



City of San Leandro

Meeting Date: November 18, 2019

Staff Report

File Number: 19-573

Agenda Section: CONSENT CALENDAR

Agenda Number: 8.G.

TO: City Council

FROM: Jeff Kay
City Manager

BY: Keith Cooke
Engineering & Transportation Director

FINANCE REVIEW: David Baum
Finance Director

TITLE: Staff Report for a City of San Leandro City Council Resolution to Accept the Work for the Annual Sidewalk Repair Program 2017-18, Project No. 2017.0060

SUMMARY AND RECOMMENDATIONS

The Sidewalk Repair Program reconstructs damaged concrete sidewalks, driveway approaches, curbs and gutters. The Program installs Americans with Disabilities Act (ADA) compliant curb ramps at locations requested or identified by residents throughout the City or when street paving work is taking place in the area. This work reduces the potential for trip-and-fall claims, and strives to create a safe walking environment for pedestrians.

Staff recommends that the City Council do the following:

- Accept the work performed by the contractor, Sposeto Engineering, Inc.;
- Authorize staff to file a Notice of Completion;
- Authorize the City Manager to release the performance and payment bonds; and
- Release the maintenance bond, assuming no latent defects are discovered, upon completion of the one-year warranty period.

BACKGROUND

On March 5, 2018, by Resolution No. 2018-018, the City Council awarded a \$569,311 construction contract for the Annual Sidewalk Repair Program 2017-18 to Sposeto Engineering, Inc. The contractor completed work at over two hundred locations resulting from approximately 150 Requests for Service. This included the following:

- 17,000 square feet of sidewalks;
- 3,470 square feet of driveway approaches;
- 1,170 linear feet of curbs and gutters; and
- 12 curb ramps.

In addition to the work contemplated by the original construction contract, the City also authorized Sposeto Engineering, Inc. to complete additional work by contract change order (CCO). Utilizing the contractor's availability and expertise allowed needed concrete improvements to be completed quickly and efficiently within the allocated budget contingency. These improvements included the upgrade of curb ramps at the intersection of Washington Avenue and Parrott Street in preparation for the Rainbow Crosswalk installation, and sidewalk replacement associated with the traffic signal improvements at the intersection of Bancroft Avenue and Sybil Avenue.

Under San Leandro Municipal Code Section 5-1-415, property owners are responsible for maintenance and repair of the sidewalks adjoining their property. The Sidewalk Repair Program offers property owners an opportunity to use a City-hired contractor for needed repairs, the direct cost of which is billed to them upon completion. Taking advantage of this program allows property owners to benefit from the economies-of-scale inherent in combining many small repairs into one large project. Property owners also avoid having to hire a contractor on their own and incurring permitting and inspection costs.

This program benefits both property owners and the City by eliminating trip-and-fall hazards. The program strives to create a safe walking environment for pedestrians, and makes the City a better place to live and work.

Analysis

The construction contract is now complete. The work was inspected and found to be in compliance with the contract documents and City Standards.

Current Agency Policies

City Council Goals:

- Maintain and enhance San Leandro's Infrastructure

Previous Actions

- On March 5, 2018, by Resolution No. 2018-018, the City Council awarded a \$569,311 construction contract to Sposeto Engineering, Inc. for the subject project, and authorized cumulative CCO's not-to-exceed \$142,327 (25% contingency) for a total construction budget of \$711,638.

Applicable General Plan Policies

- Policy T-3.6 - Pedestrian Environment. Improve the walkability of all streets in San Leandro through the planning, implementing, and maintaining of pedestrian supportive infrastructure.
- Policy T-3.7 - Removing Barriers to Active Transportation. Reduce barriers to walking and other forms of active transportation such as incomplete or uneven sidewalks, lack of

wheelchair ramps and curb cuts, sidewalk obstructions including cars parked on sidewalks, trail gaps, wide intersections, and poor sidewalk connections to transit stops.

- Policy CSF-6.8 - Maintenance. Ensure that sufficient funding is provided for the ongoing maintenance of City-owned facilities, including streets, street lights, traffic signals, landscaping, street trees, storm drains, public buildings and other infrastructure.

Environmental Review

This project was categorically exempt under the California Environmental Quality Act (CEQA) pursuant to California Public Resources Code Section 15301(c). A Notice of Exemption was filed with the Alameda County Clerk on January 9, 2018.

Summary of Public Outreach Efforts

Prior to beginning work at each property, the contractor distributed a notice to the property owner.

This project was posted on the City’s website and advertised in the East Bay Times on December 22, 2017 as well as in three other newspapers whose circulations reflect the diversity of San Leandro. Notification of this bid opportunity was also sent to local Builder’s Exchanges as well as contractors who registered with the City to be informed of bidding opportunities.

Fiscal Impacts

Annually, staff costs for this Program are approximately \$100,000. This includes staff time for design, contract administration, and construction inspection. Because this Program is on-going from year-to-year, staff costs are not tracked separately. Homeowners are not billed for staff time; thus, the City subsidizes some of the Program costs. Staff costs do, however, count towards the City’s Measure B and Measure BB funding mandate for pedestrian-related improvements.

The total construction cost of the Annual Sidewalk Repair Program 2017-18 was \$647,909. A summary of the contract costs with Sposeto Engineering, Inc. is listed below:

Original Contract:	\$569,311
Contract Change Orders:	<u>\$ 78,598</u> (14% < 25% authorized)
Total Contract Amount:	\$647,909

Budget Authority

From the Staff Report associated with the contract award (Resolution No. 2018-018), the following accounts and amounts were allocated:

<u>Account No.</u>	<u>Source</u>	<u>FY</u>	<u>Allocation Amount</u>
120-38-348	Street/Traffic Impr. (DFSI) Fund1	FY12/13	\$6,240
141-36-353	Measure BB	FY16/17	\$225,000
144-36-353	Measure B/ACTIA Fund	FY16/17	\$140,000
144-36-379	Measure B/ACTIA Fund	FY17/18	\$615,000

<u>144-38-006</u>	<u>Measure B/ACTIA Fund</u>	<u>FY17/18</u>	<u>\$124,216</u>
Total			\$1,110,456

Notes:

- 1 Street/Traffic Improvements (DFSI) funds were used for CCO work to replace the sidewalk associated with the Bancroft-Sybil Signal Improvements, Project No. 2014.0440.

ATTACHMENT

Attachment to Staff Report

- Post-Construction Photos - Annual Sidewalk Repair Program 2017-18

PREPARED BY: Phillip Toste, P.E., Associate Engineer, Engineering and Transportation Department



Sidewalk Repair



AC Transit Bus Stop Loading Area



Curb Ramp Construction



Driveway / Sidewalk Repair

ANNUAL SIDEWALK REPAIR PROGRAM 2017-18. PROJECT No. 2017.0060



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Resolution - Council

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TITLE: RESOLUTION of the City of San Leandro City Council to Accept the Work for the Annual Sidewalk Repair Program 2017-18, Project No. 2017.0060 (provides for accepting the work performed by Sposeto Engineering, Inc., filing the Notice of Completion, releasing the performance and payment bonds, and authorizing release of the warranty bond after one year)

WHEREAS, pursuant to a construction contract between the City of San Leandro and Sposeto Engineering, Inc., approved on March 5, 2018, by Resolution No. 2018-018, Sposeto Engineering, Inc. completed the Annual Sidewalk Repair Program 2017-18, Project No. 2017.0060; and

WHEREAS, said work was completed according to the plans and specifications and to the satisfaction of the Engineering and Transportation Director, who now recommends that said work be accepted.

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

1. That the project is accepted; and
2. That the City Clerk is directed to file a Notice of Completion for said project; and
3. That the bonds given for performance and payment of said contract are released when the statute of limitations expires upon recordation of the Notice of Completion; and
4. That upon completion of the one-year warranty period established pursuant to said contract, and to the satisfaction of the Engineering and Transportation Director, the City Manager is authorized to release the maintenance bond provided to warranty the described work.