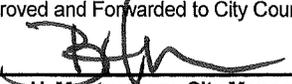




STAFF REPORT

Date: Tuesday, March 11, 2014
To: Bryan H. Montgomery, City Manager
From: Kevin Rohani, Public Works Director/City Engineer
Jason Kabalin, Assistant Engineer
SUBJECT: Acceptance of work associated with CIP Project No. 96 – O'Hara Avenue Widening Project (Covered Wagon Drive to Laurel Road)

Approved and Forwarded to City Council:


Bryan H. Montgomery, City Manager

Introduction

The City's adopted FY 2013/14 Capital Improvement Program (CIP) Budget designates funding for various infrastructure repair and replacement projects. This is consistent with the City's goals to improve the quality of the City's public infrastructure and to enhance the quality of life for our residents.

Background and Analysis

Capital Improvement Project No. 96 widened the east side of O'Hara Avenue to a four lane divided roadway with landscaped medians and bike lanes from Covered Wagon Drive to Laurel Road. Along with the road widening, the project included retaining walls, curb, gutter, and sidewalk, as well as the installation of irrigation and landscaping in the median and planter areas. The underground utility construction included the installation of one fire hydrant, sewer lateral, and storm drainage improvements. L.E.D. street lighting was installed in the median replacing the old street lights on the west side of the road. Finally new striping and signing was installed for the project.

Summary

Early in the design phase of this project, staff held neighborhood meetings at O'Hara Park School in an effort to inform and discuss the road widening and access changes that were a part of the project. Staff also had several meetings with the O'Hara Park School staff and individual property owners along the project corridor to discuss the details of the project and to ensure that any special property owner needs were accommodated. During these meetings contact information was also provided so that any issues that came up during construction could be addressed expeditiously by staff and the construction team. This approach was particularly valuable during the construction of medians, retaining wall, and the new fence along the project where the property owner's rear and side yards were directly affected.

The overhead and underground utilities consisted of relocating existing AT&T poles, construction of a storm drain system, and connections to existing water and sewer utilities. Staff worked thoroughly with AT&T, Diablo Water District, and Ironhouse Sanitary District to resolve various unforeseen site conditions and coordinated all necessary tasks to complete all the underground and overhead related utility work.

After the grading and completion of underground work, installation of the retaining walls, curbs, gutters, sidewalks, and driveways commenced. Staff worked with O'Hara Park School staff and the residents on several occasions to confirm that their driveway approaches and clearances were acceptable and met their needs.

In the middle of construction, the original concrete fence manufacturer that was specified in the plans had gone out of business without any notification to the City or Contractor. In order to keep the project moving forward, both staff and the contractor worked diligently to find an alternate concrete fence and the only product available was twice the cost of the original. Through extensive research staff found a superior quality vinyl fence that would endure Oakley's climate and maintain the same look as concrete fence as an alternate product that was accepted by the Council.

Soon after the fence was installed the paving operations commenced. During these operations, it was observed that a portion of the rubberized asphalt surface course did not meet the project specifications. Staff met with the contractor to discuss this issue and a solution was agreed upon whereby the contractor, at their sole expense, and no cost to the City, removed the unacceptable pavement and replaced it immediately.

Staff also met with the O'Hara Park School staff to discuss options to help alleviate congestion during school drop off and pick up times. As a result of the meetings an asphalt path for pedestrians was constructed along with an exit only relief, driveway at the south end of the old YMCA parking lot. The driveway was installed so parents that pick up their children from school and patrons that use the old YMCA buildings can easily exit on to O'Hara Avenue without having to drive through the school's congested parking lot.

The final phase of this project was the street light installation and landscaping, followed by signing and striping. Staff continued their coordination efforts with the contractor to make sure this phase of the work was performed successfully.

After the project was substantially complete, staff continued to meet with the property owners on several occasions, both during and after business hours at their convenience to ensure that their concerns were addressed. The collaborative effort by the residents and staff resulted in a better project and reduced some of the inconveniences that may result from a major construction project. The successful completion of this project also adds a new asset to the City of Oakley public infrastructure system.

Fiscal Impact

This construction contract awarded by the City Council was for \$1,974,572.00 with the contingency amount of \$197,457.20, bringing the total authorized budget to \$2,172,029.20. This construction contract was successfully completed under the authorized budget for \$2,128,718.34.

Pursuant to the contract documents, 5% of the accrued costs were withheld from the amount paid to the contractor. These funds are called "retention", and are held until the end of the project to ensure that the contractor completes the project in a timely manner. Approval of this item will authorize the release of the retention payment to the contractor. The retention was already budgeted as part of the contract and change order approvals, so there is no additional fiscal impact associated with this action.

Recommendation

Staff recommends that the City Council Adopt the Resolution accepting CIP Project No. 96 – O'Hara Avenue Widening (Covered Wagon Drive to Laurel Road) as constructed by DeSilva Gates Construction to be complete, and to direct the City Clerk to file a Notice of Completion for the project with the County Recorder.

Attachments

- 1) Resolution
- 2) Notice of Completion

RESOLUTION NO. __-14

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OAKLEY ACCEPTING AS COMPLETE THE WORK PERFORMED BY DESILVA GATES CONSTRUCTION FOR CIP PROJECT NO. 96 – O’HARA AVENUE WIDENING PROJECT (COVERED WAGON DRIVE TO LAUREL ROAD)

WHEREAS, Mark Thomas and Company Inc. prepared plans, special provisions, and cost estimates related to CIP Project Nos. 96 - O’Hara Avenue Widening Project (Covered Wagon Drive to Laurel Road); and

WHEREAS, on February 12, 2013, by adopting Resolution No. 13-13, the City Council awarded a construction contract to DeSilva Gates Construction, for the construction of CIP No. 96 – O’Hara Avenue Widening Project (Covered Wagon Drive to Laurel Road). DeSilva Gates Construction submitted the lowest responsive base bid in the amount of \$1,974,572.00; and

WHEREAS, during the life of the project there were twenty approved change orders, and the final invoiced amount including approved change orders is \$2,128,718.34; and

WHEREAS, DeSilva Gates Construction has satisfied the contractual requirements necessary for the acceptance of CIP No. 96 as complete.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED, by the City Council of the City of Oakley that CIP Project No. 96 – O’Hara Avenue Widening Project (Covered Wagon Drive to Laurel Road) is hereby accepted as complete

BE IT FURTHER RESOLVED AND ORDERED, that the City Clerk is hereby directed to file a Notice of Completion for CIP No. 96 with the County Recorder.

PASSED AND ADOPTED by the City Council of the City of Oakley at a meeting held on the 11th of March, 2014 by the following vote:

AYES:
NOES:
ABSENT:
ABSTENTIONS:

APPROVED:

Randy Pope, Mayor

ATTEST:

Libby Vreonis, City Clerk

Date

PURSUANT TO GOVERNMENT
CODE §6103 NO FEE IS REQUIRED
FOR THE RECORDATION OF THIS
DOCUMENT

WHEN RECORDED MAIL TO:

City Clerk
City Of Oakley
3231 Main Street
Oakley, Ca 94561

RECORDING REQUESTED BY:

City Of Oakley
3231 Main Street
Oakley, Ca 94561

SPACE ABOVE THIS LINE RESERVED FOR RECORDER'S USE

NOTICE OF COMPLETION

CIP 96 – O'Hara Avenue Widening (Covered Wagon Drive to Laurel Road)

NOTICE IS HEREBY GIVEN THAT:

The CITY OF OAKLEY, a political subdivision of the State of California, did, on February 12, 2013, enter into an agreement with DeSilva Gates Construction for construction of Capital Improvement Program Project Number 96 – O'Hara Avenue Widening (Covered Wagon Drive to Laurel Road).

The work described in the contract documents was to furnish all material, labor, and equipment necessary to complete CIP No. 96 – O'Hara Avenue Widening (Covered Wagon Drive to Laurel Road). The project limits are located on O'Hara Avenue between Covered Wagon Drive and Laurel Road.

On March 11, 2014 said contract, as a whole was completed and the work was accepted by the City Council of the City of Oakley.

I hereby certify under penalty of perjury that the facts set forth in the foregoing Notice of Completion are true and correct.

Executed at Oakley, Contra Costa County, State of California, on _____.

By: _____
Libby Vreonis, City Clerk
City of Oakley, California