



## Legislation Details (With Text)

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**Title:** CONSIDER AWARDING A PUBLIC WORKS CONSTRUCTION CONTRACT TO MCWIL SPORTS SURFACES, INC. TO CONVERT THE TENNIS BALL COURTS TO DEDICATED PICKLEBALL COURTS AT HEMINGWAY PARK (CITY COUNCIL).  
**Sponsors:**  
**Indexes:**  
**Code sections:**  
**Attachments:** 1. McWil Public Works Construction Contract, 2. McWil Quote

Date	Ver.	Action By	Action	Result
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## Report to Mayor and City Council

Tuesday, October 18, 2022

Consent

### SUBJECT:

**CONSIDER AWARDING A PUBLIC WORKS CONSTRUCTION CONTRACT TO MCWIL SPORTS SURFACES, INC. TO CONVERT THE TENNIS BALL COURTS TO DEDICATED PICKLEBALL COURTS AT HEMINGWAY PARK (CITY COUNCIL).**

### I. SUMMARY

To accommodate the growing demand for pickleball court capacity and, having the issue raised during the September 20, 2022 City Council meeting, the Department of Public Works is seeking approval to award a contract to convert the existing two tennis courts into eight dedicated pickleball courts at Hemingway Park. The City Council is asked to award a contract to McWil Sports Surfaces, Inc. ("McWil") for an amount not to exceed \$37,400.00 plus contingency. The total amount requested is \$41,140.00.

### II. RECOMMENDATION

TAKE the following actions:

1. AWARD and APPROVE the proposed contract with McWil Sports Surfaces, Inc. to convert the two tennis ball courts into eight dedicated pickleball courts at Hemingway Park in an amount not-to-exceed \$37,400 (Exhibit 1).

2. AUTHORIZE the expenditure of construction contingencies in the amount of \$3,740 (10%) for any unforeseen construction work such as substructure conflicts, contaminated soil removal and disposal, material testing, and other work that may be necessary to complete the project.
3. AUTHORIZE Mayor to execute the Agreement following approval as to form by the City Attorney.

### **III. ALTERNATIVES**

TAKE any other action the City Council deems appropriate, and consistent with the requirements of applicable law.

### **IV. BACKGROUND**

During the September 6, 2022, City Council meeting, the Parks, Recreation, and Community Services Master Plan was presented to City Council. During that session, the Council expressed to staff what they have heard from the community regarding the desire to have dedicated pickleball courts in the City. The Master Plan reinforced that notion based on the documented public outreach efforts and summary reports presented within the Plan. Public Works was made aware of the desire to convert the existing two tennis courts at Hemingway Park into eight dedicated pickleball courts.

The proposed project is a public works project under the State bidding laws known as the Uniform Public Construction Cost Accounting Act ("UPCCAA") adopted by the City as set forth in Section 2612 of its Municipal Code. Under UPCCAA, public projects of \$60,000 or less have no bidding requirement attached to it. McWil is currently working on a sports courts resurfacing project for the City and as such, their qualifications and background have already been vetted by staff and have been determined to possess the requisite ability to complete the pickleball project. The City Council is now being asked to award a contract to McWil for an amount not to exceed \$37,400.00 and authorize a construction contingency of \$3,740.

### **V. FISCAL IMPACT**

None. The funding requested for this Contract Agreement for \$37,400 plus a 10% contingency of \$3,740 is budgeted in the General Fund account no. 101-80-840-102-6004. The total amount requested for this project is \$41,140.00.

### **VI. EXHIBITS**

1. McWil Public Works Construction Contract (pgs. 3-39)
2. McWil Quote (pg. 40)

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