

**MOORPARK CITY COUNCIL  
AGENDA REPORT**

**TO:** Honorable City Council

**FROM:** Yugal K. Lall, City Engineer/Public Works Director  
Prepared by: Dave Klotzle, Assistant City Engineer 

**DATE:** May 22, 2009 (CC Meeting of 06/03/09)

**SUBJECT:** Consider Notice of Completion for the Tierra Rejada Road Median Landscaping – Phase 2 (Project 8042)

**BACKGROUND**

On November 5, 2008 the City Council approved the award of a contract to Rock Bottom, Inc., (Bakersfield, CA) for the construction of the median landscaping project on Tierra Rejada Road adjacent to the Route 23 Freeway. This is the final phase of the Tierra Rejada Road Median project which completes the landscape and hardscape improvements in the median from the east city limits to Spring Road. The Notice to Proceed for construction was effective on January 5, 2009. Construction of the project has been completed.

The scope of work for this project included the removal of existing asphalt and soil within the median, import of top soil, installation of concrete bedding and cobble stone hardscape, plants, trees and an irrigation system. The contract also includes a 12-month landscape and irrigation maintenance period, which will commence on June 3, 2009.

The project design, contract administration and construction inspection were performed by City staff, resulting in the project being completed under budget.

**DISCUSSION**

**A. Project Changes**

One contract change order was approved for the project to replace 41.5 feet of damaged asphalt median curb with new concrete curb. The total increase in the project cost for this additional work is \$1,037.50.

**B. Final Inspection and Acceptance**

The City has completed a final inspection of the project and has found the work to be acceptable. At this time it is appropriate for the City Council to accept the project as complete so that the City Clerk may record the Notice of Completion to start the final lien period. If no Stop Notices are received from subcontractors or suppliers, the ten percent retention will be released thirty-five (35) days after the date of recordation of the Notice of Completion.

**FISCAL IMPACT**

**Total Construction Cost:** A summary of the total construction cost for the project is shown below:

<u>Description</u>	<u>Total (\$)</u>
Bid Amount	123,356.00
Change Order	1,037.50
Total Construction Cost	<u>124,393.50</u>
Construction Budget incl. 12% Contingency	<u>138,438.00</u>
Amount Under Construction Budget	14,044.50

**Total Project Cost and Funding Sources:** A summary of total project costs including design, construction and inspection is listed by funding source below. The project design and construction were completed \$18,187.50 under budget.

<u>Fund</u>	<u>Budget (\$)</u>	<u>Total Cost(\$)</u>
2502: Tierra Rejada/Spring AOC		
Design	2,150.00	2,040.00
Construction	138,438.00	124,393.50
Inspection	4,033.00	0.00
Project Total	<u>144,621.00</u>	<u>126,433.50</u>
Amount Under Budget		18,187.50

**STAFF RECOMMENDATION**

Accept the work as complete and direct the City Clerk to record the Notice of Completion.

Attachment:  
 Notice of Completion

RECORDING REQUESTED BY

AND WHEN RECORDED MAIL TO

NAME City of Moorpark  
STREET ADDRESS 799 Moorpark Avenue  
CITY STATE ZIP Moorpark, CA 93021  
Attn: City Clerk

No Fee Required (Govt Code Sec 6103 & 27383)

SPACE ABOVE THIS LINE FOR RECORDER'S USE

# NOTICE OF COMPLETION

Notice pursuant to Civil Code Section 3093, must be filed within 10 days after completion. (See reverse side for complete requirements.)  
Notice is hereby given that:

- The undersigned is owner or corporate officer of the owner of the interest or estate stated below in the property hereinafter described:
- The full name of the owner is City of Moorpark
- The full address of the owner is 799 Moorpark Avenue, Moorpark, CA 93021
- The nature of the interest or estate of the owner is: In fee.  
Purchaser under contract of purchase  
(If other than Fee, strike "in fee" and insert, for example, "purchaser under contract of purchase," or "Lessee")

5. The full names and full addresses of all persons, if any, who hold title with the undersigned as joint tenants or as tenants in common are:

NAMES	ADDRESSES

6. The full names and full addresses of the predecessors in interest of the undersigned, if the property was transferred subsequent to the commencement of the work or improvements herein referred to:

NAMES	ADDRESSES

7. A work of improvement on the property hereinafter described was completed on June 3, 2009. The work done was:

8. The names of the contractor, if any, for such work of improvement was Rock Bottom, Inc.  
December 8, 2008  
(If no contractor for work of improvement as a whole, insert "None") (Date of Contract)

9. The property on which said work of improvement was completed is in the City of Moorpark, County of Ventura, State of CA, and is described as follows: median landscaping on Tierra Rejada Road at the 23 freeway, and at Miller Parkway/Moorpark Road.

10. The street address of said property is none  
(If no street address has been officially assigned, insert "none".)

Dated \_\_\_\_\_

(Signature of Owner or corporate officer of Owner named in paragraph 2, or his agent)  
Steven Kueny, City Manager, City of Moorpark

## VERIFICATION

I, the undersigned, say: I am the City Manager the declarant of the foregoing Notice of Completion;  
(President of, Manager of, Partner of, Owner of, etc.)  
I have read said Notice of Completion and know the contents thereof; the same is true to my own knowledge. I declare under penalty of perjury that the foregoing is true and correct.

Executed on \_\_\_\_\_, 2009 at Moorpark, California.

(Personal signature of the individual who is swearing that the contents of the Notice of Completion are true)  
Steven Kueny, City Manager, City of Moorpark

