



# STAFF REPORT

## CITY of YORBA LINDA

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### PARKS AND RECREATION DEPARTMENT

**DATE:** SEPTEMBER 20, 2022

**TO:** HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

**FROM:** MICHEAL KUDRON, DIRECTOR OF PARKS AND RECREATION  
**PREPARED BY:** JEFF RUTH, PARKS AND RECREATION SUPERINTENDENT

**SUBJECT:** ADVENTURE PLAYGROUND ADMINISTRATIVE CHANGES WITH NINYO & MOORE

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### RECOMMENDATION

It is recommended that the City Council:

- Approve Amendment No 1 to the September 24, 2021, Agreement with Ninyo & Moore extending services through December 30, 2022.
- Approve Change Order No 2 for geological and materials testing services with Ninyo & Moore in the amount of \$35,000.

### BACKGROUND

On July 20, 2021, City Council approved the plans and specifications and awarded the contract for the Adventure Playground Renovation project to Lehman Construction. Construction began on September 13, 2021 and is expected to be completed in November 2022.

### DISCUSSION

Ninyo & Moore was contracted to provide geological and material testing services and is now serving as the Geotechnical Engineer-of-Record for the project. Change Order No 2 provides additional funding for the services provided by Ninyo & Moore which includes geotechnical engineering consultation, observing, testing, and certification of excavation, backfill, compaction of soil and concrete pours, and deputy inspections. Unfortunately, the soil conditions at Adventure Playground are not ideal and additional geotechnical services have been required including deputy inspections for various components of the project (i.e. welding, bolt torques, etc.). In addition, review and approval of submittals and redesigned plans are being completed which were not previously anticipated.

### FISCAL IMPACT

Sufficient funds have been identified in the contingency budget to account for the additional services in Change Order No 2. Per Administrative Policy: A-F-5 Purchase, Bidding, and

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Contracting, the amount of the change order for Ninyo & Moore necessitates City Council approval.

### **ALTERNATIVES**

The City Council may not approve Amendment No. 1 and Change Order No 2 and provide direction to staff.

### **ATTACHMENTS**

1. Amendment No 1 with Ninyo & Moore.
  2. Change Order No 2 with Ninyo & Moore.
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