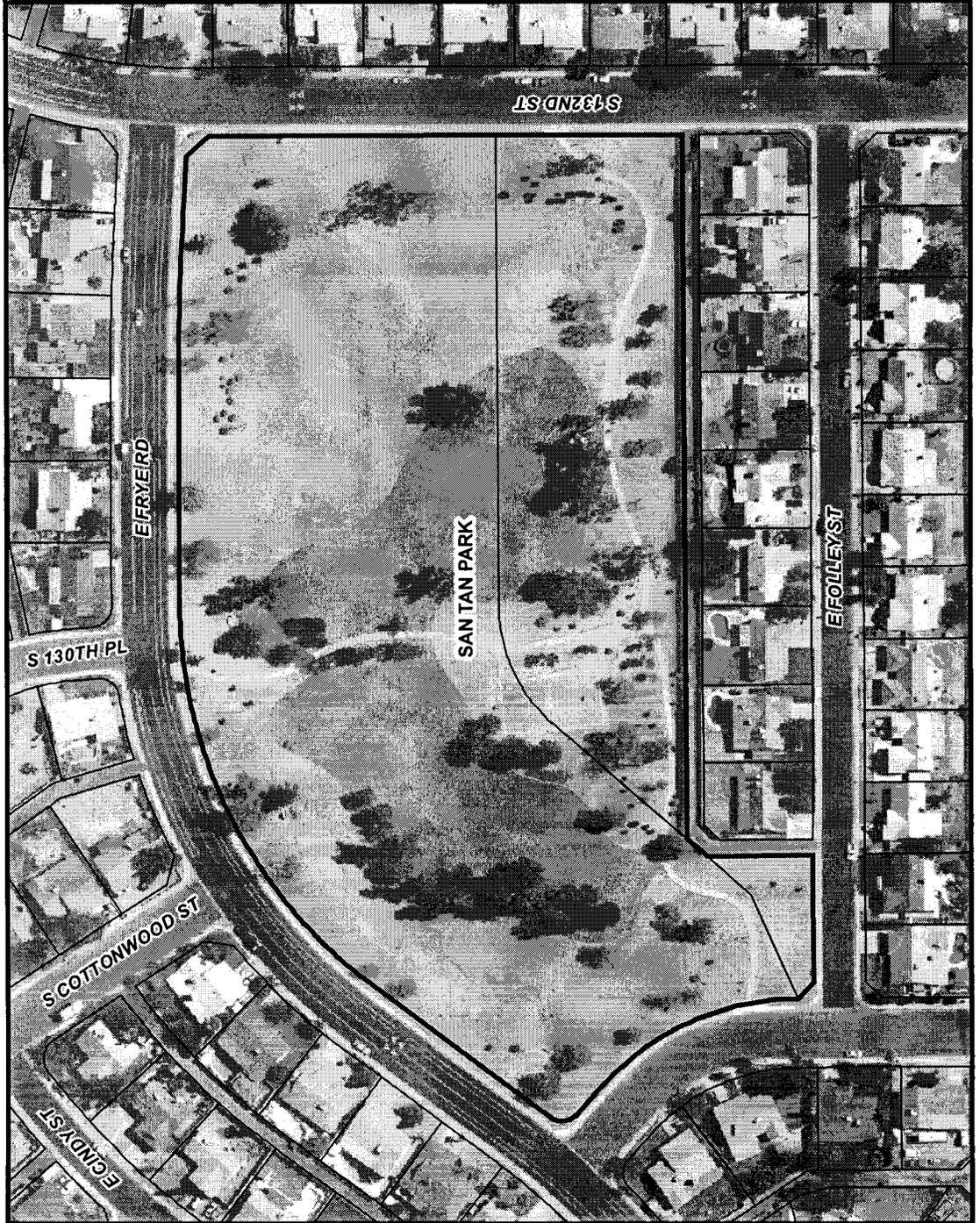
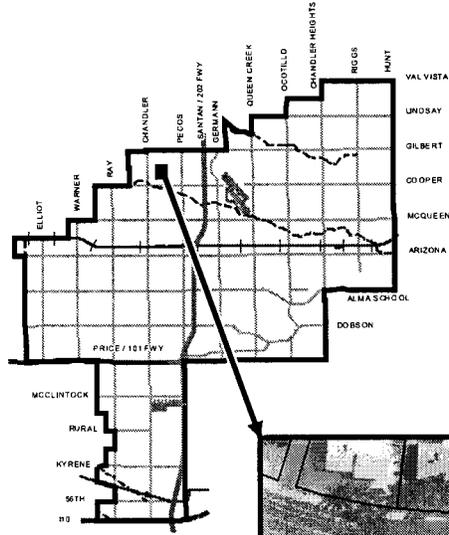
  
Sheina Hughes, Acting Assistant Public Works Director/City Engineer

**14. City Manager**

  
W. Mark Pentz



# NEIGHBORHOOD PARK IMPROVEMENTS PROJECT NO. PR0710-402



MEMO NO. CA08-028



**PROJECT AGREEMENT  
PURSUANT TO JOB ORDER CONTRACT NO. JOC 05-06**

**AGREEMENT NO: PR0710-402**  
**PROJECT NAME (or LOCATION): Neighborhood Park Improvements**  
**DEPT.: Community Services**

This AGREEMENT is made this \_\_\_\_\_ day of \_\_\_\_\_ 2007, by and between the City of Chandler, a municipal corporation (hereinafter referred to as "CITY") and Valley Rain Construction Corporation, incorporated in the state of Arizona, (hereinafter referred to as "JOC") and is a Job Order entered into pursuant to JOB ORDER CONTRACT NO. JOC 05-06.

CITY and JOC, in consideration of the mutual covenants herein set forth, agree as follows:

**ARTICLE 1. DESCRIPTION OF WORK**

This Job Order Project is Neighborhood Park Improvements, Project Number PR0710-402. The scope of work consists of removing and replacing landscaping, renovating the irrigation system, and constructing an additional Ramada, all as more particularly set forth in Exhibit A attached hereto and incorporated herein by reference.

The JOC shall not accept any change of scope, or change in contract provisions, unless issued in writing, as a contract amendment or change order and signed by the authorized signatories for each party.

**ARTICLE 2. CONTRACT PRICE**

CITY shall pay JOC for completion of the Work in accordance with the Contract Documents a fee not to exceed the Guaranteed Maximum Price of Two Hundred Forty Seven Thousand Eight Hundred Sixty Nine Dollars (\$247,869) determined and payable as set forth in Contract JOC 05-06 and Exhibit B attached hereto and made a part hereof by reference.

**ARTICLE 3. CONTRACT TIME & SCHEDULE**

The Contract Time is Ninety days and JOC agrees to complete all Construction within Ninety (90) days from the effective date of the Notice to Proceed.

**ARTICLE 4. GENERAL**

This Project Agreement is entered into pursuant to JOB ORDER CONTRACT NO. JOC 05-06 and the terms and conditions contained therein are incorporated herein by reference as if set forth in full.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement on the day and year first written above.

This Agreement will be effective upon execution by the both parties.

IN WITNESS WHEREOF, the parties have hereunto subscribed their names to this \_\_\_\_\_ day of \_\_\_\_\_ 2007.  
CITY OF CHANDLER

\_\_\_\_\_  
DEPARTMENT HEAD/DESIGNEE      DATE:

ADDRESS FOR NOTICE  
City of Chandler  
P.O. Box 4008, Mail Stop 407  
Chandler, AZ 85244-4008  
480-782-3307

APPROVED AS TO FORM:

\_\_\_\_\_  
By: \_\_\_\_\_  
ATTEST:

\_\_\_\_\_  
City Clerk

FOR THE JOC:  
By: \_\_\_\_\_  
Title: Valley Rain Construction

ADDRESS FOR NOTICE  
Mr. Daniel Kuwitzky  
Valley Rain  
1614 E. Curry Rd.  
Tempe, AZ 85281

Phone: 894-2835  
Fax: 966-1450

**EXHIBIT A  
SCOPE OF WORK**

JOC shall provide all materials and labor to perform park improvements to the existing San Tan Park at 2301 East Frye. JOC shall remove shrubs and plant new shrubs, plant new trees, and install a 1" DG. JOC shall install Drip Irrigation System and construct and install new Ramada with electrical.

**EXHIBIT B  
FEE SCHEDULE**

| <b>Item</b>            | <b>Item Description</b> | <b>Qty</b> | <b>Unit</b> | <b>Unit Price</b> | <b>Extension</b>  |
|------------------------|-------------------------|------------|-------------|-------------------|-------------------|
| 1                      | Shrubs Removal          | 1          | Ls          | \$4,870.00        | 4,870.00          |
| 2                      | Plant New Shrubs        | 600        | Ea          | \$8.15            | 4,890.00          |
| 3                      | Plant New Trees         | 50         | Ea          | \$244.00          | 12,200.00         |
| 4                      | 1" DG                   | 290,000    | Sf          | \$0.26            | 75,400.00         |
| 5                      | Ramada with Electrical  | 1          | Ls          | \$21,220.00       | 21,220.00         |
| 6                      | Irrigation System       | 1          | Ls          | \$51,600.00       | 51,600.00         |
| 7                      | Engineer (Allowance)    | 1          | Ls          | \$500.00          | 500.00            |
| 8                      | General Conditions      | 1          | Ls          | \$34,100.00       | 34,100.00         |
| 9                      | Contingency             | 1          | Ls          | \$5,000.00        | 5,000.00          |
| 10                     | Fee                     | 1          | Ls          | \$38,089.00       | 38,089.00         |
| <b>Total Bid Price</b> |                         |            |             |                   | <b>247,869.00</b> |

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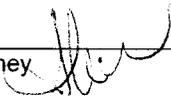
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City Attorney 

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ATTEST:

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