



## AGENDA REPORT

**Meeting Date:** September 4, 2007  
**Item Number:** F-10  
**To:** Honorable Mayor & City Council  
**From:** Ara Maloyan, Deputy City Engineer  
**Subject:** **ACCEPTANCE OF THE CONTRACT WORK FOR THE STREET IMPROVEMENTS FOR THE URBAN DESIGN PROJECT BY GRIFFITH COMPANY, IN THE FINAL AMOUNT OF \$11,557,406.07**  
**Attachments:** None

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### **RECOMMENDATION**

It is recommended that the described work with Griffith Company be accepted, with the noted changes in work and authorization be given for the recordation of the Notice of Completion.

### **INTRODUCTION**

This report is a request for City Council acceptance of the contract work by Griffith Company for the construction of the Urban Design Project, including the noted changes in work.

### **DISCUSSION**

On July 15, 2003, a contract was awarded to Griffith Company on the basis of sealed competitive bids received after public advertising for the construction of the Urban Design Project. Construction commenced in August 2003.

The core objective of the Urban Design project was to promote continued success of the Business Triangle with a program of pedestrian oriented enhancements. Recognizing the importance of this goal, the City Council and the property owners in Community Facilities District No. 2002-A, which was formed on October 22, 2002) approved several actions leading to the collection of \$13,500,000 in bond proceeds for construction.

Construction on the Urban Design Project was substantially completed in October 2005. However, it has taken almost two years to complete the final comprehensive punch list. At this time, city staff and Psomas, the project design engineers, have inspected the work and have assured that the work has been completed according to the plans and specifications approved for this project.

**FISCAL IMPACT**

The original contract amount on July 15, 2003, was \$10,700,992.80, which included a contingency amount of \$300,000. On November 16, 2004, the City Council approved Change Order No. 1, which increased the contract amount to \$11,076,755.67. Change Order No. 1 covered unanticipated costs associated with changes to the plans/design, changed field conditions, city directed acceleration of the construction schedule, and advanced purchase of material and supplies in order to prevent delays.

On January 9, 2007, during the last phase of the project and when final quantities were tallied, the City Council approved Change Order No. 2 in the amount of \$480,650.40, which increased the final contract amount to \$11,557,406.07. The original contingency allowance was used to partially fund Change Order No. 1 in addition to funding a total of thirty-seven administratively approved change orders.

The current amount paid to Griffith Company on the contract is \$10,979,535.73 with the balance of \$577,870.34 due to be paid 35 days after the recordation of the Notice of Completion.

The City funds for this project were provided from the "State Gas Tax, Streets and Highways Urban Design Account."

  
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Scott Miller  
Approved By

  
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For David Gustavson  
Approved By