



## Legislation Text

**File #:** 17-1011, **Version:** 1

Community Development Services, Department of Transportation, recommending the Board consider the following:

- 1) Approve and authorize the Chair to sign the Notice of Acceptance with Trinity River Construction, Inc., for the 2017 Mosquito Road Failure Project, Contract PW 17-31171, CIP 78714, P&C 154-C1899; and
- 2) Approve and authorize the Clerk of the Board to release the Payment and Performance Bonds to the Surety upon notification from the Department of Transportation, after the one-year guarantee period.

**FUNDING:** Local and State discretionary funding initially (100%), with Transportation staff working with the Federal Emergency Management Agency to obtain emergency reimbursement. (State and Federal)

### **DEPARTMENT RECOMMENDATION**

Community Development Services (CDS), Department of Transportation (Transportation), recommending the Board consider the following:

- 1) Approve and authorize the Chair to sign the Notice of Acceptance (NOA) with Trinity River Construction, Inc. (Trinity), for the 2017 Mosquito Road Failure Project (Project), Contract PW 17-31171, Capital Improvement Project (CIP) 78714, P&C 154-C1899; and
- 2) Approve and authorize the Clerk of the Board to release the Payment and Performance Bonds to the Surety upon notification from Transportation, after the one-year guarantee period.

### **DISCUSSION / BACKGROUND**

The delegation and approval of the contract to the Chief Administrative Officer and Director of Transportation for the Project was approved by the Board on May 23, 2017 (Item 20). Construction was completed in September 2017. Recordation of the NOA will start legal time frames for guarantees, a lien period, and return of retention monies. Recordation of the NOA will also start the one-year time frame for releasing the Payment and Performance Bonds to the Surety.

### **Direct Construction Cost Summary:**

Original Bid Price:	\$ 349,850
Contract Item Cost:	\$ 382,025
Contract Change Order Cost:	\$ -0-
Total Direct Construction Cost:	\$ 382,025
Direct Construction Budget:	\$ 382,025

There were no major Contract Change Orders issued for this Project.

The final costs listed are estimates. Transportation will be closing out the Project with the Contractor and finalizing costs over the coming weeks. Any significant deviations from the estimates above that exceed Transportation's allocated authority will be brought back to the Board for review and approval

in a subsequent agenda item.

### **ALTERNATIVES**

The Board could choose not to approve the NOA. Transportation has inspected the work and deemed the work complete. The NOA initiates the warranty period and the time period counter for the release of Payment and Performance Bonds. By not approving the NOA, the Board would delay the release of the Bonds and extend the Contractor's warranty period.

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

N/A

### **CAO RECOMMENDATION**

It is recommended that the Board approve this item.

### **FINANCIAL IMPACT**

There is no change to Net County Cost associated with this item. Funding for the Project is budgeted in Transportation's 2017 CIP, which was approved by the Board on June 27, 2017 (Item 25), and is provided by local and State discretionary funds with possible reimbursement by the Federal Emergency Management Agency and California Office of Emergency Services. The anticipated direct construction cost is less than the direct construction budget established by the Board.

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

- 1) The Clerk of the Board will obtain the Chair's signature on one (1) original copy of the NOA.
- 2) The Clerk of the Board will send the one (1) executed original copy of the NOA to the Recorder/Clerk's Office for recordation within ten (10) days and forward a copy of the recorded NOA to CDS Transportation, Fairlane Engineering, attention Matt Smeltzer.
- 3) One (1) year after the recordation of the NOA, Transportation will verify that all warranty work, if any, has been satisfactorily completed and will notify the Clerk of the Board in writing to release the Payment and Performance Bonds.

### **STRATEGIC PLAN COMPONENT**

Infrastructure and Public Safety

### **CONTACT**

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