

REQUEST FOR COUNCIL ACTION



CITY COUNCIL MEETING DATE:

NOVEMBER 17, 2020

TITLE:

**APPROVE AN AMENDMENT TO THE
AGREEMENT WITH SWAYZER
CORPORATION FOR LANDSCAPE
SERVICES AT THE SANTA ANA REGIONAL
TRANSPORTATION CENTER IN THE
AMOUNT OF \$103,000, FOR A TOTAL
AGREEMENT AMOUNT NOT TO EXCEED
\$228,000 FOR THE REMAINING TERM OF
THE AGREEMENT
(NON-GENERAL FUND)**

/s/ Kristine Ridge

CITY MANAGER

CLERK OF COUNCIL USE ONLY:

APPROVED

- ☐ As Recommended
- ☐ As Amended
- ☐ Ordinance on 1st Reading
- ☐ Ordinance on 2nd Reading
- ☐ Implementing Resolution
- ☐ Set Public Hearing For _____

CONTINUED TO _____

FILE NUMBER _____

RECOMMENDED ACTION

Authorize the City Manager to execute an amendment to the agreement with Swayzer Corporation to include landscape renovation services at the Santa Ana Regional Transportation Center in the amount of \$103,000, which includes \$88,950 for services, plus a contingency of \$14,050, with a total agreement amount not to exceed \$228,000 for the remaining term of the agreement, which began August 20, 2019 and expires August 19, 2022, subject to non-substantive changes approved by the City Manager and City Attorney.

DISCUSSION

The Santa Ana Regional Transportation Center (SARTC) was built in 1983 and is a regional transportation hub that brings together Amtrak, Metrolink, Orange County Transportation Authority, and interstate bus services. In addition, when completed, the OC Streetcar will have a dedicated platform stop at SARTC. The facility is open to the public seven days a week from 5:00 a.m. to midnight and contains approximately 35,000 square feet of rental space, including ten bus bays, two surface parking lots, and a parking structure.

In an effort to make SARTC a more marketable location to potential future tenants, and in preparation for the OC Streetcar, staff has identified several areas of improvement, which includes the landscaping. The existing landscape is original to the facility and updating is needed. To promote water conservation, the new landscape design will incorporate drought tolerant plant material.

On August 20, 2019, the City Council awarded an agreement with Swayzer Corporation for landscape maintenance services at water facilities and SARTC for a three-year period beginning

Contract Amendments with Swayzer Corporation for Landscape Services at SARTC

November 17, 2020

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August 20, 2019, and expiring August 19, 2022, with one two-year renewal option in an annual amount not to exceed \$125,000. Staff is recommending an increase to the agreement capacity of \$103,000. The additional funding amount will allow for a complete renovation of all landscaped areas at SARTC. Swayzer Corporation is familiar with SARTC and has been providing landscape maintenance services since 2019.

FISCAL IMPACT

Funding for the requested increase of \$103,000 to the existing agreement with Swayzer Corporation is budgeted and available for expenditure in the following account:

| Fiscal Year | Accounting Unit- Account # | Fund Description | Accounting Unit, Account Description | Amount |
|--------------------|-----------------------------------|--------------------------------|--|------------------|
| 2020-2021 | 06717650-62320 | Regional Transportation Center | PWA- SARTC Operations, Maintenance & Repair Buildings & Ground | \$103,000 |
| Total: | | | | \$103,000 |

Fiscal Impact Verified By: Kathryn Downs, CPA, Executive Director – Finance and Management Services Agency

Submitted By: Nabil Saba, P.E., Executive Director – Public Works Agency

Exhibit: 1. First Amendment to Agreement with Swayzer Corporation

**FIRST AMENDMENT TO AGREEMENT TO PROVIDE
LANDSCAPE MAINTENANCE SERVICES**

THIS FIRST AMENDMENT to the above-referenced agreement is entered into on November 17, 2020, by and between Swayzer Corporation (“Contractor”), and the City of Santa Ana, a charter city and municipal corporation organized and existing under the Constitution and laws of the State of California (“City”).

RECITALS

- A. The parties entered into Agreement No. A-2019-141, dated August 20, 2019, by which Contractor agreed to provide landscape maintenance services for the City’s water facilities and the Santa Ana Regional Transportation Center (“Agreement”).
- B. The Agreement remains in effect through August 19, 2022, with provision for extension, and the parties now wish to expand the scope of work and increase the annual amount to be expended under the Agreement in consideration of the expanded scope.

The Parties therefore agree:

- 1. **Section 1, Scope of Services**, is amended to include landscape renovation services at the Santa Ana Regional Transportation Center, as further described on Exhibit A.
- 2. **Section 2.a., Compensation**, is amended to increase the total sum to be expended under the term of the Agreement, for the annual period ending August 19, 2021, by \$103,000. This sum is comprised of (1) \$88,950 as the base amount and (2) a contingency in the amount of \$14,050 for additional services at the City’s sole discretion.
- 3. Except as modified by this First Amendment, all terms and conditions of the Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have executed this First Amendment to the Agreement on the date and year first written above.

ATTEST

CITY OF SANTA ANA

Daisy Gomez
Clerk of the Council

Kristine Ridge
City Manager

[signatures continue on next page]

APPROVED AS TO FORM

Sonia R. Carvalho
City Attorney

By: John M. Funk
John M. Funk
Senior Assistant City Attorney

CONTRACTOR

Samuel Swayzer
By: Samuel Swayzer
Title: President
Swayzer Corporation

RECOMMENDED FOR APPROVAL

Nabil Saba
Nabil Saba
Executive Director
Public Works Agency



Swayzer Corporation
1665 E. Del Amo Blvd. Carson, CA 90746
Phone Number: 323-979-7223
Email: info@swayland.com

Exhibit A - First Amendment to
Agreement A-2019-141

Quotation for Landscape Services

Quote No.082120

August 21, 2020

| |
|--|
| Location of Service |
| Santa Ana Regional Transportation Center (SARTC) 1000 E. Santa Ana Santa Ana, CA 92701 |
| Description of Service |
| <p>This quotation is for Landscape Renovation</p> <p><u>Irrigation System</u></p> <ul style="list-style-type: none">• Install (3) irrigation controllers• Install low flow nozzles in planters <p><u>Landscaping</u></p> <ul style="list-style-type: none">• Remove all existing landscape material• Remove turf at flagpole area (turf on eastside of structure to stay in place)• Install drought tolerant plant material in all planters• Replant all of parking lot islands <p><u>Tree Maintenance</u></p> <ul style="list-style-type: none">• Trim all trees on property• Remove all sycamore trees on south side of parking structure including in turf area• Install (1) queen palm• Install (10) 24-inch box trees <p>Cont. page 2</p> |



Swayzer Corporation
1665 E. Del Amo Blvd. Carson, CA 90746
Phone Number: 323-979-7223
Email: info@swayland.com

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|------------------------------------|--------------------|
| Notes: | |
| No shrubs, low growing plants only | |
| Cost | |
| Demolition | \$11,900.00 |
| Irrigation | \$10,970.00 |
| Landscaping | \$19,950.00 |
| Tree Maintenance | \$24,850.00 |
| Labor & Equipment | \$21,280.00 |
| Total Cost | \$88,950.00 |

This quotation includes all cost for labor and all equipment necessary to complete job. For questions or concerns contact Ezekiel Swayzer (310) 465-6367.