



MOUNTAINS RECREATION & CONSERVATION AUTHORITY

Los Angeles River Center & Gardens
570 West Avenue Twenty-six, Suite 100
Los Angeles, California 90065
Phone (323) 221-9944

MEMORANDUM

TO: The Governing Board

FROM:  Joseph T. Edmiston, FAICP, Hon. ASLA, Executive Officer

DATE: December 4, 2013

SUBJECT: **Agenda Item VI(b): Consideration of resolution authorizing augmentation of the professional services contract with Ninyo and Moore for geotechnical services for the Marsh Street Park project.**

Staff Recommendation: That the Governing Board adopt the attached resolution authorizing augmentation of the professional service contract with Ninyo and Moore for geotechnical services for the Marsh Street Park project.

Background: The Marsh Street Park project is currently under construction. Per the June 5, 2013 Board Action authorizing Ninyo & Moore's original professional services contract, this geotechnical consultant has been providing materials testing and deputy inspection services for the project. The scope of work has included field services, laboratory analyses and preparation of all required reports.

By early November, it was determined that Ninyo & Moore's costs for service has already exceeded their original approved amount and after careful analysis, our construction managers TELACU Construction Management (TCM) concluded that additional, required geotechnical and materials testing would necessitate an increase to the contract in the amount of \$29,174. TCM requested that MRCA consider an increase to the Ninyo & Moore contract in the amount of \$35,004 to cover any other unforeseen costs.

The reasons for this increase includes the following:

- Delay of demolition activities due to time required for MRCA staff to conduct individual meetings with neighbors whose properties abut Marsh Park; these meetings ultimately resulted in MRCA needing to evaluate and re-establish the precise location for our property line wall.
- Delay of Romtec restroom and storage building inspections due to additional unanticipated permitting, required by Los Angeles Department of Building &

Safety (LADBS).

- Incremental excavation, installation and compaction of the storm drain trenches per request of the City of LA inspector - resulting in consultants having to make several additional trips to the site in order to perform multiple inspections.
- Unforeseen conditions for water line servicing the tenant-occupied building resulting in Newman Midland Corporation's inability to excavate 100% of the pavilion structure until water line was re-routed.
- LADBS requirements for multiple compaction reports in lieu of the originally anticipated single report.

All of the above items resulted in re-sequencing of work, thereby preventing simultaneous inspections of various project elements and subsequently requiring additional trips to the site.

Additionally, due to the 10% increase previously authorized by the Board for Ninyo & Moore's original contract amount of \$42,170, staff is requesting an additional augmentation authorization of \$30,787, as opposed to the \$35,004 shown in the Ninyo & Moore proposal, attached.

Consideration: The proposed action would authorize a \$35,004 augmentation of the original contract amount of \$42,107, bringing the total contract amount to \$77,174.