



## Legislation Text

**File #:** 11-0787, **Version:** 3

Department of Transportation recommending the Board consider the following:

- 1) Authorize the Chair to sign the Notice of Acceptance with V & C Construction, Inc. for the Montgomery Estates Area 1B Erosion Control Project (PW No. 11-30603, CIP No. 95193) in the Lake Tahoe Basin; and
- 2) Authorize the Acting Clerk of the Board to release the Payment and Performance Bonds to the Surety upon notification from the Department after the one-year guarantee period.

**FUNDING:** This Project was funded by the United States Forest Service. The requested Board action has no associated fiscal impact.

### **Reason for Recommendation**

The Contract for the Montgomery Estates Area 1B Erosion Control Project (Project) in the Lake Tahoe Basin was approved by the Board on June 12, 2012. The Project was completed on September 6, 2012. Recordation of the Notice of Acceptance (NOA) will start legal time frames for guarantees, a lien period, and return of retention monies. If there are no construction defects or warranty claims during the one-year guarantee period, the Department will notify the Acting Clerk of the Board to release the Payment and Performance bonds one year after the NOA is recorded.

The construction budget for this Project, as reflected in the Department of Transportation's (Department) 2012 Capital Improvement Program, was \$500,000. The total completed construction cost of the Project is listed below:

Original Bid Price	\$347,139.50
Construction Contract Item Cost	\$368,690.40
Contract Change Orders	\$ 25,356.86
<b>Final Cost of Construction Contract</b>	<b>\$394,047.26</b>

The Contract Change Orders on this Project dealt with the construction of additional rolled curb and gutter with tie-in pavement, the raising of storm drain manholes to grade, and modifications to a sediment trap.

### **Action to be taken following Board approval**

- 1) The Chair will sign the Notice of Acceptance.
- 2) The Acting Clerk of the Board will send the Notice of Acceptance to the Recorder/Clerk's Office for recordation within ten (10) days and forward a copy of the recorded Notice of Acceptance to the Department.
- 3) The Acting Clerk of the Board will release the Payment and Performance Bonds to the Surety upon notification from the Department.

### **Action to be taken by the Department following Board approval**

One year after the recordation of the Notice of Acceptance, the Department will verify that all

warranty work, if any, has been satisfactorily completed and will notify the Acting Clerk of the Board in writing to release the Bonds.

**Contact**

Kim Kerr

Interim Director

Department of Transportation