

CITY OF SEBASTOPOL CITY COUNCIL
AGENDA ITEM REPORT FOR MEETING OF:

September 3, 2024

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To: Honorable Mayor and City Councilmembers
From: Mario Landeros, Interim City Engineer
Subject: Sunset Avenue at Taft Street Pedestrian Crossing - 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 Sunset Avenue at Taft Street Pedestrian Crossing (the Project).

EXECUTIVE SUMMARY:

The Project is in response to the School District’s request for pedestrian crossing improvements at this location at Analy High School to make the crossing safer for students and other pedestrians. The Project was constructed by Pat Nelson Construction 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 \$112,032.00 and the final construction cost is \$120,475.90, which includes one contract change order for installing cobble walkable surface, additional concrete curb, gutter and sidewalk due to field conditions.

The City received infrastructure grant funding from County Supervisor Lynda Hopkins District 5 for \$200,000 and the School District provided a \$20,000 contribution towards the Project.

BACKGROUND AND DISCUSSION:

The Project is CIP Project # 0133-23.10 in the adopted Fiscal Year 2024-25 Capital Improvement Program (CIP). Pursuant to City Council Policy #89 as revised March 15,2022, the City Manager awarded the contract for the Project to the Contractor, Pat Nelson Construction (Contractor) on April 11, 2024. The contract price was \$ 112,032.00. The final construction cost is \$ 120,475.90.

The Project consisted of upgrading an existing pedestrian crossing, including reconstructing the existing curb ramps to comply with ADA standards, upgrading crosswalk markings including advanced yield markings, installing solar-powered pedestrian-activated warning beacons (double-sided flashing pedestrian crossing signs with circular LED lights of similar style to other Sebastopol crossings). Also installed is edge line striping for traffic calming on Sunset Avenue between Taft Street and Johnson Street.

The Contractor gave notice of the date of completion of all contract work as July 24, 2024. 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 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 July 25, 2024, and the enjoyment by the public of the finished public improvements, and 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 September 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 October 4,2024). 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 will release final retention by September 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, including the final amount of the construction contract, was within the approved Project budget, and is summarized below:

Original contract	\$112,032.00
Contract Change Order 1	<u>8,443.90</u>
	\$120,475.90

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: 8/15/24

CEQA Determination (Planning): Approval Date: 8/15/24

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

Administrative Services (Financial) Approval Date: 8/15/24

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

Account Code (f applicable) CIP Project No. 0133-23.10

City Attorney Approval: Approval Date: N/A

City Manager Approval: Approval Date: 8/15/24

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 2024-02

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 July 25, 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. 2024-02
Sunset Avenue at Taft Street Pedestrian Crossing
 Original Contract Price: \$112,032.00
 Final Contract Price: \$120,475.90

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