

**MOORPARK CITY COUNCIL
AGENDA REPORT**

TO: The Honorable City Council

FROM: Tom Kruse Parks, Recreation & Community Services Director 

Prepared By: Allen M. Walter, Landscape and Parks Superintendent

DATE: January 4, 2010 (CC meeting of January 20, 2010)

SUBJECT: Consider Agreement Amendment with Azteca Landscape for Landscape Maintenance Services for Poindexter Park Expansion Project

DISCUSSION

On Saturday, December 5, 2009, California Skateparks Inc. concluded all construction requirements at Poindexter Park expansion and the new 2.3 acre addition opened to the public. On December 5, California Skateparks Inc. was relieved of the skate park and all hardscape area responsibilities per the construction contract and continued their 90-day maintenance period that began on November 18, 2009, maintaining all irrigation and plant material.

The split of responsibilities required to maintain the park expansion required Azteca, the City's current park landscape maintenance contractor for landscape maintenance services at Poindexter Park, to be contracted for the balance of the 90-day maintenance period to supply skate park and hardscape maintenance. Azteca's landscape services for the skate park and hardscape areas began on December 7, 2009, at \$300.00 a month, concluding on February 22, 2010. The in-house landscape services provided by California Skateparks Inc. will continue to maintain irrigation and planted material until February 22.

The 90-day maintenance period with California Skateparks Inc. will end February 22, 2010. Staff requested a price proposal from Azteca Landscape Services to add the Poindexter Park 2.3 acre expansion project area. Azteca Landscape Services provided a proposal of \$750.00 per month to add the 2.3 acre park expansion to the park Landscape Contract. Staff included sufficient funds in the FY 2009/10 budget for the additional landscape services. It is anticipated that the City will assume full maintenance responsibility on February 22, 2010.

FISCAL IMPACT

Park maintenance is funded from the City's Park Maintenance Fund, comprised of revenues from the Park Improvement and Maintenance Assessment budgets. Since the assessment does not generate sufficient revenue to offset expenses, the City uses General Fund monies in the amount of approximately \$1.2 million. With the assumption of maintenance responsibility for the Poindexter Park expansion, the General Fund contribution to the Park Maintenance Fund will increase.

Staff anticipated the Poindexter Park expansion increase in maintenance service cost and increased FY 2009/10 budget to manage the increased cost. The FY 2009/10 budget appropriated an additional \$6,000 for five (5) months to accommodate the increased maintenance services for the park expansion. The FY 2009/10 budget increased from \$20,200 to \$26,200, to incorporate the additional landscaped maintenance service costs.

Poindexter Park's current monthly fee of \$1,650 will increase by \$750, for a total of \$2,400 per month. The total increase to Azteca for the current fiscal year is \$3,900: \$810 for the California Skateparks current 81-day maintenance period balance, and then \$3,000 for the four remaining months of FY 2009/10. Poindexter Park's annual cost of \$19,800 will increase to \$23,700.

FY 2010/11, Azteca's Agreement for park landscape maintenance services will increase by 2% (\$2,448), increasing Poindexter Park's annual cost from \$23,700 to \$29,376.

STAFF RECOMMENDATION

Approve an amendment to the City's Agreement with Azteca Landscape to include services at Poindexter Park, and authorize the City Manager to execute said amendment.

Attachments:

Amendment No.2, to Azteca Landscape Agreement

AMENDMENT NO. 2

**AGREEMENT BETWEEN THE CITY OF MOORPARK
AND AZTECA LANDSCAPE FOR PARK LANDSCAPE
MAINTENANCE SERVICES**

THIS AMENDMENT TO AGREEMENT, made and entered into this _____ day of _____ 2009, in the County of Ventura, State of California, by and between the City of Moorpark, a municipal corporation (hereinafter "City") and, Azteca Landscape (hereinafter "Contractor").

WHEREAS, on March 5, 2008, the Moorpark City Council awarded an agreement to Contractor for park landscape maintenance services after conducting a competitive bid process;

WHEREAS, the City now desires to expand the landscape areas to be maintained by Contractor; and

WHEREAS, City and Contractor have met to discuss, and mutually agreed to the amendment as described herein, and now wish to document said agreement by jointly approving this amendment to the aforementioned Agreement.

NOW, THEREFORE, it is hereby agreed by and between the parties that:

I. Areas to be Maintained

Exhibit C of Agreement, is hereby amended as identified in Exhibit A-1 of this Amendment, attached hereto and made a part hereof. Said areas to be maintained by Contractor have hereby expanded on March 5, 2010, to include:

- 1) Poindexter Park expansion and Skate Park, 500 Poindexter Avenue.

II. Compensation

Exhibit D of Agreement, is hereby amended as identified in Exhibit B-1 of this Amendment, attached hereto and made a part hereof. Monthly compensation to the contractor shall increase to include the landscape service areas identified in Section 1 of this Amendment as follows:

- 1) Poindexter Park monthly fee is \$1,650, (One thousand six hundred fifty dollars) will increase by \$750 (Seven hundred fifty dollars) to \$2,400 per month in FY 2009/10, and \$2,448. (Two thousand four hundred forty-eight dollars) per month in FY 2010/11.

III. Remaining Provisions

All other provisions of the aforesaid Agreement shall remain in full force and effect.

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

CITY OF MOORPARK

AZTECA LANDSCAPE

By _____
Steven Kueny, City Manager

By _____
Aurora Farias, President

Date: _____

Date: _____

ATTEST:

Deborah S. Traffenstedt, City Clerk

Date: _____

**Exhibit A-1
 Areas to be Maintained**

CITY PARKS SITE DESCRIPTION	SIZE	MAP
1. Arroyo Vista Community Park 4550 Tierra Rejada Road Located northeast of Moorpark High School. Includes pedestrian bridge parking lot at the south end of Leta Yancy Road.	69 Acres	P-5
2. Campus Park 14900 Harvard Street Located at the south end of Duke Street.	2.5 Acres	P-2
3. Campus Canyon Park 6970 Campus Canyon Drive Located at the corner of Collins Drive and Campus Canyon Drive.	5 Acres	P-1
4. Community Center/Civic Center 799 Moorpark Avenue All landscaped areas at the Civic Center Complex (City Hall, Administrative Office, Annex(s), Community Center, parking lots, and Community Center Park.	4.2 Acres	M-1
5. Country Trail Park 11701 ½ Mountain Trail Street Located on the north side of Mountain Trail Street, west of Arroyo West School.	8 Acres	P-6
6. College View Park 15400 Campus Park Drive Located at the corner of Campus Park Dr and Collins Dr	5.5 Acres	P-1
7. Glenwood Park 11800 Harvester Street Located on the south side of Harvester Street.	4.5 Acres	P-4
8. Magnolia Park 296 Magnolia Street Located on Charles Street and Magnolia Street.	1 Acre	P-9

<p>9. Mammoth Highlands Park 7000 Elk Run Drive Located on the north side of Elk Run Drive.</p>	<p>6.9 Acres</p>	<p>P-10</p>
<p>10. Miller Park 4530 Miller Parkway Located on the east side of Miller Parkway.</p>	<p>6.5 Acres</p>	<p>P-8</p>
<p>11. Monte Vista Park 4200 Spring Road Located on the west side of Spring Road, north of Christian Barrett.</p>	<p>5 Acres</p>	<p>P-3</p>
<p>12. Mountain Meadows Park 12432 ½ Mountain Meadow Drive Located at the corner of Mountain Meadow Drive and Mountain Trail Court.</p>	<p>8 Acres</p>	<p>P-5</p>
<p>13. Peach Hill Park 13200 Peach Hill Road Located at the corner of Christian Barrett Road and Peach Hill Road.</p>	<p>10 Acres</p>	<p>P-3</p>
<p>14. Poindexter Park and Skate Park Facility 500 Poindexter Avenue Located south of Poindexter Avenue, west of Chaparral School.</p>	<p>9.8 Acres</p>	<p>P-7</p>
<p>15. Tierra Rejada Park 11900 Mountain Trail Street Located at the southeast corner of Tierra Rejada Road and Mountain Trail Street, including street parkways.</p>	<p>8 Acres</p>	<p>P-5</p>
<p>16. Veterans Memorial 608 Spring Road Located at the corner of Flinn Avenue and Spring Road.</p>	<p>.3 Acre</p>	<p>P-11</p>
<p>17. Virginia Colony Park 5600 Condor Place Located at the corner of Condor Drive and Virginia Colony.</p>	<p>1.5 Acres</p>	<p>P-2</p>
<p>18. Villa Campesina Park 4704 Leta Yancy Road Located at the end of Leta Yancy Rd</p>	<p>.5 Acre</p>	<p>P-5</p>

**EXHIBIT B-1
 COMPENSATION**

		Monthly	Monthly
		Bid Amount	Bid Amount
Parks	Account Number	Year 1	Year 2
1. Arroyo Vista Community Park	2400.7800.7803.9331	\$11,570.00	\$11,801.40
2. Campus Park	2400.7800.7805.9331	\$550.00	\$561.00
3. Campus Canyon Park	2400.7800.7806.9331	\$1,320.00	\$1,346.40
4. Community Center Park & Grounds	2400.7800.7802.9331	\$924.00	\$942.48
5. Country Trail Park	2400.7800.7812.9331	\$1,760.00	\$1,795.20
6. College View Park	2400.7800.7807.9331	\$1,210.00	\$1,234.20
7. Glenwood Park	2400.7800.7813.9331	\$990.00	\$1,009.80
8. Magnolia Park	2400.7800.7816.9331	\$220.00	\$224.00
9. Mammoth Highlands Park	2400.7800.7818.9331	\$1,350.00	\$1,390.50
10. Miller Park	2400.7800.7815.9331	\$1,430.00	\$1,458.60
11. Monte Vista Park	2400.7800.7809.9331	\$1,100.00	\$1,122.00
12. Mountain Meadows Park	2400.7800.7810.9331	\$1,760.00	\$1,795.20
13. Peach Hill Park	2400.7800.7808.9331	\$2,200.00	\$2,244.00
14. Poindexter Park	2400.7800.7801.9331	\$2,400.00	\$2,448.00
15. Tierra Rejada Park	2400.7800.7811.9331	\$1,760.00	\$1,795.20
16. Veterans Memorial	2400.7800.7819.9331	\$195.00	\$200.85
17. Villa Campesina Park	2400.7800.7814.9331	\$200.00	\$204.00
18. Virginia Colony	2400.7800.7804.9331	\$330.00	\$336.60
19. Serenata Trail	2400.7800.7850.9252	\$500.00	\$510.00
	Parks Monthly Totals	\$31,769.00	\$32,452.43