



## Legislation Details (With Text)

**File #:** 22-1861      **Version:** 1

**Type:** Agenda Item      **Status:** Approved

**File created:** 9/30/2022      **In control:** Board of Supervisors

**On agenda:** 11/8/2022      **Final action:** 11/8/2022

**Title:** Department of Transportation recommending the Board consider the following:  
1) Accept the road improvements for the El Dorado County Community Health Center - Missouri Flat Road / Offsite Improvements Project, DR19-0007, as complete;  
2) Reduce Performance Bond 9320547 from \$357,011.00 to \$35,701.10, which is ten percent of the total cost of the road improvements, an amount which guarantees against any defective work, labor done, or defective materials furnished, and is to be released after one year if no claims are made;  
3) Hold Laborers & Materialmens Bond 9320547 in the amount of \$357,011.00 for six months to guarantee payments to persons furnishing labor, materials, or equipment; and  
4) Authorize the Clerk of the Board to release the respective Bonds after the required time periods upon written request by the Department.

**FUNDING:** Developer Funded.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
11/8/2022	1	Board of Supervisors	Approved	Pass

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4) Authorize the Clerk of the Board to release the respective Bonds after the required time periods upon written request by the Department.

**FUNDING:** Developer Funded.

### DISCUSSION / BACKGROUND

On July 27, 2021 (Item 32, Legistar 21-0926), the Board approved the Offsite Road Improvement Agreement (RIA) for the El Dorado County Community Health Center - Missouri Flat Road / Offsite Improvements Project, DR19-0007 (Project), # 21-54977, with El Dorado Community Health Center and Neenan Company LLLP (Developers). The RIA defined the obligations of the Developer for the performance of the work within the County Right of Way. The RIA set forth the terms and conditions for the construction of the offsite improvements and allowed the Developer to improve Missouri Flat Road at Forni Road in accordance with approved plans.

The road improvements for the Project have been inspected by the Department of Transportation (Transportation) and were found to be complete in accordance with the approved plans, specifications, and requirements of the RIA.

### **ALTERNATIVES**

None; when the Developers complete all improvements and the County inspects and approves those improvements, the County is then obligated to approve reduction of the Bonds, if necessary, and initiate the warranty period.

### **PRIOR BOARD ACTION**

Outlined in the Discussion / Background section above.

### **OTHER DEPARTMENT / AGENCY INVOLVEMENT**

N/A

### **CAO RECOMMENDATION / COMMENTS**

Approve as recommended.

### **FINANCIAL IMPACT**

The requested Board action has no associated fiscal impact or change to Net County Cost.

### **CLERK OF THE BOARD FOLLOW UP ACTIONS**

1) The Clerk of the Board will reduce Performance Bond 9320547 from \$357,011.00 to \$35,701.10 and advise Transportation (attn.: Lindsay Tallman) and the Bonded Developer, Neenan Company LLLP, 3325 South Timberline Road, Suite 100, Fort Collins, Colorado 80525, that it has been reduced.

2) The Clerk of the Board will hold Laborers & Materialmens Bond 9320547 in the amount of \$357,011.00 for six (6) months. If no claims have been filed, Transportation will request in writing that the Clerk of the Board release said Bond.

### **STRATEGIC PLAN COMPONENT**

Infrastructure improvements are a vital component in the County's ability to accommodate economic growth and provide safe roads for the residents of El Dorado County and the traveling public.

### **CONTACT**

Rafael Martinez, Director  
Department of Transportation