



# City of San Leandro

Meeting Date: April 7, 2014

## Staff Report

---

**File Number:** 14-071 **Agenda Section:** CONSENT CALENDAR

**Agenda Number:** 8.C.

**TO:** City Council

**FROM:** Chris Zapata  
City Manager

**BY:** Uchenna Udemezue  
Engineering & Transportation Director

**FINANCE REVIEW:** Carla Rodriguez  
Deputy Finance Director

**TITLE:** Staff Report for a Resolution Accepting the Work for the Annual Sidewalk Repair Program 2012-13, Project No. 2013.0060

---

### SUMMARY AND RECOMMENDATIONS

The project reconstructed damaged concrete sidewalks, driveway approaches, curbs and gutters, and installed sidewalk curb ramps throughout the city.

Staff recommends the City Council accept the work by Rosas Brothers Construction, direct staff to file the Notice of Completion, release the performance and payment bonds, and release the Maintenance Bond upon completion of the one-year maintenance period to the satisfaction of the Engineering and Transportation Director.

### BACKGROUND

Property owners are required by both the California Streets and Highways Code and the San Leandro Municipal Code to maintain the sidewalks along their properties' frontage. The City's Sidewalk Repair Program ("Program"), described in Title 8 of the San Leandro Administrative Code provides for the repair of damaged sidewalks. When the City becomes aware of damaged sidewalks or driveways, staff examines the area to determine whether repairs or replacements are required. Minor defects to sidewalks adjacent to private residences are repaired by the City at no cost to the property owner. Larger defects that require removal and replacement of either the sidewalk or driveway approach are also repaired under the Program, but the property owner adjacent to such defects must reimburse the City for the full cost of such repairs unless the damage was caused by a City street tree. If a City tree is the cause, property owners only pay half of the cost.

This project repaired sidewalks and installed handicap curb ramps to meet current Americans with Disabilities Act (ADA) requirements. As part of the City's ADA curb ramp transition plan, updated sidewalk curb ramps are installed each year. These ramps are installed adjacent to new street work and at residents' requested locations. The goal is to update ramps at all

intersections in the City. The City pays the cost for the installation of the handicap curb ramps, including any sidewalk repairs along the frontage of City facilities, and the sidewalk within a curb return.

### **Analysis**

The City Council awarded the construction contract to Rosas Brothers Construction on November 5, 2012. Through this contract, the City was able to achieve notable upgrades to its infrastructure at about 250 locations throughout the City, including the downtown area. The project replaced approximately 2,500 linear feet of curb and gutter, 9,300 square feet of sidewalk, 3,200 square feet of driveway approach, installed 46 handicap ramps and completed other minor concrete-related repairs. The work was inspected and is in compliance with the construction documents and City Standards.

### **Previous Actions**

- On September 4, 2012, by Resolution No. 12-401, the City Council approved the plans and specifications and called for bids for the subject project
- On November 5, 2012, by Resolution No. 12-490, the City Council awarded the construction contract to Rosas Brothers Construction for the subject project

### **Applicable General Plan Policies**

Policy No. 14.07 - Pedestrian Environment; Strive to achieve a more comfortable environment for pedestrians in all areas of San Leandro.

### **Environmental Review**

This project was categorically exempt under CEQA pursuant to California Public Resources Code section 15301(c).

### **Fiscal Impacts**

The total cost of the project, including staff administration and inspection costs was \$516,567. The cost of the construction contract was as follows:

|                        |                     |
|------------------------|---------------------|
| Original Contract      | \$274,665.00        |
| Contract Change Orders | <u>\$ 90,555.10</u> |
| Total Contract Amount  | \$365,220.10        |

### **Budget Authority**

- \$433,460 was provided by Measure B fund allocations as follows:
  - \$76,182 of Measure B Bicycle & Pedestrian funds in the Annual Sidewalk Program account number 144-36-006
  - \$357,278 of Measure B Streets & Roads funds in the Annual Sidewalk Program account number 144-38-006
- \$31,139 was provided by CBDG funds in account number 165-38-233
- \$51,968 was provided by TDA funds in account 150-36-332

**PREPARED BY:** Austine Osakwe, Senior Engineer, Engineering and Transportation



# City of San Leandro

Meeting Date: April 7, 2014

## Resolution - Council

---

**File Number:** 14-076 **Agenda Section:** CONSENT CALENDAR

**Agenda Number:**

**TO:** City Council

**FROM:** Chris Zapata  
City Manager

**BY:** Uchenna Udemezue  
Engineering & Transportation Director

**FINANCE REVIEW:** Carla Rodriguez  
Deputy Finance Director

**TITLE:** RESOLUTION Accepting the Work for the Annual Sidewalk Repair Program 2012-13, Project No. 2013.0060 (provides for accepting the work done by Rosas Brothers Construction, filing the Notice of Completion, releasing the performance and payment bonds, and releasing the maintenance bond upon completion of the one-year maintenance period)

---

WHEREAS, pursuant to a construction contract between the City of San Leandro and Rosas Brothers Construction, approved on November 5, 2012, by Resolution No. 2012-118, Rosas Brothers Construction completed the Annual Sidewalk Repair Program 2012-13, Project No. 2013.0060; and

WHEREAS, said work was completed in accordance with the plans and specifications and to the satisfaction of the Engineering and Transportation Director, who therefore recommends that said work be accepted.

NOW, THEREFORE, the City Council of the City of San Leandro does RESOLVE as follows:

1. That the work hereinbefore described is hereby accepted; and
2. That the City Clerk is hereby directed to file a Notice of Completion on said project;  
and
3. That the bonds heretofore given for performance and payment of said conditions are hereby discharged and exonerated from further liability when the statute of limitations expires after the recording of the Notice of Completion; and
4. That upon completion of the one-year maintenance period established pursuant to said contract, and to the satisfaction of the Engineering and Transportation Director, the City Manager is hereby authorized to release the maintenance bond heretofore given for maintenance of the work hereinbefore described.