

RESOLUTION NO. 2023-59

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARINA
ACCEPTING THE COMPLETION OF ALL PROJECTS COMPLETED UNDER
THE CITY OF MARINA MUNICIPAL IMPROVEMENTS ON CALL
CONTRACT 2020 AND AUTHORIZING THE FILING OF A NOTICE OF
COMPLETION WITH THE MONTEREY COUNTY RECORDER'S OFFICE

WHEREAS, the on-call contract for municipal improvements was developed to help expedite the execution of the Citywide Street Repair Program and other related projects.

WHEREAS, the bid schedule is used to capture the unit prices and percentages that will be used for estimating and issuance of work orders; and,

WHEREAS, at the regular meeting of November 3, 2020, the City Council adopted Resolution No. 2020-141, awarding the City of Marina Municipal Improvements On-Call Contract 2020 to Don Chapin Company of Salinas, California for an annual contract amount not to exceed \$1,000,000, and an option for an additional one (1) year extension with a not to exceed annual funding limit of \$1,000,000.; and,

WHEREAS, on March 9, 2022, the City Manager executed Amendment No. 1 to extend the agreement for one year with contract amount not to exceed \$1,000,000 and with expiration date of November 18, 2022; and,

WHEREAS, there are six work orders issued and five were completed during the first-year term of the on-call contract for a total amount of \$ 453,848.67. The second-year option of the construction on call contract was exercised and the City issued five work orders and completed by the contractor for a total amount of \$910,447.94. The total amount of work orders issued is \$1,364,296.61 and were completed on various dates. Each work order includes a one-year warranty from substantial completion date; and,

WHEREAS, no additional budget impact from this action. All work orders issued under this contract were funded by the respective approved Capital Improvement Project or appropriate maintenance accounts; and,

WHEREAS, the acceptance of projects and authorization to file Notice of Completion for the for the City of Marina Municipal Improvements on Call Contract 2020 is Categorical Exemptions under CEQA guidelines §15300.1; and

WHEREAS, The City of Marina Municipal Improvements On-Call Contract 2020 has expired, and all the work orders issued under this contract are now complete. It is appropriate to accept these public improvements and to file a Notice of Completion for the project with the Monterey County Recorder's Office ("**EXHIBIT A**"). Following Council approval, a Notice of Completion will be filed, and contract retention release is 35 days after the recording of the Notice of Completion; and,

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Marina does hereby approve the following:

1. Adopt Resolution No. 2023-59, accepting the completion of all projects completed under the City of Marina Municipal Improvements On Call Contract 2020, and;
2. Authorize the filing of a Notice of Completion with the Monterey County Recorder's Office.

PASSED AND ADOPTED by the City Council of the City of Marina at a regular meeting duly held on the 6th day of June 2023, by the following vote:

AYES: COUNCIL MEMBERS: Visscher, McCarthy, Biala, Medina Dirksen, Delgado

NOES: COUNCIL MEMBERS: None

ABSENT: COUNCIL MEMBERS: None

ABSTAIN: COUNCIL MEMBERS: None

ATTEST:

Bruce Delgado, Mayor

Anita Sharp, Deputy City Clerk

EXHIBIT A

After Recordation Return To:

City of Marina
Public Works Department
211 Hillcrest Avenue
Marina, CA 93933

NOTICE OF COMPLETION

NOTICE IS HEREBY GIVEN that the City of Marina, public entity, owner's address is 211 Hillcrest Avenue, Marina CA 93933, a municipal corporation, did, on the 18th day of November 2020, enter into a contract with The Don Chapin Company Inc. of Salinas, California wherein said contractor agreed to complete all work issued under the City of Marina Municipal Improvements On-Call Contract 2020 in accordance with the plans, specifications, addenda, work orders and construction change orders issued by the City of Marina.

That the work under said contract was completed by the contractor or assignee and accepted by the City of Marina on various dates and the on-call contract expires on November 18, 2022.

The real property involved in said contract is described as various locations within the City of Marina, California with the property interest of the City as Owner.

Dated: June 7, 2023

MARINA, a Municipal Corporation

BY _____
Brian McMinn, P.E./P.L.S.
Public Works Director/City Engineer

VERIFICATION

I, the undersigned, say: I am the Public Works Director/City Engineer of the City of Marina, a Municipal Corporation, and the declarant of the foregoing notice of completion: I have read said notice of completion and know the contents thereof; the same is true of my own knowledge. I declare under penalty of perjury that the foregoing is true and correct.

Executed on _____, 2023, at Marina, California.

Brian McMinn P.E./P.L.S.
Public Works Director/City Engineer

May 3, 2023, 2021

Item No. **10h(1)**

Honorable Mayor and Members
of the Marina City Council

City Council Meeting
of June 6, 2023

**CITY COUNCIL CONSIDER ADOPTING RESOLUTION NO. 2023-,
ACCEPTING THE COMPLETION OF ALL PROJECTS COMPLETED
UNDER THE CITY OF MARINA MUNICIPAL IMPROVEMENTS ON
CALL CONTRACT 2020 AND AUTHORIZING THE FILING OF A
NOTICE OF COMPLETION WITH THE MONTEREY COUNTY
RECORDER'S OFFICE**

REQUEST:

It is requested that the City Council consider:

1. Adopting Resolution No. 2023-, accepting the completion of all projects completed under the City of Marina Municipal Improvements On Call Contract 2020, and;
2. Authorizing the filing of a Notice of Completion with the Monterey County Recorder's Office.

BACKGROUND:

The on-call contract for municipal improvements was developed to help expedite the execution of the Citywide Street Repair Program and other related projects.

This on-call contract is similar to a job order contract, which will augment the City staff, and provide a readily available work force to repair existing City's infrastructures, conduct emergency repairs and new construction, as the City deems appropriate for roadways, storm drain system, streetlights, and other related work. In general, the work consists of repairs, replacement, and construction of concrete and hot mix asphalt pavements, curbs, gutters, sidewalks, sidewalk crossings, curb ramps, cross gutters, decomposed granite walkways, lighting, catch basins, manholes, installation of pipes and miscellaneous associated work at such times and locations as required.

The bid schedule is used to capture the unit prices and percentages that will be used for estimating and issuance of work orders.

At the regular meeting of November 4, 2020, the City Council adopted Resolution No. 2020-141, awarding the City of Marina Municipal Improvements On-Call Contract 2020 to The Don Chapin Company of Salinas, California for an annual contract amount not to exceed \$1,000,000, and an option for an additional one (1) year extension with a not to exceed annual funding limit of \$1,000,000.

On March 9, 2022, the City Manager executed Amendment No. 1 to extend the agreement for one year with contract amount not to exceed \$1,000,000 and with expiration date of November 18, 2022.

ANALYSIS:

Following are the project work orders issued during the two-year contract:

Contract Summary		
Work Order (WO) No.	Project Name/Location	Amount
2021-01	Bell Avenue Storm Drain Replacement	\$ 35,147.20
2021-02	Slurry Sealing Preparation Work Various city streets	\$ 288,695.55
2021-03	City Airport Storm Drain Mitigation Area 3 and 4	\$ 60,928.56
2021-04	Remove and Replace Ramp at 327 Reindollar Avenue	\$ 28,528.50
2021-05	Remove and replace Curb and Gutter and Slurry Sealing Striping	\$ 40,548.86
2021-06	Old Corp Yard Gate Automation	Cancelled
Total 1st Year		\$ 453,848.67
2022-01	Reservation Road Repair Between Blanco Road and California Avenue	\$ 706,616.43
2022-02	Procurement of Street Lighting Assembly Various Locations	\$ 173,625.73
2022-03	Crescent Avenue Sidewalk Repair	\$ 13,760.78
2022-04	Cardoza Avenue Additional Striping Cardoza Avenue	\$ 4,317.50
2022-05	Replace Decorative Street Lights Beach/Del Monte Ave. and Reservation/ Robin Dr. Roundabouts	\$ 12,127.50
Total 2nd Year		\$ 910,447.94
TOTAL CONTRACT AMOUNT		\$ 1,364,296.61

There are six work orders issued and five were completed during the first-year term of the on-call contract for a total amount of \$ 453,848.67. The second-year option of the construction on call contract was exercised and the City issued five work orders and completed by the contractor for a total amount of \$910,447.94. The total amount of work orders issued is \$1,364,296.61 and were completed on various dates. Each work order includes a one-year warranty from substantial completion date.

The City of Marina Municipal Improvements On-Call Contract 2020 has expired, and all the work orders issued under this contract are now complete. It is appropriate to accept these public improvements and to file a Notice of Completion for the project with the Monterey County Recorder's Office ("EXHIBIT A"). Following Council approval, a Notice of Completion will be filed, and contract retention release is 35 days after the recording of the Notice of Completion.

FISCAL IMPACT:

No additional budget impact from this action. All work orders issued under this contract were funded by the respective approved Capital Improvement Project or appropriate maintenance accounts.

California Environmental Quality Act (CEQA)

The acceptance of projects and authorization to file Notice of Completion for the for the City of Marina Municipal Improvements on Call Contract 2020 is Categorical Exemptions under CEQA guidelines §15300.1.

CONCLUSION:

This request is submitted for City Council consideration and possible action.

Respectfully submitted,

Elvira Morla-Camacho, P.E., QSD
Project Management Services
Wallace Group

REVIEWED/CONCUR:

Brian McMinn, P.E., P.L.S.
Public Works Director/City Engineer
City of Marina

Layne P. Long
City Manager
City of Marina