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DATE: March 18, 2009

TO: Chairman and Members of the Community Development Commission

FROM: Economic and Community Development Department

SUBJECT: **APPROVAL OF A PURCHASE ORDER IN THE AMOUNT OF \$82,097 TO WYNDHAM RESORTS FOR THE UPGRADE OF SEVERAL DECORATIVE STREETLIGHTS AND THE INSTALLATION OF THE DIRECTIONAL SIGN AND ART WORK**

**SYNOPSIS**

Staff recommends that the City Council approve a purchase order in the amount of \$82,097 to Wyndham Resorts for the installation of both new decorative streetlights and directional sign including all of the electrical as well as the urban art tree. Staff also recommends that the Community Development Commission authorize the Financial Services Director, or designee, to execute the purchase order.

**BACKGROUND**

The City has historically installed the decorative double acorn streetlights for the past several years. Unfortunately, there was never a specification for this street light standard; therefore, the downtown has several different styles and colors. The Oceanside Pier Resort project (Wyndham) had its street improvement plans approved in 2005. When the City signed off on these plans they had specified "cobra head" streetlights, which are fairly unattractive.

City staff recommended a new downtown decorative streetlight specification. Staff approached Wyndham and asked if they would be willing to change from the "cobra head" streetlights to the new decorative lights; the City would be willing to reimburse them for the difference. This change also increased the number of streetlights. Wyndham is requesting \$65,322 for this added expense.

In addition, the City has had a dilapidated directional sign located at the base of the pier. It was in very poor condition and needed to be replaced. The directional sign was re-designed to be colorful, bright and with two sides, one of which depicted various businesses in the downtown and the other for City events and general information. This sign also provided additional advertising space to be utilized by the MainStreet Oceanside organization to generate additional income for the organization.

During the design phase of the sign, an idea was brought up to add an art element in conjunction with the sign. The City had heard about the Urban Art trees in downtown San Diego and that many of the pieces of art were available to purchase once they had been on display. The City came up with three different urban art trees for consideration.

Rather than replace the sign at the previous location, a determination was made to place it on the opposite corner, the northeast corner of Pacific Street and Pierview Way, so it would be more visible. So as to not block the sidewalk, the City met with Wyndham and requested that a portion of the sign be built within their property. Wyndham agreed as long as they had input on the design and which art piece was selected. The City presented the three types of trees and they preferred the Mitchell Gaul piece.

Wyndham was also concerned regarding the construction and timing of the installation as well as necessary additional electrical work. In order to coordinate the work to ensure that our project did not impact their construction schedule, they worked with MainStreet Oceanside to have the project installed concurrently with construction of the sidewalk for their project. Wyndham incurred some added expense to accommodate the installation of the sign and art piece and are requesting \$16,775, for reimbursement of these expenses.

Neither of these added expenses were required as part of the project, and Wyndham has provided all the necessary backup materials regarding the cost. Wyndham did not add any additional markup to the expenses, therefore the City believes the cost to be fair and reasonable.

### **FISCAL IMPACT**

The Walkable Communities project account (591.848886) has an approximate available balance of \$628,000. After allocating funds for the PSA and other commitments, there will be an approximate available balance of \$381,000, for fiscal year 08/09 and an additional \$1,415,100, has been budgeted for fiscal year 09/10.

### **CITY ATTORNEY'S ANALYSIS**

The professional services agreement has been reviewed by the City Attorney and approved as to form.

### **COMMISSION OR COMMITTEE REPORT**

On March 25, 2009, the Redevelopment Advisory Committee (RAC) reviewed the professional services agreement and their recommendation will be reported at the Community Development Commission meeting.

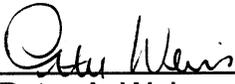
**RECOMMENDATION**

Staff recommends that the City Council approve a purchase order in the amount of \$82,097 to Wyndham Resorts for the installation of several new decorative streetlights, the installation of the directional sign including all of the electrical, and the urban art tree. Staff also recommends that the Community Development Commission authorize the Financial Services Director, or designee, to execute the purchase order.

PREPARED BY:

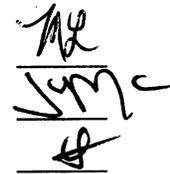
  
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Kathy Baker  
Redevelopment Manager

SUBMITTED BY:

  
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Peter A. Weiss  
City Manager

REVIEWED BY:

Michelle Skaggs Lawrence, Deputy City Manager  
Jane McVey, Economic & Community Development Director  
Teri Ferro, Financial Services Director



Attachments:

1. Summary of Wyndham Vacation Ownership Outstanding Costs

Item	Description	Value	Additional Narrative
1	<b>Decorative Streetlights - Revise from standard street lights to decorative King Luminaire Lights</b>		
	Pier View Street - Credit As Originally Bid	\$ (9,000.00)	Original Street Light Value \$4500 (ea) 2 Cobra Heads
	Pier View Street - Street Light Revision	\$ 27,738.00	Revise to Decorative Fixtures \$9246 (ea) 3 Fixtures
	Myers Street - Credit	\$ -	Originally no lights were required
	Myers Street - Street Light Revision	\$ 36,984.00	Added Decorative Fixtures \$10633 (ea) 4 Fixtures
	Myers Street & Pier View	\$ 4,400.00	\$8800 Added Circuiting For Decorative Fixtures - 50% Not required previously.
	All Decorative Fixtures	\$ 5,200.00	Revised banner arms from 24" to 32" spring loaded; revised from K199 to K124 fixture (full cut-off to provide residential light shielding).
		\$ <b>65,322.00</b>	Subtotal @ LEKOS cost no mark-up
2	<b>Tree Art - Foundation</b>		
		\$ 145.00	Aug. 3 - Worked on prep excavation/demo for "tree art" - 3 Laborers - 4 Hrs. @ \$36.20
		\$ 326.00	Aug. 6 - Worked on prep layout for "tree art" - 3 Laborers - 3 Hrs. @ 36.20
		\$ 2,436.00	Aug. 7 - Started augering, conflict with storm drain, auger broke, hole caving in. 3 Electricians 8 Hrs @ \$101.50 Includes Mtl & Equipment.
		\$ 1,218.00	Aug. 8 - Backfilled original trench location for conduit; tied steel for foundation. 3 Electricians 4 Hrs @ 101.50
		\$ 290.00	Aug. 8 - Tied and Set Steel for foundation 2 Laborers 4 Hours @ \$36.20
		\$ 1,218.00	Aug. 9 - Backfilled original trenches and routed 3 - 1" conduits for "tree art" - 3 electricians 4 Hrs. @ 101.5
		\$ 609.00	Aug. 10 - Backfilled original trenches and pour part of "tree art" foundation - 3 electricians 2 Hrs @ 101.50
		\$ 145.00	Aug. 10 - Cleaned out excavation prior to pour 2 Laborers 2 Hrs. @ 36.20
		\$ 2,436.00	Aug. 13 - Hit soldier beam drilling for tree art sign. 3 Electrician 8 Hrs @ 101.50
		\$ 290.00	Aug. 13 - Remove Soldier Beam 2 laborers 4 hours @ 36.20
		\$ 1,624.00	Aug. 14 - Set up shoring to dig and remove soldier beam. 2 Electricians 8 hrs @ 101.50
		\$ 2,324.00	Aug. 14 - Removed dirt and cut soldier beam. 4 Labors plus equipment 28 hrs total @ \$83/hr
		\$ 1,624.00	Aug. 15 - Removed soldier beam and lagging, & backfill. 2 electricians 8 hrs @ 101.50
		\$ 1,624.00	Aug. 16 - Repair conduits from soldier beam conflict. 2 electricians 8 Hrs @ 101.50
		\$ 217.00	Aug. 17 - Assist concrete pour, finish, clean-up 2 Laborers 3 Hrs. @ 36.20
		\$ 1,624.00	Aug. 17 - Auger and pour directory base, 2 electricians 8 hrs @ \$101.50
	Tree Art - Foundation	\$ <b>18,150.00</b>	Subtotal
		\$ (1,375.00)	Less Mark-Up
		\$ <b>16,775.00</b>	Value of Tree Art with no mark-up
	<b>TOTAL COST OF STRET LIGHT REVISIONS &amp; TREE ART</b>	\$ <b>82,097.00</b>	No Mark-Up Included