



STAFF REPORT

Date: Tuesday, October 14, 2014
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. 150 – Civic Center Amphitheater Improvement Project

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

On May 13, 2014, City Council approved the plans and specifications for the Civic Center Amphitheater Improvement Project and authorized staff to advertise the project for bid.

The design and development of this project had begun in winter 2013 and was a collaborative process taking input from the community in order to create a special gathering place for the community in downtown. This project constructed amphitheater style seating, stage and stage cover, a restroom/snack shack building, landscaping and lighting.

The project bidding phase was expeditiously completed in order for the construction contract to be awarded and the project construction to start, so that the facility would be ready and open for public use by the Heart of Oakley Festival in September.

Summary

On June 10, 2014 City Council awarded the construction contract to Wayne E. Swisher Cement Contractor Inc. with the construction on the project beginning soon after and commencing with the grading operations and excavation for the structure foundations. Concurrent with the grading operations, the utility construction work for electrical, irrigation, and sewer lines were completed. The stage and seating areas were then completed along with decorative brick bands and stamped concrete components which enhanced the aesthetic of this facility. The final element of the project was the installation of new natural turf which made this project shine and made it an integral part of the Civic Center Park and Campus.

The collaborative effort by staff from various City departments resulted in an improved project and a privilege for all who participated in construction of this landmark for the community. The successful completion of this project also adds a new asset to the City of Oakley public infrastructure system.

Fiscal Impact

The original contract awarded by City Council was for \$317,845 with a contingency budget of \$30,000 for a total project budget of \$347,845. The project was completed for \$336,881.76 on time and under the approved budget.

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. 150 – Civic Center Amphitheater Improvement Project as constructed by Wayne E. Swisher Cement Contractor 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. __-14

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OAKLEY ACCEPTING AS COMPLETE THE WORK PERFORMED BY WAYNE E. SWISHER CEMENT CONTRACTOR INC., FOR CIP PROJECT NO. 150 – CIVIC CENTER AMPHITHEATER IMPROVEMENT PROJECT

WHEREAS, Garth Ruffner Landscape Architect, prepared plans, special provisions, and cost estimates related to CIP Project No. 150 – Civic Center Amphitheater Improvement Project; and

WHEREAS, on June 10, 2014, by adopting Resolution No. 56-14 the City Council awarded a construction contract to Wayne E. Swisher Cement Contractor Inc., for the construction of CIP No. 150 – Civic Center Amphitheater Improvement Project; and

WHEREAS, during the life of the project, two change orders were issued, and the final invoiced amount is \$336,881.76; and

WHEREAS, Wayne E. Swisher Cement Contractor Inc., has satisfied the contractual requirements necessary for the acceptance of CIP No. 150 as complete.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED, by the City Council of the City of Oakley that CIP Project No. 150 – Civic Center Amphitheater Improvement 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. 150 with the County Recorder.

PASSED AND ADOPTED by the City Council of the City of Oakley at a meeting held on the 14th of October, 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 150 – Civic Center Amphitheater Improvement Project

NOTICE IS HEREBY GIVEN THAT:

The CITY OF OAKLEY, a political subdivision of the State of California, did, on June 10, 2014, enter into an agreement with Wayne E. Swisher Cement Contractor Inc., for construction of Capital Improvement Program Project Number 150 – Civic Center Amphitheater Improvement Project.

The work described in the contract documents was to furnish all material, labor, and equipment necessary to complete CIP No. 150 – Civic Center Amphitheater Improvement Project.

On October 14, 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