



AGENDA REPORT

Meeting Date: August 19, 2008

Item Number: F-7

To: Honorable Mayor & City Council

From: Ara Maloyan, Deputy City Engineer 
Alison Maxwell, Director of Economic Development and Marketing

Subject: APPROVAL OF AN AGREEMENT BETWEEN THE CITY OF BEVERLY HILLS AND GRIFFITH COMPANY FOR INSTALLATION OF HOLIDAY DECORATION SUPPORT POLE AT SOUTHWEST CORNER OF WILSHIRE BOULEVARD/BEVERLY DRIVE IN THE AMOUNT OF \$132,000; APPROVAL OF THE PLANS AND SPECIFICATIONS FOR THE PROJECT; AND

APPROVAL OF A PURCHASE ORDER IN THE AMOUNT OF \$150,000 TO GRIFFITH COMPANY

Attachments:

1. Santa Sleigh Scenic Piece Photo
2. Montage Support Clips
3. Project Location Map
4. Categorical Exemption
5. Agreement

RECOMMENDATION

Staff recommends that the City Council move to: 1) Approve the agreement between the City of Beverly Hills and Griffith Company in the amount of \$132,000 to install a Holiday Decoration Support Pole at the southwest corner of Wilshire Boulevard/Beverly Drive intersection; 2) Approve the plans and specifications for the project, dated June 2, 2008; 3) Authorize a contingency amount of \$18,000 to make minor changes to the contract if needed; and 4) Approve issuing a purchase order to Griffith Company in the amount of \$150,000.

INTRODUCTION

This report is a request for City Council approval of an agreement with Griffith Company for the supply and installation of a pole and cable support system for the City's "Santa's Sleigh and Reindeer Scenic Piece" at the southwest corner of Wilshire Boulevard/Beverly Drive intersection, diagonal from the new Montage Hotel (Montage).

California engineer with respect to design criteria and approved by the City Engineer. This project is part of the City's FY 08/09 Capital Improvement Program.

DISCUSSION

In October 2006, the City commissioned the design and fabrication of the current Santa Sleigh Scenic Piece (Attachment No. 1), which was hung at the intersection of Beverly Drive and Wilshire Boulevard for the 2006 display period (late November to early January), supported by two aircraft cables attached to the Union Bank of California Building (southwest corner) and a temporary pole installed by the Montage (northeast corner). As part of the hotel façade construction, Montage volunteered to install attachment clips on the face of their building as an end attachment for the permanent future Santa support system (Attachment No. 2), which were installed in September 2007, in preparation for the upcoming holiday period. However, during a routine inspection of the site prior to the installation of the Santa and Sleigh for the 2007 holiday period, wear and tear was noticed on the Union Bank of California building façade at the connection points of the aircraft cables. Upon further inspection by City staff and discussions with the Union Bank building representative, it was decided that the Santa and Sleigh could not be installed at that location for the 2007 holiday season. Alternate locations were researched, but the weight of the Santa and Sleigh could not be supported by any of the existing pole structures throughout the City.

Following numerous discussions with the Council Committee for the Holidays and under general direction from Council, staff proceeded to look at the most expeditious way to design and install a new engineered pole/cable system to provide permanent support for the Santa and Sleigh Scenic Piece.

Given the existence of the new Montage sponsored supports on the Montage façade and the high visibility of the Beverly Drive/Wilshire Boulevard intersection, it was agreed that the most prudent way forward was to install a pole on the southwest corner of Wilshire Boulevard and Beverly Drive, diagonal from the Montage.

At the request of the City, on January 14, 2008, Utopia Entertainment (under their current contract with the City to provide holiday events and decorations) agreed to develop plans and construction contract documents for the supply and installation of a pole and cable support system for Santa. Utopia Entertainment retained the services of Brandow and Johnston, Inc. (Structural Engineers) and Psomas (Civil Engineers) to assist them. On June 8, 2008, plans and specifications were approved by the City Engineer and duly advertised for public bid.

The Notice Inviting Bids was duly advertised in the Beverly Hills Weekly, Beverly Hills Courier, Bid America, Blue Book, Construction BidBoard, McGraw-Hill Construction (Dodge), Reed Construction, Southern California Builders Association, and Sub-Hub, Book. Contract documents were requested and sent to nine Contractors.

However, on July 8, 2008, at 2 p.m., no bids were received. Staff consulted with the City Attorney who advised that pursuant to Public Contract Code Section 22038 (c), in the event no bids are received for a project, the City may negotiate a contract without further complying with Public Contract Code requirements.

Consequently, staff contacted Griffith Company and negotiated with them to undertake the project for a lump sum amount of \$132,000 (the engineer's estimate was \$120,000). Griffith Company was the contractor who successfully completed the Urban Design

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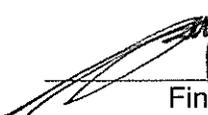
Project for the City in 2006, and on August 5, 2008, being the lowest responsible bidder, they were awarded a contract to reconstruct Fred Hayman Place using decorative stamped concrete, a project that is in very close proximity to the Holiday Pole Project.

FISCAL IMPACT

A contingency allowance in the amount of \$18,000 (13.6 %) has been included in the total purchase order amount of \$150,000. Any change orders that require expenditures from this allowance shall be made only upon written request in accordance with City Ordinance number 06-O-2504 regarding change orders.

Funds for this project are provided as follows:

DEPT	FUND	PROJECT NUMBER	SUB-PROJECT NUMBER	FUNDING SOURCE	AMOUNT
35	06	195	35-06-0195-85040	06 Infrastructure Fund	\$150,000



Scott Miller
Finance Approval



David Gustavson
Approved By



Alison Maxwell
Approved By

Attachment 1

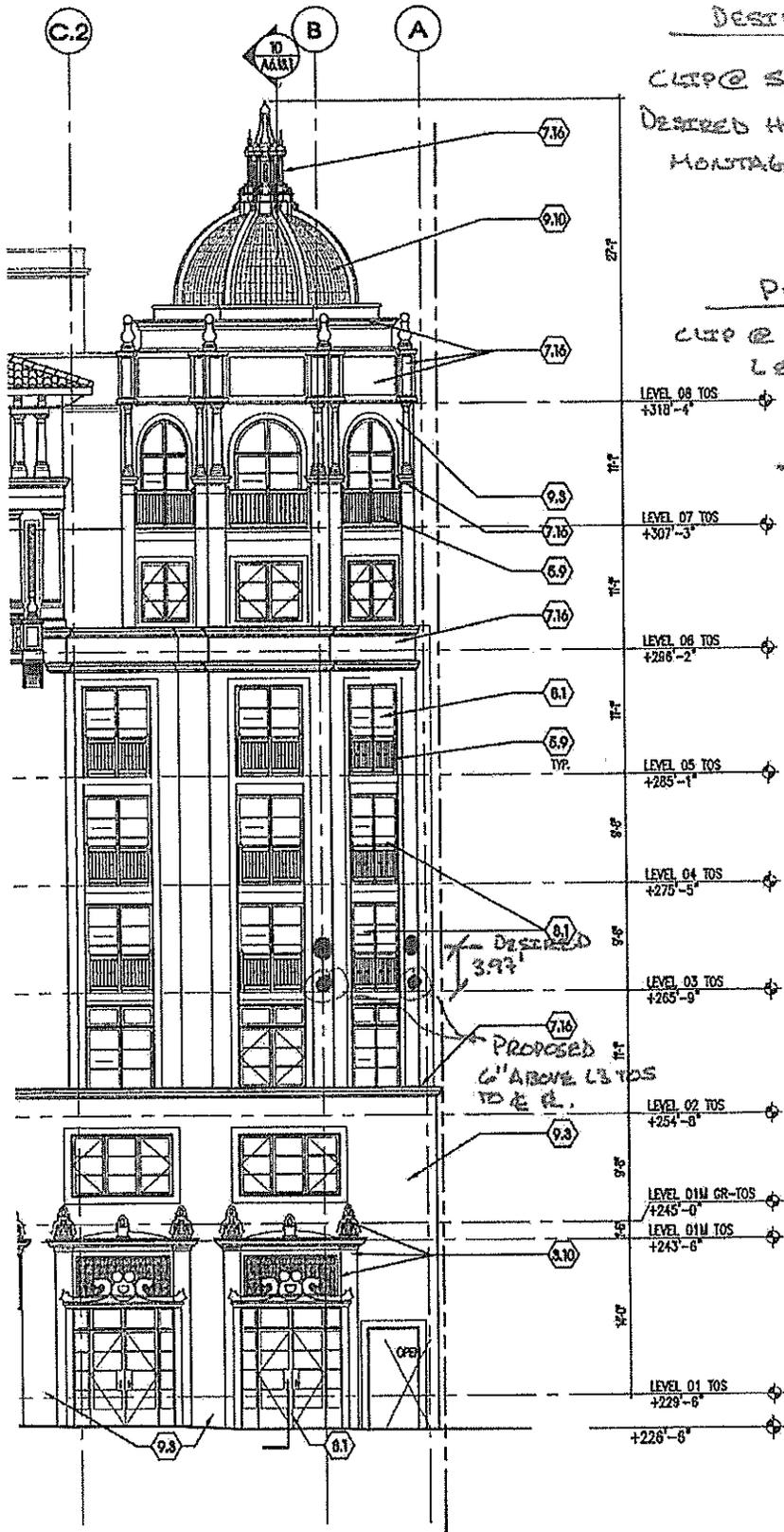
Santa Sleigh Scenic Piece Photo



Santa Sleigh scenic piece - 2006 Installation

Attachment 2

Montage Support Clips



DESIRED HT

CLIP @ S/W CORNER: 262.72'
 DESIRED HEIGHT @
 MONTAGE BLDG: 269.72'
 ∴ 3.97' ABOVE L3 TOS

PROPOSED HT

CLIP @ S/W CORNER: 267.72'
 LEVEL 3 TOS: 265.75'
 ∴ CLIP IS 3.53' HIGHER
 AT MONTAGE SIDE

WEST ELEVATION

SCALE: 1/8" = 1'-0"

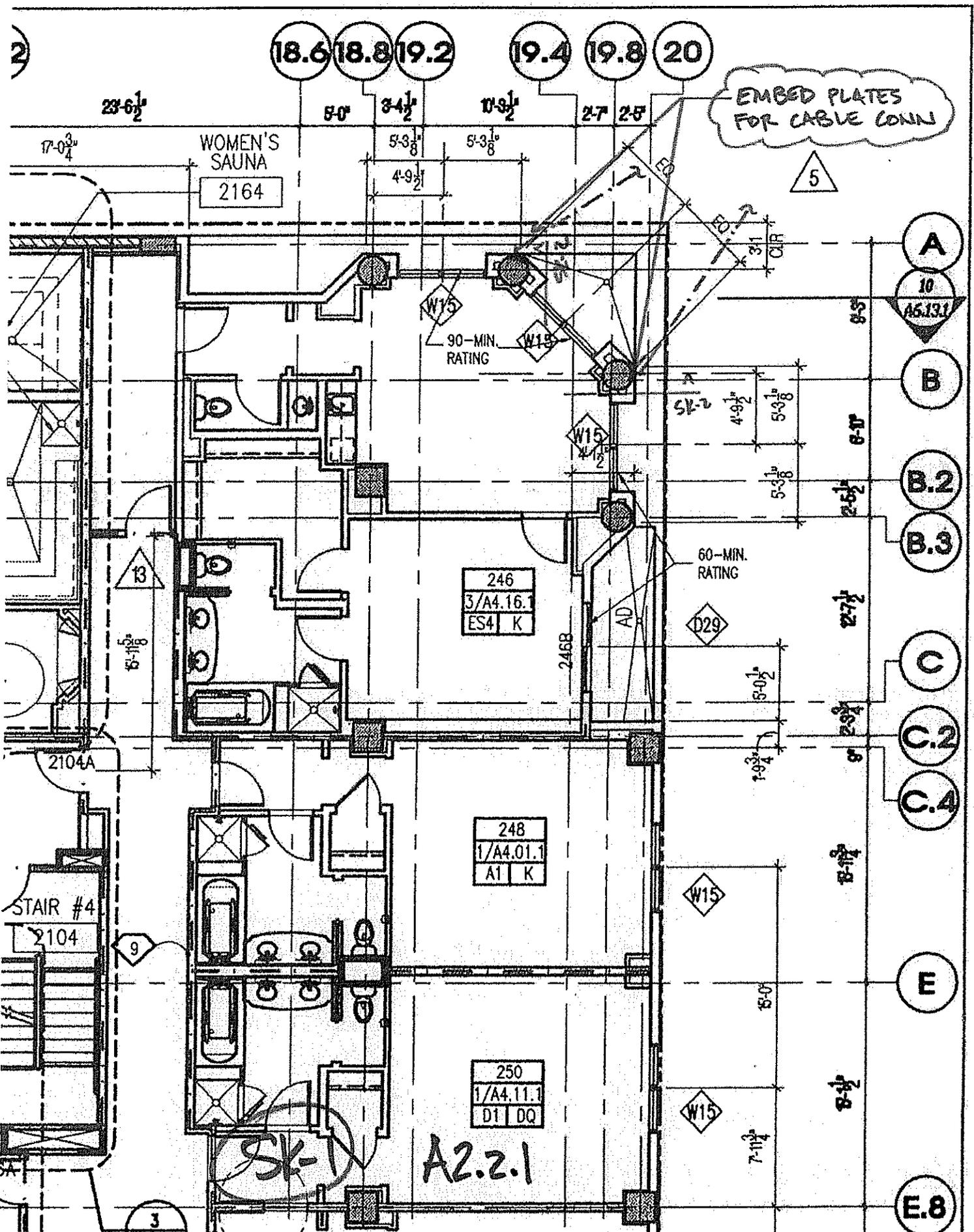
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14

ISSUED FOR	
ARCHITECTURAL REVIEW	01-22-05
TRAC DD	03-29-06
NOVEL COMP REV	01-02-08
PERMIT SET	01-08-08
CITY ENFORCEMENT SET	06-16-08

SHEET TITLE	ENLARGED ELEVATIONS
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PROJECT	07003
DATE	JANUARY 20, 2006
SCALE	1/8" = 1'-0"
SHEET	



18.6 18.8 19.2 19.4 19.8 20

EMBED PLATES FOR CABLE CONN

WOMEN'S SAUNA
2164

246
3/A4.16.1
ES4 K

248
1/A4.01.1
A1 K

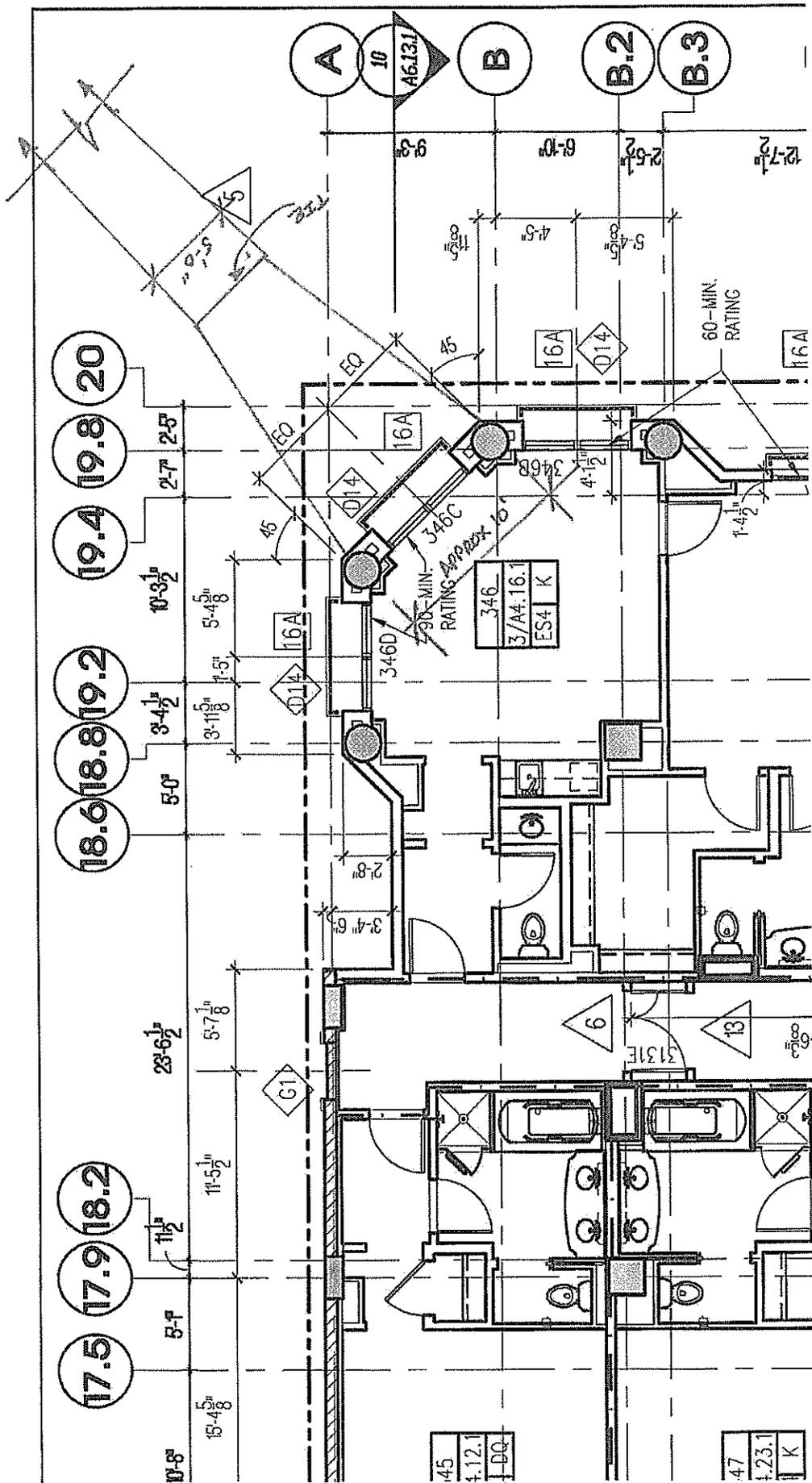
250
1/A4.11.1
D1 DQ

STAIR #4
2104

- A
- 10 A5.13.1
- B
- B.2
- B.3
- C
- C.2
- C.4
- E
- E.8

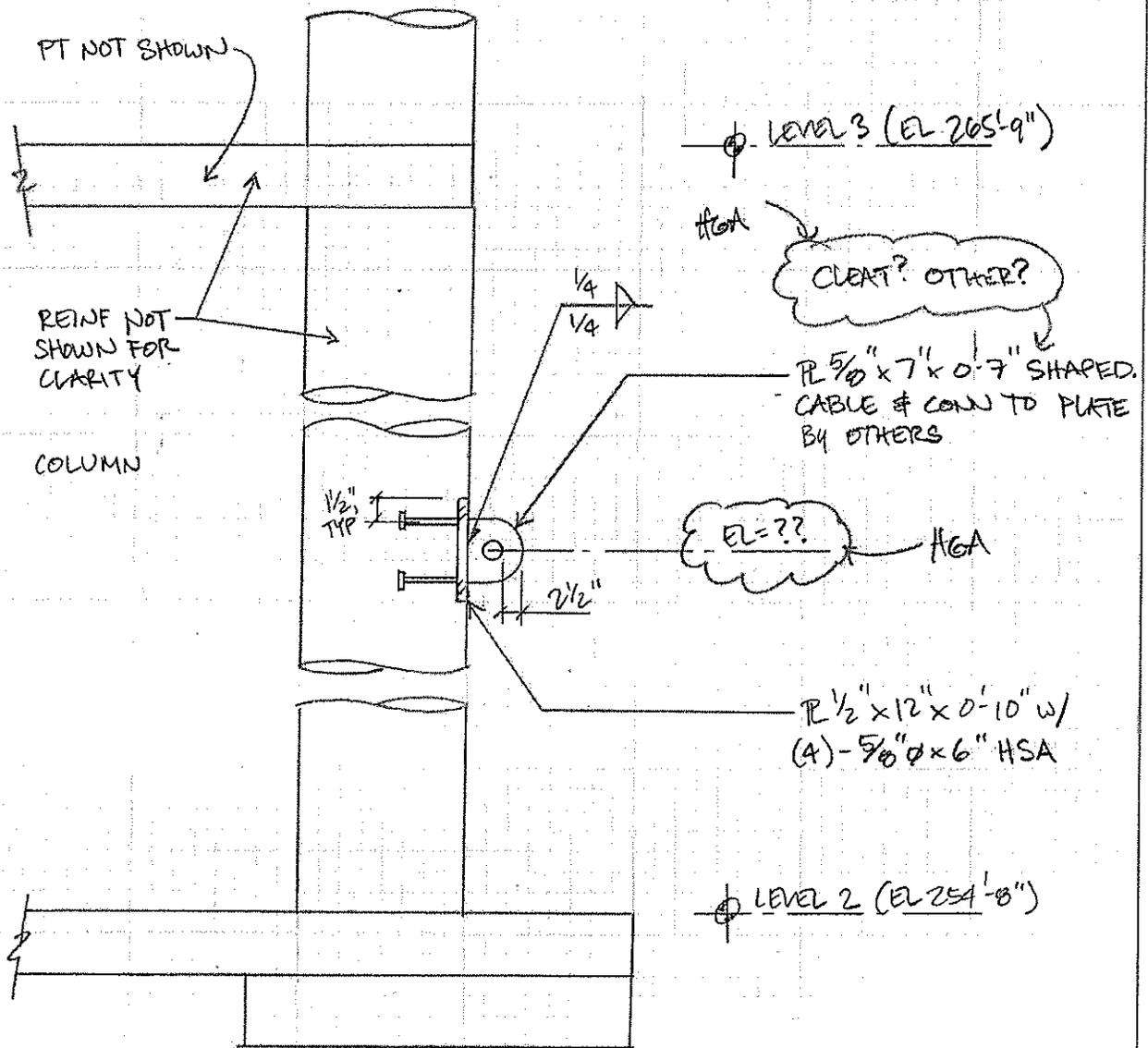
A2.2.1

SK-1





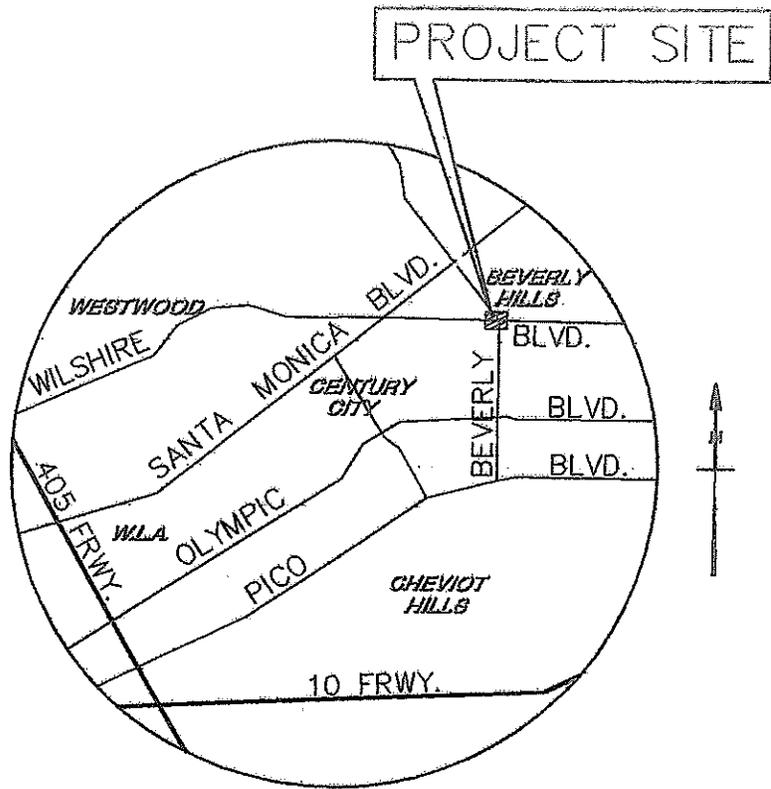
PROJECT			SHEET	
LOCATION	CLIENT	DATE	BY	



SK-2

Attachment 3

Project Location Map



VICINITY MAP

NOT TO SCALE

Attachment 4

Categorical Exemption

CITY OF BEVERLY HILLS

DEPARTMENT OF PLANNING AND COMMUNITY DEVELOPMENT

Categorical Exemption

NAME OF PROJECT Installation of Holiday Decoration Support Pole at Southwest Corner of Wilshire Boulevard/Beverly Drive

LOCATION Southwest Corner of Wilshire Boulevard/Beverly Drive

TYPE OF BUSINESS (IF COMMERCIAL) _____

PROJECT DESCRIPTION Installation of: a new 40foot high, 16 " diameter steel pole on the SW corner of Beverly/Wilshire; cable anchors on the Montage facade and a pole-to-building cable assembly for the support of a hanging Santa and Sleigh scenic exhibit across Wilshire/Beverly intersection.

APPLICANT'S NAME City of Beverly Hills PHONE (310) 285-1000

APPLICANT'S ADDRESS 455 North Rexford Drive

CITY Beverly Hills, CA ZIP 90210

IF DIFFERENT, PROVIDE:

AGENT'S NAME _____ PHONE _____

AGENT'S ADDRESS _____

CITY _____ ZIP _____

The undersigned, having received this project for processing, has reviewed it for environmental impact and concluded that the project qualifies for a categorical exemption under the procedures adopted by the City of Beverly Hills and no further environmental assessment is necessary.

Applicable Exemption Class 1(c) and 11(c)

COMMENTS Facilities located within an existing public right-of-way and placement of seasonal items.

Reviewed by  Date 6/25/2008

Attachment 5

Agreement

AGREEMENT

THIS AGREEMENT, made and entered into this _____ day of _____, 20____, by and between the CITY OF BEVERLY HILLS, a municipal corporation, hereinafter referred to as "City", and

hereinafter referred to as "Contractor";

W I T N E S S E T H

In this consideration of their covenants the parties hereto agree as follows:

1. Contractor shall furnish all labor, materials and equipment necessary to perform the following work in the City of Beverly Hills, California, strictly in accordance with the Notice to Bidders, Proposal form, Plans and Specifications for such improvement, Standard Contractual Requirements and inclusive of Addendums, each of which documents are made a part of this Contract as though fully set forth herein:

THE 2008 INSTALLATION OF HOLIDAY DECORATION SUPPORT POLE AT SOUTHWEST CORNER OF WILSHIRE BOULEVARD AND BEVERLY DRIVE.

2. In consideration of such work City agrees to pay Contractor and Contractor agrees to accept the sum of **One Hundred and Thirty Two Thousand Dollars (\$132,000)** in the manner provided in subject Plans and Specifications and subject to adjustment provided therein.

3. Concurrently with the execution of this Contract, Contractor shall file with the City the bonds and certificates of insurance specified in said Standard Contractual Requirements.

4. This Contract shall not be assigned without the written permission of the City Council.

IN WITNESS WHEREOF, the parties hereto have executed this instrument the day and year first above written.

ATTEST:

CITY OF BEVERLY HILLS,
A municipal corporation

BYRON POPE, City Clerk

BARRY BRUCKER, Mayor

APPROVED AS TO CONTENT:

CONTRACTOR: **GRIFFITH COMPANY**

RODERICK WOOD, City Manager

JAIMIE R. ANGUS, VICE PRES/DIST. MGR.

KARL KIRKMAN, Risk Manager

DAVID D. GUSTAVSON, Director
Of Public Works & Transportation

GORDON M CSUTAK, V.P./C.F.O./Secretary

APPROVED AS TO FORM:

FUNDS AVAILABLE:

LAURENCE WIENER, City Attorney

SCOTT MILLER, Director of Administrative
Services/Chief Financial Officer