

MOTION BY SUPERVISOR MARK RIDLEY-THOMAS

APRIL 14, 2020

Implementation of Earvin “Magic” Johnson Park Phase 1B

On October 15, 2019, the Los Angeles County Board of Supervisors (Board) approved the 2019 Revised Master Plan for the Earvin “Magic” Johnson Park (Park) located at 905 East El Segundo Boulevard, in the unincorporated community of Willowbrook (2019 Master Plan), and approved Phase 1B of the 2019 Master Plan (Phase 1B), Capital Project No. 69521 (Project), which will transform the former Ujima Village housing site into a recreational amenity with new drought tolerant landscaping and turf, exercise equipment, irrigation, lighting, pedestrian walkways, an overflow parking area, off-leash dog area, and a new maintenance yard. The previously-approved Project budget for Phase 1B was \$7,080,000, which was funded by \$6,079,000 of Capital Project Funds available to the Second Supervisorial District, and \$1,001,000 of unspent funds previously allocated to the Los Angeles County Development Authority (LACDA) for the demolition of concrete slabs on the former Ujima Village housing project site. The Board authorized the Director of Parks and Recreation to utilize \$1,000,000 of the budget for a design consultant to provide engineered drawings and specifications for the Project.

Over the past few months, the Project scope has been further developed and refined by adding a paved parking lot, eliminating the maintenance yard and changing the

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MOTION

SOLIS _____

RIDLEY-THOMAS _____

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BARGER _____

BIDS: May 20, 2020 @ 2:00 p.m.

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grading to transition from the existing park to the new 16-acre site. A more recent cost estimate validated the revised Project budget of \$11,019,000. To fully fund the Project, an additional \$3,939,000 is required, of which \$200,000 of Public Works funds available to the Second Supervisorial District should be allocated to complete the road vacation construction on Wadsworth Avenue north of E. 126th Street, as well as, \$3,739,000 in Measure A and Utility User Tax – Measure U Funds available to the Second Supervisorial District to complete the recreational amenities at the former Ujima Village housing project site.

The Acting Executive Director of LACDA which is overseeing the construction of the Project, is now recommending that the Board adopt the plans and specifications for Phase 1B, instruct the Executive Officer of the Board to advertise for bids for the construction of Phase 1B, and authorize the Acting Executive Director of LACDA to award a construction contract to the apparent lowest responsive and responsible bidder if the low bid can be awarded within an approved total construction Project budget of \$8,042,445.

The recommended actions fall within the scope of Addendum No. 2 to the Certified Final Environmental Impact Report (FEIR) for the 2019 Master Plan, which was certified on October 15, 2019. These recommended actions, which relate to changes and amounts to the funding sources and a refinement in the scope of work for the Project, do not result in new or more severe significant environmental impacts. There are no changes to the Project or circumstances under which the Project is undertaken that require further review under the California Environmental Quality Act.

I THEREFORE MOVE THAT THE BOARD OF SUPERVISORS:

1. Determine that the recommended actions are within the scope of the impacts analyzed in Addendum No. 2 to the Certified Final Environmental Impact Report as approved by the Board of Supervisors on October 15, 2019 for the Earvin “Magic” Johnson Park 2019 Master Plan Project (2019 Master Plan);

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2. Approve the revised total Project budget of \$11,019,000 for Phase 1B of the 2019 Master Plan of the Earvin “Magic” Johnson Park Project (Project) from the previously approved budget of \$7,080,000, funded with the following additional resources; \$1,080,000 in Regional Park and Open Space District (RPOSD) Measure A Funds, \$2,659,000 in Utility User Tax – Measure U, and \$200,000 in Measure R Local Return funds available to the Second Supervisorial District;
3. Authorize the Acting Director of the Department of Parks and Recreation, or her designee, to execute and/or if necessary, amend a funding agreement and all related documents for the Project between the County of Los Angeles (County), through the Department of Parks and Recreation, and the Los Angeles County Development Authority (LACDA) to fund the Project with the following sources: \$1,080,000 in Measure A Funds, and \$200,000 in Measure R Local Return funds available to the Second Supervisorial District;
4. Approve the attached appropriation adjustment to transfer \$2,659,000 in Second District Utility User Tax – Measure U to the Chief Executive Office’s (CEO) Project and Facility Development (PFD) Budget, and allocate \$1,080,000 in RPOSD Measure A Funds in the Department of Park and Recreation’s operating budget to fund the necessary funding agreements with LACDA which will manage the construction of the Project;
5. Upon approval of the allocation of additional \$1,080,000 in RPOSD’s Measure A Funds, transfer a cash advance not to exceed 50% of 1,080,000 in the amount of \$540,000, via Department of Parks and Recreation’s Operating Budget to LACDA to be used for Phase 1B;
6. Authorize the Chief Executive Officer, or her designee, to amend the existing funding agreement, and all related documents, between the County and LACDA for the Project to transfer \$2,659,000 in Second District Utility User Tax – Measure U to further fund the construction of the Project;

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7. Authorize the Director of Public Works, or his designee, to transfer \$200,000 in Fiscal Year 2019-20 from Public Works Measure R Local Return Fund available to the Second Supervisorial District to LACDA to be used for the vacation construction on Wadsworth Avenue north of East 126th Street upon execution of the new or revised funding agreement between the County, through the Department of Parks and Recreation, and LACDA to award the subject funds;
8. Authorize LACDA to execute the Project on behalf of the County; and
9. Authorize the Acting Executive Director of LACDA, or his designee, to approve and accept the Project at completion on behalf of the County.

I FURTHER MOVE THAT THE BOARD OF SUPERVISORS, ACTING AS THE BOARD OF COMMISSIONERS FOR THE LOS ANGELES COUNTY DEVELOPMENT AUTHORITY:

1. Determine as a responsible agency that the recommended actions are within the scope of the impacts analyzed in the Addendum No. 2 to the Certified Final Environmental Impact Report as approved by the Board of Commissioners of LACDA on October 15, 2019 for the Earvin "Magic" Johnson Park 2019 Master Plan (2019 Master Plan);
2. Authorize LACDA to carry the Project on behalf of the County;
3. Authorize the Acting Executive Director, or his designee, to execute and/or if necessary, amend a funding agreement and all related documents for the Project between the County Department of Parks and Recreation and LACDA to fund the Project with the following sources: \$1,080,000 in Measure A Funds, and \$200,000 in Measure R Local Return funds available to the Second Supervisorial District;
4. Authorize the Acting Executive Director, or his designee, to amend the existing funding agreement, and all related documents, between the County and LACDA for Phase 1B to transfer \$2,659,000 in Second District Utility

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User Tax – Measure U to further fund the construction of Phase 1B, thereby increasing the total amount under the funding agreement from \$6,080,000 to \$8,739,000 for the Project;

5. Authorize the Acting Executive Director, or his designee, to accept and incorporate the above funds into LACDA's approved Fiscal Year 2019-2020 budget as needed;
6. Adopt the plans and specifications that are on file with LACDA's Construction Management Unit;
7. Instruct the Executive Officer of the Board of Supervisors to advertise for bids, in accordance with the attached Instruction Sheet for Publishing Legal Advertisements;
8. Authorize the Acting Executive Director, or his designee, to make a determination that a bid is non-responsive and to reject a bid on that basis, to award to the next lowest responsive and responsible bidder, and to waive inconsequential and non-material deficiencies in bids submitted. Upon such determination, authorize the Acting Executive Director, or his designee, to award and execute a construction contract, in the form previously approved by County Counsel, to the apparent lowest responsive and responsible bidder if the low bid can be awarded within the approved total Project budget, to establish the effective date of the contract upon receipt by LACDA of acceptable performance and payment bonds and evidence of required contractor insurance, and to determine and, as necessary and appropriate, to terminate the contractor's right to proceed with the performance of the contract or to terminate the contract for convenience, and to take all other actions necessary and appropriate to deliver the Project;
9. Approve a contingency amount of up to 15% of the construction contract using the same source of funds, except Measure R Local Return funds, for unforeseen Project costs and authorize the Acting Executive Director, or his

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designee, to approve individual change orders or additions in the work being performed under the contract, and use the contingency amount for such changes or additions pursuant to the authority and subject to limitations set forth in California Public Contract Code Section 20142; and

10. Authorize the Acting Executive Director, or his designee, to approve and accept the Project at completion on behalf of the County.

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**CONSTRUCTION CONTRACT
EARVIN “MAGIC” JOHNSON PARK PHASE 1B1 IMPLEMENTATION PROJECT
APPROVE, ADOPT, AND ADVERTISE
LACDA BID NO. 20-033**

PUBLISHING LEGAL ADVERTISEMENTS: In accordance with the State of California Public Contract Code Section 20125, you may publish once a week for 2 weeks in a weekly newspaper or ten times in a daily newspaper. Forward three reprints of this advertisement to The Los Angeles County Development Authority, Construction Management Unit, to the attention of Ms. Vivian Saavedra, 700 West Main Street, Alhambra, CA 91801.

**OFFICIAL NOTICE
INVITING BIDS**

Sealed Bids are hereby requested by the Los Angeles County Development Authority (“LACDA”) for the Earvin “Magic” Johnson Park Phase 1B Project located at 905 E. El Segundo Blvd., Los Angeles, CA 90059. Bids will be received at 700 W. Main Street, Alhambra, CA 91801 up to and until **2:00 p.m., May 20, 2020**. All bids will be opened and read before the public at the above-mentioned time and address. Bids must provide full disclosure on False Claim Act violations, pertinent civil litigation history, criminal convictions, debarments, and labor law/payroll violations on the forms provided in Part C. Failure to complete these forms may result in a determination that the bidder is non-responsive and/or not responsible. Bidders shall guarantee their bid for a minimum of 120 days.

| <u>SD</u> | <u>PROJECT</u> | <u>LACDA BID NO.</u> | <u>DATE OF BID OPENING</u> |
|------------------|---|-----------------------------|-----------------------------------|
| 2 | Earvin “Magic” Johnson Park Phase 1B 941 E. 126 th Street Los Angeles, CA 90059 | LACDA 20-033 | May 20, 2020 |

Contractors interested in bidding are invited to access our website at www.lacda.org to download a free copy of the complete Bid Documents. Please contact Vivian Saavedra if you need assistance downloading the Bid Documents from the website. Bid documents will be available beginning **April 22, 2020 by 5 p.m.** Si usted requiere mas informacion sobre este anuncio, por favor llame a Becky Cerecedes al telefono (626) 586-1789.

The LACDA reserves the right to reject any and all bids. This solicitation for Bids is not a contract or commitment of any kind. The LACDA is not liable for costs or expenses incurred in the preparation of the respondents’ Bid. It reserves the right to issue supplementary information or guidelines related to this Notice to Bid. Notwithstanding any other provision herein, the LACDA reserves the right in its sole discretion to waive minor technical deficiencies in the bids. The LACDA ensures equal opportunity in the award and performance of any contract to all persons, without regard to race, color, sex,

religion, national origin, ancestry, age, marital status, or disability.

REQUIREMENTS

- California Class A - General Engineering Contractor, and C-27 - Landscaping Contractor.
- 10% Bid Bond Required
- 100% Performance and 100% Payment Bonds
- Completion of the project within 210 Calendar Days
- State Prevailing Wage Requirements
- Compliance with Senate Bill 854
- Greater Avenues for Independence (GAIN) Program and General Relief Opportunity for Work (GROW) Program
- Equal Employment Opportunity (EEO) Act
- Jury Service Program
- Child Support Compliance
- Claims History Disclosures
- Defaulted Property Tax Reduction Program
- Nonprofit Integrity Act
- Local Small Business Enterprise Preference Program
- Local and Targeted Worker Hiring
- Zero Tolerance Human Trafficking Policy
- Compliance with Fair Chance Employment Hiring Practices Certification
- General Liability Insurance with Additional Insured Endorsement (shall include completed operations and be on a primary and non-contributory basis)
- Pollution Liability insurance including coverage for bodily injury, property damages, and environmental damage
- Workers' Compensation Insurance (shall be statutory and include employer's liability and a waiver of subrogation)
- Automobile Insurance, coverage shall be on a primary and non-contributory basis (coverage shall include owned, hired, non-owned, or any auto)

Mandatory job experience required – All bidders responding to this solicitation **shall have completed within the last 5 years preceding the bid due date**: At least three large scale (greater than 10 acres) landscape projects that included extensive grading, installation of underground utilities, and drought tolerant plantings. At least one of the project shall have been constructed on a brownfield site.

Failure to meet the foregoing requirements shall result in disqualification of the bid for failure to meet the mandatory minimum requirements of the bid. However, the LACDA, in its sole discretion, may determine, based upon the information submitted, whether the bidder meets the requirements set forth hereinabove.

All bidders must complete Part C (in its entirety).

PREBID CONFERENCE

The **MANDATORY** pre-bid conference shall be conducted on **April 29, 2020** at **9:00 a.m.** at the project site located at 941 E. 126th Street, Los Angeles, California, 90059. Questions may be submitted in writing by e-mail to vivian.saavedra@lacda.org. Questions are due **no later than 11:00 a.m., May 6, 2020** Questions submitted after that time **will not be** accepted. The project consists of grading approximately 16 acres, adding built up landscape berms, underground utilities, one new paved parking area and an unpaved overflow parking area, multi-use paths, site lighting, signage and related improvements. Contractors are responsible for verifying site & building conditions prior to submitting their bid.

CELIA ZAVALA, EXECUTIVE OFFICER
OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF LOS ANGELES