

## REPORT TO CITY COUNCIL

**DATE:** SEPTEMBER 27, 2011  
**TO:** HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL  
**FROM:** GREG RAMIREZ, CITY MANAGER  
**BY:** RAMIRO ADEVA, CITY ENGINEER  
**SUBJECT:** NOTICE OF COMPLETION FOR THE FY 2011-12 ANNUAL CONCRETE REPAIR PROJECT; NIB 09-03(3), AND CONTRACT AGREEMENT FOR THE FY 2012-13(4) ANNUAL CONCRETE REPAIR PROJECT

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The City has contracted with FS Construction, to repair damaged concrete infrastructure throughout the City, which includes: lifted sidewalks, broken curbs and gutters, and driveway aprons.

This fiscal year's work has been completed, which included the repair of 6,127 square feet of sidewalk, two (2) commercial driveway aprons on Kanan Road and 95.5 linear feet of curb and gutter. The total cost of the work was \$57,742.50, which included one (1) change order in the amount of \$1,242.00. The bulk of the change order resulted in the removal and replacement of asphalt concrete adjacent to curb and gutter on Driver Avenue, in front of Agoura High School. The project was completed on schedule and within budget.

This is the third year that FS Construction has provided contracting services to repair and reconstruct damaged concrete in the City. The initial term of the contract with FS Construction was set at one year, with contract allowance per specifications to be extended, with the mutual agreement between the City and the contractor, up to four additional one-year periods. The extension shall be based on the terms, conditions, and bid prices of the initial contract (NIB 09-03), and may be increased or decreased annually by a percentage determined by the California Consumer Price Index (CPI). Both the City and contractor mutually agree to extend the contract another year for fiscal year 2012-13.

The work was performed to the satisfaction of the City Engineer and is expected to serve the City well for the next few fiscal years.

### RECOMMENDATION

Staff recommends the City Council:

1. Approve, and accept as complete, the work of FS Construction for the Fiscal Year 2011-2012 Annual Concrete Repair Project; NIB 09-03(3).

2. Authorize the City Engineer to sign the Notice of Completion for the project and authorize the City Clerk to forward the Notice of Completion to the County Recorder for recordation.
3. Authorize the City Engineer to release the retention amount 35 days after the Notice of Completion is recorded.
4. Authorize the Mayor to sign the extended contract agreement for one-year for the Fiscal Year 2012-13.

Attachment: Notice of Completion

RECORDING REQUESTED BY  
AND WHEN RECORDED MAIL TO:

NAME CITY OF AGOURA HILLS  
STREET ADDRESS 30001 Ladyface Court  
CITY, STATE, ZIP Agoura Hills, CA 91301

SPACE ABOVE THIS LINE FOR RECORDER'S USE

**NOTICE OF COMPLETION**

Notice pursuant to Civil Code Section 3093, must be filed within 10 days after completion. (See reverse side for Complete requirements.) 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 AGOURA HILLS
- 3. The full address of the owner is 30001 LADYFACE COURT, AGOURA HILLS, CA 91301
- 4. The nature of the interest or estate of the owner is: In fee.

\*

(IF OTHER THAN FEE, STRIKE "IN FEE" AND INSERT, FOR EXAMPLE, "PURCHASER UNDER CONTRACT OF PURCHASE, OR "LESSEE")

- 5. The full names and full addresses of all persons, if any, who hold title with the undersigned as joint tenants or as tenants in common are:
- | NAMES | ADDRESSES |
|-------|-----------|
|       |           |
|       |           |

- 6. The full names and full addresses of the predecessors in interest of the undersigned, if the property was transferred subsequent to the commencement of the work or improvements herein referred to:
- | NAMES | ADDRESSES |
|-------|-----------|
|       |           |
|       |           |

- 7. A work of improvement on the property hereinafter described was completed on \*September 9, 2011. The work done was:  
\*Fiscal Year 2011-12 Annual Concrete Repair Project; NIB 09-03(3)

- 8. The name of the contractor, if any, for such work of improvement was \*FS Construction.
- (IF NO CONTRACTOR FOR WORK OF IMPROVEMENT AS A WHOLE, INSERT "NONE") (DATE OF CONTRACT)

- 9. The property on which said work of improvement was completed is in the City of Agoura Hills, County of Los Angeles, California and described as follows:  
\*various locations within the City of Agoura Hills, including, Thousand Oaks Blvd, Reyes Adobe Road, Lewis Road and Kanan Road..

- 10. The street address of said property is \*various locations throughout the city.
- (IF NO STREET ADDRESS HAS BEEN OFFICIALLY ASSIGNED, INSERT "NONE".)

Dated: \* \_\_\_\_\_  
City Clerk (SIGNATURE OF OWNER OR CORPORATE OFFICER OF OWNER NAMED IN PARAGRAPH 2 OR HIS AGENT)

**VERIFICATION**

I, the undersigned, say: I am the City Engineer, the declarant of the foregoing notice of completion;

( "PRESIDENT OF ", "MANAGER OF", "PARTNER OF", "OWNER OF", ETC.)

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 \* \_\_\_\_\_ at AGOURA HILLS, COUNTY OF LOS ANGELES, CALIFORNIA

(Date) (City, County, & State)

Ramiro S. Adeva III, P.E.

(Personal signature of the individual who is swearing that the contents of the Notice of Completion is true.)