



**CITY OF LODI
COUNCIL COMMUNICATION**

AGENDA TITLE: Adopt Resolution Accepting Improvements at 416, 500 and 540 South Sacramento Street and Appropriating Funds for Required Reimbursements (\$122,298)

MEETING DATE: November 19, 2008

PREPARED BY: Public Works Director

RECOMMENDED ACTION: Adopt a resolution accepting improvements at 416, 500 and 540 South Sacramento Street and appropriating funds for required reimbursements as shown below.

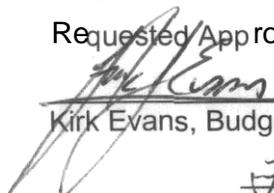
BACKGROUND INFORMATION: Improvements at 416, 500 and 540 South Sacramento Street have been completed in substantial conformance with the requirements of the improvement agreement between the City of Lodi and Glenn E. Camper and Janis B. Camper, Trustees of The Camper Family Trust, as approved by the City Council on May 21, 2008, and as shown on City of Lodi Drawings Nos. 005D001-01 through 005D001-04.

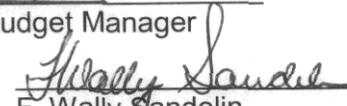
The improvements included the reconstruction and widening (14 feet) of the east half of Sacramento Street from Tokay Street to 200 feet south of Chestnut Street. Since the entire width of this section of Sacramento Street was in very poor condition, the City requested that the developer reconstruct the west half of Sacramento Street as part of this project. The developer is entitled to reimbursement by the City for reconstructing the west half of Sacramento Street in conformance with Lodi Municipal Code 16.40 Reimbursements for Construction.

Staff is now requesting the appropriation of the funds listed below to cover the reimbursement to be paid by the City to the developer. Council approved an appropriation of \$64,300 for this project on May 21, 2008. These funds were used to replace portions of the curb, gutter and sidewalk along the west side of Sacramento Street before the developer's contractor began his street improvement work. The new curb, gutter and sidewalk allowed the contractor to tie his work into new concrete that was not broken or settled and that was set at the proper grade.

FISCAL IMPACT: Per Item 17, "Repair or Reconstruction of Defective Work", of the improvement agreement, the developer's warranty period of one year will begin on the date of Council acceptance, There will be a slight increase in long-term maintenance costs for the new public improvements.

FUNDING AVAILABLE: Requested Appropriation: Street Funds (320082) – \$122,298


Kirk Evans, Budget Manager

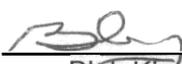

F. Wally Sandelin
Public Works Director

Prepared by Wesley K. Fujitani, Senior Civil Engineer
FWS/WKF/pmf

cc: City Attorney
Senior Engineering Technician

Senior Civil Engineer Chang
Streets and Drainage Manager

Senior Traffic Engineer
Building Official

APPROVED: 
Blair King, City Manager

RESOLUTION NO. 2008-219

A RESOLUTION OF THE LODI CITY COUNCIL
ACCEPTING IMPROVEMENTS AT 416,500,
AND 540 SOUTH SACRAMENTO STREET AND
FURTHER APPROPRIATING FUNDS

The City Council of the City of Lodi finds:

1. That all requirements of the Improvement Agreement between the City of Lodi and Glenn E. Camper and Janis B. Camper, Trustees of the Camper Family Trust, for the improvements at 416, 500, and 540 South Sacramento Street have been substantially complied with. The improvements are shown on Drawing Nos. 005D001-01 and 005D001-04 on file in the Public Works Department and as approved by the City Council on May 21, 2008.

2. No new City streets were dedicated as part of this project.

BE IT FURTHER RESOLVED that funds in the amount of \$122,298 be appropriated from the Street Fund to cover the reimbursement to be paid by the City to the developer in conformance with Lodi Municipal Code 16.40 Reimbursement for Construction.

Dated: November 19, 2008

I hereby certify that Resolution No. 2008-219 was passed and adopted by the City Council of the City of Lodi in a regular meeting held November 19, 2008, by the following vote:

AYES: COUNCIL MEMBERS – Hansen, Hitchcock, Johnson, Katzakian,
and Mayor Mounce

NOES: COUNCIL MEMBERS – None

ABSENT: COUNCIL MEMBERS – None

ABSTAIN: COUNCIL MEMBERS – None



RANDI JOHL
City Clerk

CITY COUNCIL

JOANNE L. MOUNCE, Mayor
LARRY D. HANSEN
Mayor Pro Tempore
SUSAN HITCHCOCK
BOB JOHNSON
PHIL KATZAKIAN

CITY OF LODI
PUBLIC WORKS DEPARTMENT

CITY HALL, 221 WEST PINE STREET
P.O. BOX 3006
LODI, CALIFORNIA 95241-1910
(209) 333-6706
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EMAIL pwdept@lodi.gov
<http://www.lodi.gov>

November 20, 2008

BLAIR KING
City Manager
RANDI JOHL
City Clerk
D. STEPHEN SCHWABAUER
City Attorney
F. WALLY SANDELIN
Public Works Director

Indemnity Company of California
David Crain, Attorney-in-Fact
F. David *Crain* Insurance Services
205 E. Third Avenue, Ste. 314
San Mateo, CA 94401

SUBJECT: 416, 500, and 540 South Sacramento Street

The City Council of the City of Lodi, at its meeting on November 19, 2008, accepted the public improvements in the subject project. A copy of the resolution is enclosed.

This letter is your authorization to exonerate the bond covering faithful performance. The bond covering labor and materials must remain in effect until February 17, 2009, in conformance with the requirements of State law. You will receive no further correspondence regarding the release of the bond for labor and materials unless a claim is filed.

If you have any questions, please contact Rebecca Areida, Management Analyst, at (209) 333-6800, ext. 2658, or me at (209) 333-6709.



F. Wally Sandelin
City Engineer

FWS/RA/pmf

Enclosures

cc: Glenn & Janis Camper
City Clerk
Management Analyst

CITY COUNCIL

JOANNE L. MOUNCE. Mayor
LARRY D. HANSEN
Mayor Pro Tempore
SUSAN HITCHCOCK
BOB JOHNSON
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City Manager
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City Attorney
F. WALLY SANDELIN
Public Works Director

November 20, 2008

Glenn & Janis Camper
211 S. Crescent Avenue
Lodi, CA 95240

SUBJECT: 416, 500, and 540 South Sacramento Street

The City Council of the City of Lodi, at its meeting on November 19, 2008, accepted the public improvements that were made in the subject project.

Enclosed for your files is a copy of the resolution accepting the public improvements. From the date of the resolution, the City of Lodi will maintain the street and other public improvements installed within rights-of-way and public utility easements as shown on the approved plans.

A copy of this letter will be sent to your bonding agency in order that the bond covering faithful performance can be exonerated. The bond covering labor and materials will have to remain in effect for a period of ninety days from the date of the resolution in conformance with State law.

If you have any questions, please contact Rebecca Areida, Management Analyst, at (209) 333-6800, ext. 2658, or me at (209) 333-6709.


Wally Sandelin

City Engineer

FWS/pmf

Enclosures

cc: Electric Utility Department
Water/Wastewater Division
Street Division
City Clerk
Management Analyst
Indemnity Company of California