



**CITY OF LODI  
COUNCIL COMMUNICATION**

**AGENDA TITLE:** Adopt Resolution Accepting Improvements Under Contract for 2010 Storm Drain Improvements Project and Appropriating Funds (\$40,000)  
**MEETING DATE:** November 17, 2010  
**PREPARED BY:** Public Works Director

**RECOMMENDED ACTION:** Adopt resolution accepting improvements under contract for 2010 Storm Drain Improvements Project and appropriating funds in the amount of \$40,000.

**BACKGROUND INFORMATION:** The project was awarded to Mozingo Construction, Inc., of Oakdale, on May 19, 2010, in the amount of \$222,900. The contract has been completed in substantial conformance with the plans and specifications approved by City Council on March 3, 2010.

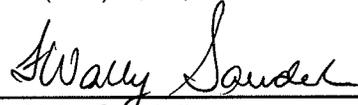
This project consisted of the installation of 2,570 linear feet of storm drain piping and four storm drain manholes, and other incidental and related work, in Charleston Way, Normandy Lane, Hutchins Street, and Elm Street to improve storm drainage conveyance capacity in these areas and to reduce the frequency of flooding.

There was one change order for this project, which included removal and replacement of unsuitable backfill material, repair of an existing sewer line adjacent to the new storm line, resolution of a conflict with a 6-inch PG&E gas line on Elm Street (not identified by PG&E), installation of 72 lineal feet of additional curb and gutter, and installation of 270 square feet of sidewalk, for a total cost of \$49,845.27. The total final contract amount is \$272,745.27. The requested appropriation is to fund the change order costs not covered by project contingencies.

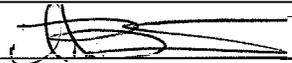
Following acceptance by the City Council, as required by law, the City Engineer will file a Notice of Completion with the County Recorder's office. The notice serves to notify vendors and subcontractors that the project is complete and begins their 30-day period to file a stop notice requiring the City to withhold payments from the prime contractor in the event of a payment dispute.

**FISCAL IMPACT:** The project will reduce the maintenance and emergency response costs due to drainage and flooding problems in the affected areas.

**FUNDING AVAILABLE:** Requested Appropriation:  
Wastewater Funds (171): \$40,000

  
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**F. Wally Sandelin**  
Public Works Director

Prepared by Gary Wiman, Construction Project Manager  
FWS/GW/pm

**APPROVED:**   
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**Konradt Bartlam, Interim City Manager**

RESOLUTION NO. 2010-192

A RESOLUTION OF THE LODI CITY COUNCIL ACCEPTING IMPROVEMENTS UNDER CONTRACT FOR 2010 STORM DRAIN IMPROVEMENTS PROJECT AND FURTHER APPROPRIATING ADDITIONAL FUNDS FOR THE PROJECT

WHEREAS, the 2010 Storm Drain Improvement Project was awarded to Mozingo Construction, Inc., of Oakdale, on May 19, 2010, in the amount of \$222,900; and

WHEREAS, the contract has been completed in substantial conformance with the plans and specifications approved by City Council on March 3, 2010; and

WHEREAS, this project consisted of the installation of 2,570 linear feet of storm drain piping and four storm drain manholes and other incidental and related work in Charleston Way, Normandy Lane, Hutchins Street, and Elm Street to improve storm drainage conveyance capacity in these areas and to reduce the frequency of flooding; and

WHEREAS, there was one change order for this project, which included removal and replacement of unsuitable backfill material, repair of an existing sewer line adjacent to the new storm line, resolution of a conflict with a 6-inch PG&E gas line on Elm Street, installation of 72 lineal feet of additional curb and gutter, and installation of 270 square feet of sidewalk for a total cost of \$49,845.27. The total final contract amount is \$272,745.27; and

WHEREAS, staff recommends appropriation of \$40,000 from the Wastewater Fund to fund change order costs not covered by project contingencies.

NOW, THEREFORE, BE IT RESOLVED that the Lodi City Council does hereby accept the improvements under the contract for the 2010 Storm Drain Improvements Project and directs the City Engineer to file a Notice of Completion with the County Recorder's Office; and

BE IT FURTHER RESOLVED that additional funds in the amount of \$40,000 be appropriated from the Wastewater Fund for this project.

Dated: November 17, 2010

I hereby certify that Resolution No. 2010-192 was passed and adopted by the City Council of the City of Lodi in a regular meeting held November 17, 2010, by the following vote:

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

NOES: COUNCIL MEMBERS – None

ABSENT: COUNCIL MEMBERS – None

ABSTAIN: COUNCIL MEMBERS – None

  
RANDI JOHL  
City Clerk