



TO: Mayor and Councilmembers

FROM: Vyto Adomaitis, Neighborhood Services and Public Safety Director

CONTACT: JoAnne Plummer, Parks and Recreation Manager

SUBJECT: Hollister/Kellogg Park Project (9035) Notice of Completion

RECOMMENDATION:

- A. Adopt Resolution No. 19-__ entitled “A Resolution of the City Council of the City of Goleta, California, Authorizing the Filing of a Notice of Completion for the Hollister/Kellogg Park Project (9035)”, and
- B. Direct the City Clerk to file a Notice of Completion with the County Recorder’s Office.

BACKGROUND:

The Hollister/Kellogg Park Project (Project) [Capital Improvement Program (CIP) Project No. 9035] is located at 170 South Kellogg Avenue. The Hollister/Kellogg Park (Park), now renamed the Jonny D. Wallis Neighborhood Park, consists of a 4-acre site in the Old Town neighborhood area of the City of Goleta. The Park includes construction of a new multi-use playing field, open space areas, basketball/tennis court, handball court, pickle ball court, skateboard plaza, playground area with equipment for multiple ages, bocce ball court, picnic areas, perimeter walking path with fitness nodes, restrooms, parking lot, site furnishings, fencing, irrigation, native plant/habitat restoration area and miscellaneous landscaping.

Prior to this project, the Old Town area did not have any park or open space areas that were large enough for team sports activities such as soccer, baseball, softball, football or volleyball. Moreover, there are no schools in the area to provide such opportunities.

The new Park is located in an area of Goleta that is predominantly low- to moderate-income. Nearly 12% of the population in Old Town is below the poverty line. Minorities make up approximately 70% of the population there and 30% of the population in Old Town is under the age of 19. The area is critically underserved in terms of available parks, open space and recreational amenities.

In 1998, Santa Barbara County identified the need for additional active recreation park land in Old Town through adoption of the Goleta Old Town Revitalization Plan. The

City's General Plan/Coastal Land Use Plan also identifies the shortage of parkland in Old Town. It articulates the contrast between the ratios of parkland per 1,000 residents in the entire city versus in Old Town. As of 2005, the City had an overall ratio of 17 acres of parkland per 1,000 residents. However, in Old Town (specifically Census Tract 30.01 with a population of nearly 5,500), the ratio was only about 1.5 acres per 1,000 residents.

Development of the Park has significantly benefited the health and quality of life for youth, seniors and families in the community by greatly improving access to open space and outdoor recreational amenities. The Park also provides a positive outlet for the energy of at-risk youth. According to the National Recreation and Park Association, access to parks and recreation opportunities has been strongly linked to reductions in crime and to reduced juvenile delinquency.

The subject Park site was acquired in June 2011 by the City's former Redevelopment Agency (RDA) using a combination of RDA funding and City Park Development Impact Fee Funding. Through a long process, in January of 2018, the State Department of Finance approved the sale and transfer of the Park site from the Goleta Successor Agency to the City of Goleta. In May of 2018, the City Council awarded a contract to C.S. Legacy, Inc. for the construction of the project and to Filippin Engineering for the construction management, inspections and materials testing related to this project.

DISCUSSION:

On May 21, 2018, the City issued a notice to proceed to C.S. Legacy, Inc. to begin construction of the Park. The work consisted of grading, well abandonment, installation of utilities, sidewalks, a skate park, recreation amenities to include playground equipment, fitness equipment, sport courts, benches, restrooms, trash enclosure, picnic shelters, BBQ pits, concrete game tables and signage, landscaping, turf, decomposed granite path, bike path, parking lot, new concrete and driveway per the project plans, specifications and change orders.

On March 29, 2019, the City received final approvals for the facility, allowing a grand opening celebration to take place on Saturday, March 30th. Over the past three months, the Neighborhood Services and Public Safety Department has finalized construction invoices, record drawings, and project closeout activities.

The Neighborhood Services and Public Safety Department is recommending adoption of the proposed resolution to facilitate the final close-out of this project (Attachment 1). A Notice of Completion pursuant to Public Contract Code §20854 is recommended for approval and direction requested for the City Clerk to file it with the County of Santa Barbara, County Recorder's Office (Attachment 2).

FISCAL IMPACTS:

The construction, contingency, equipment, and construction management, inspection, and materials testing (CMIT) costs were estimated to be \$4,598,705. The actual cost for construction, including quantity changes, equipment, and construction management, totaled \$4,183,032 which is \$415,673 under budget, including the \$125,181 in change orders for construction.

The project was funded with a combination of Redevelopment Agency Funds (\$1,122,649), Park DIF (\$6,184,078) and a grant from the State of California Proposition 84 (\$910,000). The final budget worksheet for the construction and the overall project costs are shown in the tables below. As stated, this project began in early 2011, and the City recorded full title to the property in February 2018 with the Park opening to the public on March 30, 2019.

TOTAL PROJECT COST SUMMARY

Acquisition	
Purchase Price	3,404,864
Legal Fees	26,770
Recording Fees	2,206
Property Surveys/Studies	363,927
Subtotal	\$ 3,797,767
Design/Services	
Design (Van Atta and Associates)	134,998
Planning Workshops	1,548
Utility Relocation	46,615
Other Construction Costs (public notices, mailings, copies, locks, etc.)	15,962
Subtotal	\$ 199,123
Construction/Construction Management/Inspection	
Construction Contract	3,545,726
Construction Change Order Costs	125,181
Construction Quantity Changes	(42,022)
Landscape Maintenance Contract	45,455
CMIT Contract	508,692
Subtotal	4,183,032
TOTAL	\$ 8,179,922

The remaining fund balance is currently programmed to augment Phase Two of this project (CIP Project No. 9111), which is anticipated to include the Splash Pad, the support structures, additional shade structures for picnic areas, additional low fencing, security elements and more.

ALTERNATIVES:

The Council may elect to direct staff not to file a Notice of Completion for the project. If a Notice of Completion is not filed, the time period for subcontractor claims and the associated release of final retention on the Project would be extended from 30 to 90 days.


Reviewed By:

Legal Review By:

Approved By:


Kristine Schmidt
Deputy City Manager


Michael Jenkins
City Attorney


Michelle Greene
City Manager

ATTACHMENTS:

1. A Resolution of the City Council of the City Goleta, California Authorizing the Filing of a Notice of Completion for the Hollister/Kellogg Park Project
2. Notice of Completion for the Crosswalk at South Kellogg Avenue Project

ATTACHMENT 1

Resolution No. 19-__ entitled "A Resolution of the City Council of the City of Goleta, California, Authorizing the Filing of a Notice of Completion for the Hollister/Kellogg Park Project (9035)"

RESOLUTION NO. 19 - ____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
GOLETA, CALIFORNIA AUTHORIZING THE FILING OF A NOTICE
OF COMPLETION FOR THE HOLLISTER/KELLOGG PARK
PROJECT**

WHEREAS, on May 1, 2018, the City of Goleta authorized award of a construction contract to C.S. Legacy Construction, Inc, for the Construction of the Hollister/Kellogg Park Project; and

WHEREAS, the City Engineer has evaluated the work and has determined that the work was satisfactorily completed within the City extended contract period and within budget; and

WHEREAS, the City Engineer recommends the filing of a Notice of Completion pursuant to Public Contract Code section 20854.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE
CITY OF GOLETA AS FOLLOWS:**

SECTION 1.

The work required to be performed by said Contractor has been completed.

SECTION 2.

The work is hereby accepted and approved based on the recommendation of the City Engineer.

SECTION 3.

The Finance Department is directed to release retention posted for the completion of the project as required by the California Civil Code.

SECTION 4.

The City Clerk is directed to forthwith forward a Notice of Completion to the Recorder of the County of Santa Barbara for recording.

SECTION 5.

The City Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions.

PASSED, APPROVED, AND ADOPTED this 16th day of July, 2019

PAULA PEROTTE,
MAYOR

ATTEST:

APPROVED AS TO FORM:

DEBORAH S. LOPEZ
CITY CLERK

MICHAEL JENKINS
CITY ATTORNEY

STATE OF CALIFORNIA)
COUNTY OF SANTA BARBARA)
CITY OF GOLETA) ss.

I, DEBORAH S. LOPEZ, City Clerk of the City of Goleta, California, DO
HEREBY CERTIFY that the foregoing Resolution No. 19-___ was duly adopted by
the City Council of the City of Goleta at a regular meeting held on the 16th day of
July, 2019, by the following vote of the Council:

AYES:

NOES:

ABSENT:

(SEAL)

DEBORAH S. LOPEZ
CITY CLERK

ATTACHMENT 2

Notice of Completion

RECORDING REQUESTED BY:
WHEN RECORDED RETURN TO:

City of Goleta
130 Cremona Drive, Suite B
Goleta, CA 93117
ATTN: CITY CLERK

SPACE ABOVE THIS LINE FOR RECORDER'S USE

Exempt from recording fee, per Government Code
Section 27383

CITY OF GOLETA, CALIFORNIA

By: Deborah S. Lopez
City Clerk

NOTICE OF COMPLETION

NOTICE IS HEREBY GIVEN that a contract was heretofore awarded by the City Council of the City of Goleta, California, to C.S. Legacy Construction, Inc., for the performance of the following work:

CONSTRUCTION OF HOLLISTER/KELLOGG PARK PROJECT

Said work was substantially completed on March 29, 2019, by said company; was completed in accordance with City standards and to the satisfaction of the City Engineer of the City of Goleta; and was accepted by the City Council of the City of Goleta, owner, at a regular meeting thereof held on the 16th day of July, 2019, by Resolution No. 19-__.

DATED this 16th day of July, 2019, at Goleta, California.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

DEBORAH S. LOPEZ,
CITY CLERK

STATE OF CALIFORNIA)
COUNTY OF SANTA BARBARA)
CITY OF GOLETA) ss

I, Deborah S. Lopez, City Clerk of the City of Goleta, California, do hereby certify that the foregoing Notice of Completion is true and correct, and that said Notice of Completion was duly and regularly ordered to be recorded in the Office of the Santa Barbara County Recorder by said City Council.

DATED this 16th day of July, 2019, at Goleta, California.

DEBORAH S. LOPEZ
CITY CLERK