

**MOORPARK CITY COUNCIL
AGENDA REPORT**

TO: Honorable City Council

FROM: Jeremy Laurentowski, Parks and Recreation Director *Jul*

BY: Jessica Sandifer, Management Analyst *JSS*

DATE: January 12, 2015 (CC Meeting of 1/21/15)

SUBJECT: Consider Authorization of Recordation of the Notice of Completion for Installation of the Bleachers and Flooring at the Arroyo Vista Recreation Center (AVRC) and Authorize Release of Payment and Performance Bonds

BACKGROUND & DISCUSSION

On February 5, 2014, the City Council authorized an Agreement with Irwin Seating Company, Inc. to replace the Bleachers and Vinyl Composite Tile (VCT) Flooring for \$74,851.00. This included contingency of \$9,763.00 for unforeseen circumstances. There were no change orders for this project. Irwin Seating Company, Inc. has satisfactorily completed all the work and staff is requesting that the City Council authorize the recordation of the Notice of Completion. The recordation of the Notice of Completion starts the timeline for exoneration of the payment and performance bonds associated with the project:

- Bond for Faithful Performance, Western Surety Company, Bond # 929-584-885 – null and void one (1) year after date of recordation of notice of completion by the City of completed work.
- Bond for Material Suppliers and Laborers, Western Surety Company, Bond # 929-584-885 – release six (6) months after the date of recordation of the notice of completion and only with the City's written permission.

Upon recordation of the Notice of Completion, the City Clerk will be authorized to release the bonds in accordance with the bond documents as outlined above.

FISCAL IMPACT

There is no fiscal impact.

STAFF RECOMMENDATION

1. Authorize the City Clerk to file the Notice of Completion, and
2. Authorize release of the project bonds as outlined in the staff report.

Attachment: Notice of Completion

ATTACHMENT 1

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
The owner retained a contractor to perform a work of improvement as follows: Installation of bleachers and flooring at the Arroyo Vista Recreation Center Gym.
5. The name and address of the contractor, if any, for such work of improvement was: Irwin Seating Company, Inc., 610 E. Cumberland Road, Altamont, IL, 62411 Attn: Rusty Conner, Vice President
The date of the contract was: April 17, 2014
6. The name and address of the surety, if any, was: Western Surety Company, 100 S. Reid Street, #300, Sioux Falls, SD, 57103
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 Arroyo Vista Recreation Center Gym, Arroyo Vista Community Park.
9. The street address of said property is: 4550 Tierra Rejada Road, Moorpark, California 93021
10. Date labor ceased on the work of improvement: December 31, 2014.
11. The work of improvement: Installation of bleachers and flooring

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

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 _____, 2015, at Moorpark, California.

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