



Staff Report

City Council

Item No. {{section.number}}.D

Meeting Date: January 8, 2025

From: John A. Corella, Director of Public Works

Title: Notice of Completion for the Tropical Storm Hilary - Soil Removal for Ofelia Bringas Memorial Bridge Grade Control Structure and Date Palm Drive Channel Lining Project

RECOMMENDATION:

To accept and approve the Tropical Storm Hilary - Soil Removal for Ofelia Bringas Memorial Bridge Grade Control Structure (City Project No. M00023) and Date Palm Drive Bridge Channel Lining (City Project No. M00025) as complete; authorize the City Manager to execute and file a notice of completion with the Riverside County Recorder's Office; and authorize the release of retention funds to Contera Construction Corporation upon expiration of the notice of completion.

BACKGROUND:

On June 26, 2024, the City Council approved a construction contract with Contera Construction Corporation in the amount of \$2,690,521.00 with a fifteen percent (15%) contingency of \$403,578 for unforeseen construction costs, thereby making the total construction budget a total of \$3,094,099.15.

This project is a continuation of the city's efforts and response to the Tropical Storm Hilary event on August 20, 2023. The project consisted of the removal and disposal of soil material deposited onto the Ofelia Bringas Memorial Bridge and Date Palm Drive Bridge channel drop structures.

DISCUSSION:

The soil removal work for the project started on August 14, 2024, and was completed on October 31, 2024.

City staff reviewed and inspected the areas affected by Tropical Storm Hilary and found the soil removal work of these areas was performed in accordance with all the contract documents. City staff are recommending the City Council accept the project as complete.

City Council acceptance is required to approve the project's final contract amount and

release retention funds. Retention funds are monies earned by the contractor withheld from progress payments pending satisfactory completion and final acceptance of the project.

City Council acceptance of the project requires a notice of completion (NOC) be filed with the Riverside County Recorder’s Office. The NOC is a written notice issued by the owner of the project, or their agent, to notify concerned parties that all work on the project has been completed. This notice also sets the period, which is thirty-five (35) days from the date the NOC is filed, within which concerned parties may exercise their lien rights against one another. Once the thirty-five-day period has expired, and provided no claims or liens are received, the City can release retention funds.

City staff recommends the City Council accept and approve the Tropical Storm Hilary - Soil Removal for Ofelia Bringas Memorial Bridge Grade Control Structure (City Project No. M00023) and Date Palm Drive Bridge Channel Lining (City Project No. M00025) as complete; authorize the City Manager to execute and file a notice of completion with the Riverside County Recorder’s Office; and authorize the release of retention funds to Contera Construction Corporation upon expiration of the notice of completion.

FISCAL IMPACT:

The fiscal impact for the construction of the Tropical Storm Hilary - Soil Removal for Ofelia Bringas Memorial Bridge Grade Control Structure and Date Palm Drive Bridge Channel Lining Project was approved as follows:

Construction Funding

FISCAL YEAR	DESCRIPTION	GENERAL LEDGER ACCOUNT CODES	PROJECT CODE	AMOUNT	ONE TIME or ONGOING
2024-2025	Tropical Storm Hilary Soil Removal Project Fund	100-900-910-911-8300-8301	M00023/ M00025	\$2,690,521.00	ONE TIME
2024-2025	Tropical Storm Hilary Soil Removal Project Fund	100-900-910-911-8300-8301	M00023/ M00025	\$ 403,578.15	ONE TIME
2024-2025	Total			\$3,094,099.15	

Construction Contract Cost

The construction expenditures with Contera Construction Corporation were in the amount of \$1,596,586.21 which includes change orders in the amount of \$80,647.23. The final contract cost is summarized below:

Construction Expenditures	\$1,515,938.98
Change Orders	\$ 80,647.23
Final Construction Contract Cost	\$1,596,586.21

The final invoice (5% retention) in the amount of \$79,829.31 will be released to Contera Construction Corporation thirty-five (35) days from the date the NOC is filed should there be no claims or discrepancies in the work completed.

FIVE-YEAR STRATEGIC PLAN:

GOAL B: COMMUNITY INVESTMENT

Objective: Cathedral City roads, gateways, public spaces, and other city infrastructure are well planned, designed, constructed, and maintained.

ATTACHMENTS:

1. Notice of Completion – Contera Construction Corporation