



AGENDA REPORT

Meeting Date: April 22, 2014
Item Number: E-23
To: Honorable Mayor & City Council
From: Charles Ackerman, Project Administrator
Subject: ACCEPTANCE OF CONTRACT WORK FOR THE HAMEL PARK IMPROVEMENT PROJECT BY G2K CONSTRUCTION, INC. IN THE FINAL CONTRACT AMOUNT OF \$321,096.42
Attachments: None

RECOMMENDATION

It is recommended that the City Council accept the described contract work with G2K Construction, Inc., and authorize the recordation of the Notice of Completion.

INTRODUCTION

In accordance with the contract documents, this report requests City Council acceptance of the contract work for the Hamel Park Improvements by G2K Construction, Inc., and requests authorization to record the Notice of Completion with the County Recorder.

DISCUSSION

On February 19, 2013, a contract was awarded on the basis of sealed, competitive bids received after public bid opening for the Hamel Park Improvement Project. The contract, which was awarded to G2K Construction, consisted of selective demolition, new hardscape treatment and landscape plantings, new irrigation system connected to the Citywide irrigation software and water conservation system and new site amenities that included a tot play feature and new security lighting.

Field inspection by Project Administration, Community Services staff, Building & Safety and the project consultant, Community Works Design Group during and upon completion of the work has assured that the work was performed according to, and in compliance with, the contract documents for this project, the requirements of the Municipal Code and all other applicable codes.

FISCAL IMPACT

The original contract was awarded in the amount of \$285,777. One change order was issued during the project, in the amount of \$22,086.69 for additional work not included in the original bid due to unforeseen existing conditions. After completion of the project the contractor presented additional change order requests for work performed in the amount of \$37,104.30. Staff, in consultation with the City Attorney's office reviewed the contractor's potential claim and found that the change order procedures were not followed for failure to timely abide by the relevant procedural requirements of the contract and the Greenbook specifications. Pursuant to the Public Contract Code staff sought informal resolution of the potential claim subject to evidence that demonstrates an equitable adjustment for actual work to complete the project. A final change order was negotiated with the contractor for \$13,233 and approved by the City Manager, which increased the project contingency by \$5,319 for a total of \$35,319. The final contract amount is \$321,096.42.

The amount paid on the contract to date is \$292,470.51 with the balance of \$28,626.18 due to be paid 30 days after the recordation of the Notice of Completion.

David E. Lightner 
Approved By