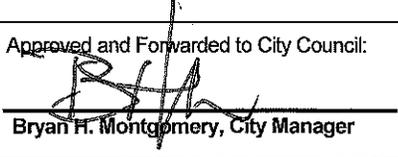


STAFF REPORT

Date: Tuesday, December 8, 2015
To: Bryan H. Montgomery, City Manager
From: Kevin Rohani, Public Works Director/City Engineer

Approved and Forwarded to City Council:


Bryan H. Montgomery, City Manager

SUBJECT: Acceptance of work associated with CIP Project No. 39 – Hill Avenue Multi-Use Trail and Pedestrian Bridge Project

Background and Analysis

On August 11, 2015 the City Council awarded a contract to Breneman, Inc. for the construction of Capital Improvement Project (CIP) No. 39 for the Hill Avenue Multi-Use Trail and Pedestrian Bridge Project for the amount not to exceed \$244,860. The improvements consisted of a multi-use trail connection and the installation of a prefabricated pedestrian/bike bridge over Marsh Creek located east of the Marsh Creek Glenn Park at Hill Avenue.

Prior to construction, staff met with the contractor, Flood Control District, East Bay Regional Park District, and Diablo Water District to review the project details. Staff ensured that this collaborative effort between agencies allowed for a smooth construction of the project given the time constraints and environmental permitting requirements.

Staff coordinated with East Bay Regional Park District to notify trail users in the area of the construction activity on the Marsh Creek Regional Trail. Trail signs were posted both from the Laurel Road and Delta Road access points. Online notifications were also made on both East Bay Regional Park District and City of Oakley websites.

The successful completion of this project added a new asset to the City of Oakley public infrastructure system and will improve trail use and access for the Hill Avenue neighborhoods.

Fiscal Impact

A contingency amount of an additional \$20,000 was appropriated in addition to the original budget of \$250,000, bringing the total authorized construction budget to \$270,000. This construction contract was successfully completed under the authorized budget on time, with the final construction cost of \$269,097.11.

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 the Hill Avenue Multi-Use Trail and Pedestrian Bridge, CIP Project No. 39 as constructed by Breneman, Inc., 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. __-15

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OAKLEY ACCEPTING AS COMPLETE THE WORK PERFORMED BY BRENEMAN INC., FOR CIP PROJECT NO. 39 – HILL AVENUE MULTI-USE TRAIL AND PEDESTRIAN BRIDGE PROJECT

WHEREAS, the City of Oakley prepared plans, special provisions, and cost estimates related to CIP Project No. 39 – Hill Avenue Multi-Use Trail and Pedestrian Bridge Project; and

WHEREAS, on August 11, 2015, by adopting Resolution No. 105-15, the City Council awarded a construction contract to Breneman, Inc., for the construction of CIP No. 39 – Hill Avenue Multi-Use Trail and Pedestrian Bridge Project; and

WHEREAS, during the life of the project two (2) change orders were issued, and the final invoiced amount is \$269,097.11; and

WHEREAS, Breneman, Inc., has satisfied the contractual requirements necessary for the acceptance of CIP No. 39 – Hill Avenue Multi-Use Trail and Pedestrian Bridge Project; and

NOW, THEREFORE, BE IT RESOLVED AND ORDERED, by the City Council of the City of Oakley that CIP Project No. 39 – Hill Avenue Multi-Use Trail and Pedestrian Bridge Project 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. 39 – Hill Avenue Multi-Use Trail and Pedestrian Bridge Project with the County Recorder.

PASSED AND ADOPTED by the City Council of the City of Oakley at a meeting held on the 8th of December, 2015 by the following vote:

AYES:
NOES:
ABSENT:
ABSTENTIONS:

APPROVED:

,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 39 – Hill Avenue Multi-Use Trail and Pedestrian Bridge Project

NOTICE IS HEREBY GIVEN THAT:

The CITY OF OAKLEY, a political subdivision of the State of California, did, on August 11, 2015, enter into an agreement with Breneman, Inc., for the construction of Capital Improvement Program Project Number 39 – Hill Avenue Multi-Use Trail and Pedestrian Bridge Project.

The work described in the contract documents was to furnish all material, labor, and equipment necessary to complete CIP No. 39 – Hill Avenue Multi-Use Trail and Pedestrian Bridge Project. The project is located on Marsh Creek at the eastern boundary of the Marsh Creek Glenn Park on Hill Avenue in Oakley.

On December 8, 2015 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 December 8, 2015.

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