

**MOORPARK CITY COUNCIL
AGENDA REPORT**

TO: Honorable City Council

FROM: Dave Klotzle, City Engineer/Public Works Director 
Prepared by: Al Gali, Assistant Engineer

DATE: June 6, 2014 (CC Meeting of 06/18/14)

SUBJECT: Consider Notice of Completion for the 2013 Pavement Markings (Project 8092) and Authorization for Release of Project Bonds in Accordance with Contract Provisions

BACKGROUND

On May 15, 2013, the City Council approved the award of a contract for the construction of the 2013 Pavement Markings (Project 8092) to Sterndahl Enterprises, Inc. The Notice to Proceed for construction was effective on July 8, 2013, with a contract completion date of July 26, 2013. The contract completion date was extended by two change orders. All work was completed by August 13, 2013.

The scope of work for this project included restriping of faded roadway stripes, arrows, words, 20,000 feet of center lines, 70,000 feet of edge lines, bike lanes, turn lane lines and various legends throughout the City and parking lot striping at Arroyo Vista Community Park. The re-striping provided for greater visibility of the roadway markings and improved safety for bicyclists sharing the road with vehicles. Project design, contract administration and inspection were performed by City staff.

DISCUSSION

Two contract change orders were approved for the project as summarized in the following table.

Contract Change Orders		
No.	Description of Work	Amount
1	Additional bike lane, turn lanes, and crosswalk striping	\$14,498.50
2	Additional bike lane, turn lanes, and crosswalk striping	\$7,252.10
Total Contract Change Orders		\$21,750.60

Two contract amendments were executed. Amendment No. 1 was approved by the City Council on July 17, 2013 to include additional striping at Arroyo Vista Community Park with funding from Fund 1000 – General Fund, Parks Division. Amendment No. 2 was approved by the City Council on September 4, 2013 to increase the contract contingency for Contract Change Order No. 2.

Final inspection has been completed and the work has been found to be acceptable. At this time it would be appropriate for the City Council to accept Project 8092 as complete so that the City Clerk may record the Notice of Completion (attached). If no Stop Notices are received from subcontractors or suppliers, the five percent retention will be released thirty-five (35) days after the date of the recordation of that notice. Additionally, the City Clerk’s Office will be authorized to release Project 8092’s bonds in accordance with the contract provisions as follows:

- Material Suppliers and Laborer Payment Bond No. 1000826507 shall be released one (1) year after the date of recordation of the Notice of Completion.
- Faithful Performance Bond No. 1000826507 shall be null and void one (1) year after the date of recordation of the Notice of Completion.

FISCAL IMPACT

The total project cost and funding sources are summarized below.

Description	Budget (\$)	Total Cost(\$)
Design - City Staff	\$ -	\$ -
Construction		
Fund 2606 - HUT 2103	\$ 59,522.55	\$ 59,274.15
Fund 2610 - Prop 42 Traffic Congest. Relief	\$ 59,172.35	\$ 59,171.35
Fund 1000 - General Fund (for AVCP striping)	\$ 16,088.00	\$ 12,246.50
Inspection - City Staff	\$ -	\$ -
Project Total	<u>\$ 134,782.90</u>	<u>\$ 130,692.00</u>
Amount Under Budget		\$ 4,090.90

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 above.

Attachment: Notice of Completion (Sterndahl Enterprises, Inc.)

RECORDING REQUESTED BY
AND WHEN RECORDED MAIL TO:

CITY OF MOORPARK
799 Moorpark Avenue
Moorpark, California 93021
Attn: City Clerk

NO FEE REQUIRED PURSUANT TO:
Government Code Sections 6103 and 27383

Space above this line for Recorder's use

NOTICE OF COMPLETION

Notice pursuant to Civil Code Section 9204 must be filed on or within 15 days after the date of completion of a work of improvement. Civil Code Section 9200 provides that completion of a work of improvement occurs at the earliest of (a) acceptance of the work of improvement by the public entity or (b) cessation of labor on the work of improvement for a continuous period of 60 days.

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, California 93021
4. The nature of the interest or estate of the owner is: in fee
5. The owner retained a contractor to perform a work of improvement as follows:
2013 Pavement Markings, MPK 13-02
The name and address of the contractor, if any, for such work of improvement was:
Sterndahl Enterprises, Inc. 11861 Branford Street, Sun Valley CA 91352
The date of the contract was: June 7, 2013
6. The name and address of the surety, if any, was:
U.S. Specialty Insurance Company 13403 Northwest Fwy, Houston TX 77040
7. The name and address of the construction lender, if any, for such work of improvement was:
None
8. The property on which the work of improvement was constructed is in the City of Moorpark, County of Ventura, State of California, and is described as follows: Various City streets
9. The street address of said property is: None
10. Date labor ceased on the work of improvement: August 13, 2013
11. The work of improvement was completed on: August 13, 2013

Dated: _____ Signed: _____
Steven Kueny, City Manager, City of Moorpark
799 Moorpark Ave., Moorpark, California 93021

VERIFICATION

I, the undersigned, say: I am the City Manager of the City of Moorpark. I am authorized to make this verification for and on behalf of the City of Moorpark and I make this verification for that reason. I have read this Notice of Completion and the matters stated in this Notice of Completion are true of my own knowledge. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on _____, 2014, at Moorpark, California.

Signed: _____
Steven Kueny, City Manager, City of Moorpark, 799 Moorpark Avenue, Moorpark, California 93021