

**CITY OF TEMECULA
AGENDA REPORT**

TO: City Manager/City Council

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

DATE: June 25, 2019

SUBJECT: Accept Improvements and File the Notice of Completion for Sidewalks – Sixth Street Improvements, PW17-05

PREPARED BY: Kendra Hannah-Meistrell, Senior Civil Engineer – CIP
Chris White, Associate Engineer II - CIP

RECOMMENDATION: That the City Council:

1. Approve an increase to the project contingency in the amount of \$6,697.07 for the Sidewalks – Sixth Street Improvements, PW17-05;
2. Increase the City Manager change orders approval authority in the amount of \$6,697.07;
3. Accept the improvements for the Sidewalks – Sixth Street Improvements, PW17-05, as complete;
4. 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 contract amount;
5. Release the Labor and Materials Bond seven months after filing the Notice of Completion, if no liens have been filed.

BACKGROUND: On March 13, 2018, the City Council awarded a Construction Contract to Eagle Paving Company, Inc., in the amount of \$150,595.00, and authorized the City Manager to approve change orders not to exceed a 10% contingency of \$15,059.50, to complete the Sidewalks – Sixth Street Improvements, PW17-05 project.

The Sidewalks – Sixth Street Improvements from Mercedes Street to the Mary Phillips Senior Center provides walking surfaces for pedestrians. The project consisted of installing a sidewalk along the north side of Sixth Street, from Mercedes Street to the Mary Phillips Senior Center and widening Sixth Street to ultimate width. The improvements also included constructing an ADA ramp, street lights, and planting street trees. This project satisfies the City's Core Values of Transportation Mobility and Connectivity.

Additional crushed aggregate base, traffic control and NPDES compliance were necessary during construction. The cost of these additions exceed the remaining contingency amount and necessitates an increase to the contingency.

The Contractor 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 March 13, 2019, the date the City obtained “beneficial use” of the project improvements. The retention for this project will be released pursuant to the provisions of Public Contract Code Section 7107.

FISCAL IMPACT: The original Contract amount was \$150,595.00, the approved contract change orders and remaining contingency total \$15,059.50, and with the contingency increase of \$6,697.07, the total project cost is \$172,351.57. There are sufficient funds available in the account to cover the contingency increase request.

ATTACHMENTS:

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