



## Legislation Text

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**File #:** 17-0323, **Version:** 1

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**TO:**

Honorable Mayor and Members of the City Council

**THROUGH:**

Mark Danaj, City Manager

**FROM:**

Stephanie Katsouleas, Public Works Director

Prem Kumar, City Engineer

Tim Birthisel, Project Engineer

**SUBJECT:**

Formally Accept as Complete the Laurel Avenue Storm Drain Catch Basin Replacement Project Constructed by Wright Construction Engineering Corporation, Authorize Filing a Notice of Completion with the County Recorder's Office, and Approve the Release of Retention in the Amount of \$5,709.46 (Public Works Director Katsouleas).

**APPROVE**

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**RECOMMENDATION:**

Staff recommends that the City Council:

1. Formally accept as complete the Laurel Avenue Storm Drain Catch Basin Replacement Project constructed by Wright Construction Engineering Corporation;
2. Authorize filing a Notice of Completion with the County Recorder's Office; and
3. Approve the release of retention in the amount of \$5,709.46 to Wright Construction Engineering Corporation.

**FISCAL IMPLICATIONS:**

The original Laurel Avenue Storm Drain Catch Basin Replacement Project construction contract award amount was \$105,541.16 with an authorized construction contingency amount of \$21,110, for a total construction budget of \$126,651.16. The work was successfully completed for \$114,189.16, which included one change order issued for \$8,648 to address additional work item quantities needed to complete the project.

**BACKGROUND:**

On April 4, 2017, City Council awarded a construction contract to Wright Construction Engineering Corporation to increase the inlet size, width and depth of the existing catch basin near 30<sup>st</sup> and Laurel Ave., as well as to adjust the connecting outlet storm drain pipe slope to efficiently convey storm runoff. This project was deemed necessary because even in less than heavy rain events, storm runoff frequently ponds around this catch basin and impedes traffic flow on Laurel Avenue. During significant inclement weather, the ponding becomes widespread and overflows into the adjacent residential properties and inundate their back yards. Much of the increase in runoff is attributable to

the redevelopment of smaller homes that has occurred over the years, which in turn has decreased the amount pervious surface available for storm water infiltration.

**DISCUSSION:**

Construction began on May 25, 2017 and was completed on June 27, 2017. The City processed a change order for one additional water service, extra asphalt pavement, and sidewalk and rolled curb quantities at the contract unit cost, totaling \$8,648.00. This brought the total cost of construction to \$114,189.16, which is below the total authorized construction budget of \$126,651.16. The funding summary is as follows:

\$105,541.16	Contract Award
<u>\$21,110.00</u>	<u>Available Contingency</u>
<b>\$126,651.16</b>	<b>Total Budget</b>
\$105,541.16	Construction Costs
<u>\$8,648.00</u>	<u>Change Order #1</u>
<b>\$114,189.16</b>	<b>Total Expenditures</b>
<b>\$12,462.00</b>	<b>Returned to Storm Water Fund</b>

The Contractor has completed all contract work and is now requesting formal acceptance of the project. The five percent (5%) retention amount of \$5,709.46 will be released 35 days after recordation of the Notice of Completion with the County Recorder. All work inspected by the Public Works Department has been found to be in conformance with the plans and specifications and of good quality.

**POLICY ALTERNATIVES:**

Do not accept the construction contract to for the Laurel Avenue Storm Drain Catch Basin Replacement Project as complete and authorize filing of the Notice of Completion and release of retention.

**PROS:**

Funds would not be expended because the retention amount would not be released. However, this would be inconsistent with the provisions of the executed contract that the Contractor must be fully paid for the work completed.

**CONS:**

The Contractor may be entitled to contract dispute claims resulting in additional cost incurred by the City.

**PUBLIC OUTREACH/INTEREST:**

The work was coordinated and scheduled to minimize impact to the area residents and businesses.

**ENVIRONMENTAL REVIEW:**

The proposed project is exempt from the provisions of the California Environmental Quality Act (CEQA). Per the CEQA Guidelines, the project is exempt pursuant to the following provision: Section

15304 (e), "Minor Alterations to Land". No permanent environmental effects are anticipated. Thus, no further environmental review is necessary.

### **LEGAL REVIEW**

The City Attorney has reviewed this report and determined that no additional legal analysis is necessary.

### **Attachment:**

1. Location Map