

CITY OF SEBASTOPOL CITY COUNCIL

AGENDA ITEM REPORT FOR MEETING OF: July 02, 2024

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To: Honorable Mayor and City Councilmembers
From: Mario Landeros, Interim City Engineer
Subject: State Route 116 & Bodega Avenue Pedestrian Improvements - Notice of Completion

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RECOMMENDATIONS:

The item is to request Council adopt a Minute Order accepting improvements for public use and authorizing staff to file a Notice of Completion for State Route (SR) 116 & Bodega Avenue Pedestrian Improvements (the Project).

EXECUTIVE SUMMARY:

The Project consists of installing new ADA-compliant curb ramps on SR 116 and new pedestrian-activated flashing beacons on Bodega Avenue. The Project was constructed by Pat Nelson Construction Inc. and is now complete. Staff is requesting authorization to file a notice of completion with the Sonoma County Recorder. The original contract award was for \$515,052 and the final construction contract is \$516,062.

The Project addresses previously recommended safety improvements from past pedestrian crossing safety studies on SR 116 corridor at its intersections with Hurlbut Ave, Cleveland Ave, N. Main St and Wallace St, and on Bodega Avenue at its intersections with Robinson Road and Florence Avenue.

BACKGROUND AND DISCUSSION:

The Project is CIP Project #1000-19.01 in the adopted Fiscal Year 2023-24 Capital Improvement Program (CIP). On April 4, 2023, Council awarded the Project construction contract to Pat Nelson Construction Inc. (Contractor) for \$515,052. The final construction cost is \$516,062.

The Project consists of safety improvements on SR 116 corridor at the intersections of SR 116 & Hurlbut Ave, SR 116 & Cleveland Ave, SR 116 & N Main St and SR 116 & Wallace St, that includes installing new ADA-compliant curb ramps, detectable warning (yellow) surfaces, grouted cobble to indicate non-path of travel, and restripe crosswalks as necessary. In addition to SR 116 improvements, at Bodega Avenue & Robinson Road and Bodega Avenue & Florence Avenue intersections new pedestrian-activated high-intensity rapid flashing warning beacons were installed for both directions to increase motorists' awareness of the presence of pedestrians crossing. Additional crossing safety improvements at these two locations include new pedestrian-crossing signage, new continental crosswalk striping, and advanced yield markings on both the eastbound and westbound approaches to the crossings.

After accounting for adjustments to the schedule due to prolonged wet-weather conditions and other delays to the work beyond the contractor's control, the work was completed within the contract time of completion. All work has been inspected and approved by the City Engineer and is ready for the Council's acceptance.

A Notice of Completion is attached and will be filed with the Sonoma County Recorder pending City Council's accepting the improvements for public use and authorizing filing of the notice.

STAFF ANALYSIS:

With the completion of the work and contract requirements on or about May 24, 2024, and the enjoyment by the public of the finished public improvements, the Project is ready for Council acceptance.

Pursuant to the Public Contract Code, the City has retained a portion of progress payments (5% retention) made to the Contractor, and upon completion of work may release the retention within but no later than 60 days after date of completion (on or before July 23, 2024). In addition, once the Notice of Completion is recorded, claims made against the Project (e.g. claim for “stop payment”) will not be valid 30 days after recording the Notice of Completion (on or about August 2, 2024). Therefore, once the Council accepts completion of the work and soon after is followed by filing the Notice of Complete with the County Recorder, the City may release final retention on or before July 23, 2024.

COMMUNITY OUTREACH:

This item has been noticed in accordance with the Ralph M. Brown Act and was available for public viewing and review at least 72 hours prior to the scheduled meeting date.

FISCAL IMPACT:

The final cost of the Project for Fiscal Year 2023-24, including the final amount of the construction contract is \$643,000, and is within the approved Project budget of \$705,000. There is no cost associated with this item as the requested action is acceptance of improvements for public use and authorizing staff to file a Notice of Completion for the Project.

OPTIONS:

No reasonable alternatives have been identified, given that the final Project cost has been determined to be within the approved budget, and there is no fiscal impact resulting from the action requested of Council.

ATTACHMENTS:

Notice of Completion

APPROVALS:

Department Head Approval: Approval Date: 6/19/24

CEQA Determination (Planning): Approval Date: 6/18/24

The proposed action is not a project under the California Environmental Quality Act (CEQA)

Administrative Services (Financial) Approval Date: 6/18/24

Costs authorized in City Approved Budget: Yes No N/A

Account Code (f applicable) _____

City Attorney Approval: Approval Date: 6/18/24

City Manager Approval: Approval Date: 6/25/24

When Recorded Return to:
City of Sebastopol
P. O. Box 1776
Sebastopol, CA 95473

Recorded for the benefit of the City of Sebastopol
and exempt from recording fees pursuant to
Government Code Section 27383.

(Space Above this Line is for Recorder's Use Only)

**NOTICE OF COMPLETION
Contract 2019-01**

NOTICE IS HEREBY GIVEN THAT:

1. The undersigned is owner of the interest or estate below in the property hereinafter described.
2. The full name of the undersigned is the City of Sebastopol, a Municipal Corporation.
3. The address of the undersigned is P. O. Box 1776, Sebastopol, CA 95473
4. The nature of the title of the undersigned is owner in fee.
5. All work of improvement on the property hereinafter described was completed as of May 24, 2024.
6. The name of the original contractor for the work of improvement is Pat Nelson Construction Inc., of Petaluma, California.
7. The work of improvement is described as follows:

Contract No. 2019-01
State Route 116 & Bodega Avenue Pedestrian Improvements
 Original Contract Price: \$515,052.00
 Final Contract Price: \$516,061.55

I am the City Engineer for the City of Sebastopol, a Municipal Corporation, the owner of the indicated interest or estate in the property described above. I make this verification on behalf of the City of Sebastopol. I have read the Notice and know its contents. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

CITY OF SEBASTOPOL
A Municipal Corporation

Dated: _____

Mario Landeros, City Engineer