

## **ITEM 10.H.**

### **MOORPARK CITY COUNCIL AGENDA REPORT**

**TO:** The Honorable City Council

**FROM:** Jeremy Laurentowski, Parks/Landscape Maintenance<sup>JL</sup>  
Superintendent

**DATE:** December 6, 2010 (CC Meeting of December 15, 2010)

**SUBJECT:** Consider Authorization of Recordation of the Notice of Completion for the Community Center Heating, Ventilation and Air Conditioning (HVAC) Replacement Project and Release of Project Bonds

#### **BACKGROUND**

On June 23, 2010, the City Council awarded a contract to American Building Comfort Services, Inc. in an amount not to exceed \$73,886 to replace seven (7) HVAC units at the Moorpark Community Center. American Building Comfort Services, Inc. has completed this project per the contract specifications and staff is requesting that the City Council authorize the recordation of the Notice of Completion.

#### **DISCUSSION**

Construction began on July 26, 2010 and all work was completed on September 30, 2010. With the City Council's authorization to record the Notice of Completion, the City Clerk's Office will be authorized to release the project bonds in accordance with provisions as follows:

- Payment Bond No. AZC66607 shall be released six (6) months after recordation of the Notice of Completion.
- Performance Bond No. AZC66607 shall be released one (1) year after recordation of the Notice of Completion.

#### **FISCAL IMPACT**

During the HVAC installation, a problem was discovered with the current installation of two of the existing HVAC units. This issue required a Change Order, as the additional work exceeded the contract specifications.

Change Order No. 1: The existing roofing membrane and sheet metal caps installed at the sleeper support structures for two of the existing HVAC units were not installed correctly

and required water-proofing and fabrication.

Funding for the required change order was obtained from the Energy Efficiency and Conservation Block Grant.

Original Contract amount:           \$73,886.00

Change Order No. 1:                 \$2,860.49

Total:                                   \$76,746.49

**STAFF RECOMMENDATION**

Authorize the City Clerk to file the Notice of Completion for the project and authorize the release of the project bonds as outlined in the agenda report.

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:

- 1. The undersigned is owner or corporate officer of the owner of the interest or estate stated below in the property hereinafter described:
2. The full name of the owner is City of Moorpark
3. The full address of the owner is 799 Moorpark Avenue, Moorpark, CA 93021
4. The nature of the interest or estate of the owner is: In fee. Purchaser under contract of purchase

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 September 30, 2010. The work done was: Community Center Heating, Ventilation and Air Conditioning (HVAC) Replacement Project

8. The names of the contractor, if any, for such work of improvement was American Building Comfort Services, Inc. July 23, 2010 (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: Moorpark Community Center

10. The street address of said property is 799 Moorpark Avenue, Moorpark, CA 93021 (If no street address has been officially assigned, insert "none".)

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

VERIFICATION

I, the undersigned, say: I am the City Manager the declarant of the foregoing Notice of Completion;

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 2010 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

