

**REPORT/RECOMMENDATION TO THE BOARD OF DIRECTORS  
OF BLOOMINGTON RECREATION AND PARK DISTRICT  
AND RECORD OF ACTION**

**September 24, 2024**

**FROM**

**NOEL CASTILLO, Director, Department of Public Works – Special Districts**

**SUBJECT**

Amendment to Contract with CALTEC Corp. for the Kessler Park Snack Bar and Restroom Renovation Project

**RECOMMENDATION(S)**

Acting as the governing body of the Bloomington Recreation and Park District:

1. Approve **Amendment No. 1 to Contract No. 23-625** with CALTEC Corp., for necessary additional work due to constructability issues, plan omissions, and unforeseen plan conflicts and conditions not anticipated at the time of contracting, increasing the contract amount by \$60,864.87, from \$1,734,347.65 to \$1,795,212.52, and extending the contract duration from 180 days to 466 calendar days (Four votes required).
2. Authorize the Auditor-Controller/Treasurer/Tax Collector to post the budget adjustment of \$216,696, to the Bloomington Recreation and Park District's 2024-25 Capital Improvement Program Budget for the Kessler Park Snack Bar and Restroom Renovation Project (Four votes required).

(Presenter: Noel Castillo, Director, 387-7906)

**COUNTY AND CHIEF EXECUTIVE OFFICER GOALS & OBJECTIVES**

**Operate in a Fiscally-Responsible and Business-Like Manner.**

**Ensure Development of a Well-Planned, Balanced, and Sustainable County.**

**Provide for the Safety, Health and Social Service Needs of County Residents.**

**FINANCIAL IMPACT**

Approval of this item will not result in the use of additional Discretionary General Funding (Net County Cost). The CALTEC Corp. Contract No. 23-625 (Contract) for the Kessler Park Snack Bar and Restroom Renovation Project (Project) will be funded by a combined total Project allocation of \$2,083,935 from the Bloomington Community Benefit/Improvement Reserve (\$900,000), as approved by the Board of Supervisors (Board) on September 21, 2021 (Item No. 53), and American Rescue Plan Act Coronavirus Local Fiscal Recovery Fund (\$1,183,935), for eligible costs, which was approved by the Board on June 27, 2023 (Item No. 125). The total Project allocation of \$2,083,935 includes \$1,804,319 for Construction and Construction Contingency, and \$279,616 for Project Management, Design Services, and other Project related costs.

During the 2024-25 budget process, the remaining Project budget was not carried over from 2023-24, as the Project was near completion. Due to additional work needed to fully close out the Project, a budget adjustment of \$216,696 is required. Therefore, the following 2024-25

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budget adjustments in the Bloomington Recreation and Park District's (District) Capital Improvement Program (CIP) fund are requested to proceed with the Project:

<b>Fund Center/Fund</b>	<b>Commitment Item</b>	<b>Description</b>	<b>Action</b>	<b>Amount</b>
6250003166	54304030	Structures & Improvements to Structures	Increase	\$ 216,696
3166	37008880	Fund Balance Reserved – Available Reserve	Decrease	\$ 216,696

Sufficient appropriation for the Project will be included in future recommended budgets, as needed.

**BACKGROUND INFORMATION**

The District consists of two community parks (Ayala Park and Kessler Park), an equestrian arena, sports fields, and a community center that offer various recreational activities for the community of Bloomington. The Department of Public Works – Special Districts (Department), through the Operations Division, directly manages, operates and maintains the District.

On June 27, 2023 (Item No. 125), the Board approved Contract No. 23-625 with CALTEC Corp., in the amount of \$1,640,290 for the construction of the Project. Additionally, the Board authorized the Director of the Department to order any necessary changes or additions in the work being performed under the construction contract for the total not-to-exceed amount of \$94,514.50, pursuant to Public Contract Code Section 20142.

On April 15, 2024, the Director of the Department approved Administrative Change Order No. 1 to Contract No. 23-625 in the amount of \$94,057.65, increasing the contract amount from \$1,640,290 to \$1,734,347.65.

Since that time, additional changes to the Project work have been identified, which are set forth in the proposed Amendment. These changes are necessary for the completion and functionality of the Project, and due to certain constructability issues, plan omissions, and unforeseen plan conflicts and conditions, they were not included at the time of contracting.

Approval of the proposed Amendment will increase the contract amount by \$60,864.87, from \$1,734,347.65 to \$1,795,212.52, and will extend the contract duration by 286 days, from 180 calendar days (February 3, 2024) to 466 calendar days (November 15, 2024). The Amendment is necessary to accommodate construction adjustments for the Project, complete the newly identified necessary work, and compensate the contractor for the additional cost and time of the Project, which is anticipated to be completed in October 2024. The proposed Amendment will utilize the Construction Contingency as stated in the Financial Impact section.

**PROCUREMENT**

Not applicable.

**REVIEW BY OTHERS**

This item has been reviewed by Auditor-Controller/Treasurer/Tax Collector (Charlene Huang, Auditor-Controller Manager, 382-7022) on August 19, 2024; County Counsel (Aaron Gest, Deputy County Counsel, 387-5455) on August 16, 2024; Finance (Jessica Trillo, Administrative

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Analyst, 387-4222, and Guy Martinez, ARPA Compliance Officer, 387-5428) on August 23, 2024; and County Finance and Administration (Paloma Hernandez-Barker, Deputy Executive Officer, 387-5423) on August 23, 2024.

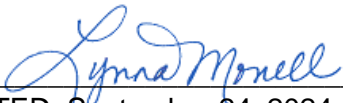
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Record of Action of the Board of Directors  
Bloomington Recreation and Park District

**APPROVED (CONSENT CALENDAR)**

Moved: Curt Hagman   Seconded: Joe Baca, Jr.  
Ayes: Col. Paul Cook (Ret.), Jesse Armendarez, Curt Hagman, Joe Baca, Jr.  
Absent: Dawn Rowe

Lynna Monell, SECRETARY

BY   
DATED: September 24, 2024



cc:   BR&PD - Aldana w/agree  
      Contractor - c/o BR&PD w/agree  
      File - w/agree  
MBA   09/26/2024