

CITY OF DANA POINT
AGENDA REPORT

Reviewed By:	
DH	X
CM	X
CA	

DATE: MARCH 24, 2004

TO: CITY MANAGER/CITY COUNCIL

FROM: LAWRENCE D. PIERCE, INTERIM DIRECTOR OF PUBLIC WORKS AND ENGINEERING SERVICES

SUBJECT: ADOPTION OF RESOLUTION APPROVING A NOTICE OF COMPLETION FOR CONSTRUCTION OF THE ARTERIAL ROADWAY RESURFACING PROJECT PHASE I, FISCAL YEAR 2003-2004

RECOMMENDED ACTION:

That the City Council (1) adopt a resolution entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, APPROVING A NOTICE OF COMPLETION FOR THE CONSTRUCTION OF THE ARTERIAL ROADWAY RESURFACING PROJECT PHASE I, FISCAL YEAR 2003-2004

and (2) direct staff to transfer all project savings to the Capital Improvement Program reserves.

ISSUES:

The City Council awarded a contract to All American Asphalt, Incorporated, for the construction of the Arterial Roadway Resurfacing Project Phase I, Fiscal Year 2003-2004, on August 27, 2003. The work has been completed in accordance with the approved specifications and to the satisfaction of the Director of Public Works and Engineering Services. Since the work has been completed, it would be appropriate for the City Council to approve a Notice of Completion.

BACKGROUND:

The City Council authorized the design for the rehabilitation of the following two arterials:

1. Niguel Road between Pacific Coast Highway and Camino Del Avion
2. Golden Lantern between Dana Point Harbor Drive and Pacific Coast Highway

The project involves street rehabilitation, traffic control, striping and other improvements. The City was required to solicit permits from the State of California Department of Transportation for both segments based on work in Pacific Coast Highway.

The City is also obligated under the American with Disabilities Act (ADA) to modify curb ramps at all intersections in the project area. ADA requirements dictate that all curb ramps must be modified to match current Federal standards for curb ramps.

Bids were received for the project and were opened by the City Clerk on July 8, 2003. Five (5) bids were received as follows:

All American Asphalt	\$ 936,392.00
Silvia Construction, Incorporated	\$ 1,032,656.78
RJ Noble Company	\$ 1,043,568.25
Palp, Incorporated dba Excel Paving Company	\$ 1,046,905.90
Sequel Contractors, Incorporated	\$ 1,077,230.05

Based on the bid results, the City Council awarded a contract to All American Asphalt on July 23, 2003.

DISCUSSION:

The City's contractor, All American Asphalt, Incorporated, has completed the construction of the Arterial Roadway Resurfacing Project, FY 2003/2004. The project involved the rehabilitation of Niguel Road from Camino Del Avion to Pacific Coast Highway, and Golden Lantern from Dana Point Harbor Drive to Pacific Coast Highway. The City Inspector/Construction Manager has inspected the work and confirmed that the project was constructed in accordance with the approved plans and specifications to the satisfaction of the Director of Public Works and Engineering Services. Therefore, staff recommends that the City Council adopt a resolution approving a Notice of Completion, Action Document A.

NOTIFICATION/FOLLOW-UP

All American Asphalt

STRATEGIC PLAN IMPLEMENTATION

In compliance with the Strategic Plan Initiative to maintain, modernize and beautify the City's infrastructure and neighborhoods, this project implements the tactical element of upgrading and maintaining roads and bridges.

FISCAL IMPACT:

Total available funding is as follows:

FY2002-2003 CIP Budget (General Fund)	\$ 486,873.00
FY2003-2004 CIP Budget (General Fund)	\$ 1,176,100.00
AHRP Funds for Street of the Golden Lantern	\$ 100,000.00
AHRP Funds for Niguel Road	<u>\$ 198,900.00</u>

Total funding available **\$ 1,961,873.00**

Project costs to date are as follows:

Design, Psomas	\$ 380,332.00
Project Management, PBSJ	\$ 59,088.00
Cultural Resource Studies, LSA	\$ 8,600.00
Printing, CR	\$ 1,450.00
Construction	\$ 936,392.00
15% Contingency	\$ 140,459.00
Material Testing	\$ 20,000.00
Construction Administration	\$ 149,995.00
Construction Support, Psomas	\$ 17,000.00
Peek Signal Maintenance	\$ 6,654.36
Bush and Associates	\$ 1,000.00
D.M. Kisling Construction	<u>\$ 7,185.46</u>

Total Additional Project Costs **\$ 1,728,155.82**

All project savings will be directed to the Capital Improvement Program reserves.

ALTERNATIVE ACTIONS:

1. Do not construct the project at this time.
2. Other action as directed by the City Council

ACTION DOCUMENTS:

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SUPPORTING DOCUMENTS:

None

Action Document A – Resolution**RESOLUTION NO.****A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, APPROVING A NOTICE OF COMPLETION FOR THE CONSTRUCTION OF THE ARTERIAL ROADWAY RESURFACING PROJECT PHASE I, FISCAL YEAR 2003-2004**

THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA DOES HEREBY RESOLVE AS FOLLOWS:

WHEREAS, the City of Dana Point has entered into an agreement with the All American Asphalt, Incorporated for the construction of the Arterial Roadway Resurfacing Project Phase I, Fiscal Year 2003-2004 on July 23, 2003.

WHEREAS, the Director of Public Works and Engineering Services has evaluated the work and cost figures and recommends approval.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Dana Point as follows:

- Section 1. That the work required to be performed by said Contractor has been completed.
- Section 2. That the work is hereby accepted and approved.
- Section 3. That the City Clerk is directed to certify the Resolution and to forthwith forward a "Notice of Completion" to the Recorder of the County of Orange for recording.
- Section 4. That the City Clerk is directed to release security posted for the completion of the project thirty-five (35) days after recordation of the Notice of Completion by the County of Orange Recorder, provided that no stop notices have been filed against said contractor.

PASSED, APPROVED, AND ADOPTED this 24th day of March, 2004.

JOE SNYDER, MAYOR

ATTEST:

Sharon Street, City Clerk

STATE OF CALIFORNIA)
COUNTY OF ORANGE) ss
CITY OF DANA POINT)

I, Sharon Street, City Clerk of the City of Dana Point, California, DO HEREBY CERTIFY that the foregoing is a true and correct copy of Resolution No. _____ adopted by the City Council of the City of Dana Point, California, at a regular meeting thereof held on the 24th day of March, 2004, by the following vote:

AYES:

NOES:

ABSENT:

(SEAL)

SHARON STREET, CITY CLERK

Action Document B – Notice of Completion

Recording Fees Exempt per
Government Code Section 6103

Recording Requested by:
Public Works Department
City of Dana Point
33282 Golden Lantern
Dana Point, California

When Recorded Please Mail to:
CITY CLERK
CITY OF DANA POINT
33282 GOLDEN LANTERN
DANA POINT, CA 92629

This Space for Recorder’s Use Only

NOTICE OF COMPLETION

NOTICE IS HEREBY GIVEN that a contract was heretofore awarded by the City Council of the City of Dana Point, California, to All American Asphalt, Incorporated for the performance of the following work:

ARTERIAL ROADWAY RESURFACING PROJECT PHASE I, FISCAL YEAR 2003-2004

Said work was completed on March 2, 2004, by said company; was completed in accordance with City standards and to the satisfaction of the Director of Public Works and Engineering Services of the City of Dana Point; and was accepted by the City Council of the City of Dana Point, owner, at a regular meeting thereof held on the 24th day of March, 2004, by Resolution No. _____.

Upon said contract, surety was given by Fidelity and Deposit Company of Maryland, Bond Number 086 74 710, as required by law.

DATED this _____ day of _____, 2004, at Dana Point, California.

Sharon Street, City Clerk

STATE OF CALIFORNIA)
COUNTY OF ORANGE) ss
CITY OF DANA POINT)

I, Sharon Street, City Clerk of the City of Dana Point, California, do hereby certify that the foregoing Notice of Completion is true and correct, and that said Notice of Completion was duly and regularly ordered to be recorded in the Office of the Orange County Recorder by said City Council.

DATED this _____ day of _____, 2004, at Dana Point, California.

Sharon Street, City Clerk