

**CITY OF TEMECULA  
AGENDA REPORT**

**TO:** City Manager/City Council

**FROM:** Patrick Thomas, Director of Public Works / City Engineer

**DATE:** April 25, 2023

**SUBJECT:** Accept Improvements and File the Notice of Completion for Sidewalks – DLR Drive Project, PW19-18

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**PREPARED BY:** Avlin R. Odviar, Principal Civil Engineer  
Shawna Bennetts, Associate Civil Engineer

**RECOMMENDATION:** That the City Council:

1. Accept the improvements for the Sidewalks – DLR Drive Project, PW19-18, as complete; and
2. Direct the City Clerk to file and record the Notice of Completion, release the Performance Bond, and accept a one-year Maintenance Bond in the amount of 10% of the final contract amount; and
3. Release the Labor and Materials Bond seven months after filing the Notice of Completion, if no liens have been filed.

**BACKGROUND:** On June 14, 2022, the City Council awarded a construction contract to LC Paving & Sealing, Inc., in the amount of \$183,037.47, and authorized the City Manager to approve construction contract change orders up to \$18,303.75, to construct the Sidewalks – DLR Drive Project, PW19-18 (Project).

The completed Project includes new sidewalk on the north side of northerly leg and the west side of DLR Drive. The work also includes ADA-compliant driveways, landscaping removal and replacement, and utility adjustments.

LC Paving & Sealing has completed the work in accordance with the approved plans and specifications and to the satisfaction of the Director of Public Works / City Engineer. All work is warranted for a period of one year from August 23, 2022, the date the City obtained “beneficial use” of the Project. The retention for this project will be released pursuant to the provisions of Public Contract Code 7107.

The final contract amount is \$173,618.04, which includes the original contract amount of \$183,037.47, a net reduction of \$12,179.69 based on a balancing of actual contract item quantities, and one contract change order totaling \$2,760.26.

**FISCAL IMPACT:** There is no fiscal impact associated with accepting the Project and filing of the Notice of Completion.

**ATTACHMENTS:**

1. Notice of Completion
2. Maintenance Bond
3. Contractor's Affidavit and Final Release