



**TOWN OF LOS GATOS
COUNCIL AGENDA REPORT**

MEETING DATE: 8/18/2020

ITEM NO: 7

DATE: August 13, 2020
TO: Mayor and Town Council
FROM: Laurel Prevetti, Town Manager
SUBJECT: Authorize the Town Manager to Execute a Certificate of Acceptance and Notice of Completion for the Work of DeSilva Gates Construction and Authorize Recording by the Town Clerk for PPW Job No. 19-811-9901 Annual Street Repair and Resurfacing (Asphalt Overlay) Project

RECOMMENDATION:

Authorize the Town Manager to execute a Certificate of Acceptance and Notice of Completion for the work of DeSilva Gates Construction and authorize recording by the Town Clerk for PPW Job No. 19-811-9901 Annual Street Repair and Resurfacing (Asphalt Overlay) Project.

BACKGROUND:

The Town's adopted FY 2019/20-2023/24 Capital Improvement Program (CIP) Budget designated funding for this project.

At the January 20, 2020 Town Council meeting, Council approved the plans and specifications for two annual street repair and resurfacing projects, the Slurry Seal/Rubber Cape Project and the Asphalt Overlay Project. The Council also authorized the Town Manager to advertise both projects for bid and to award the projects in a total amount not to exceed the available construction budget of \$4,708,000 including contingencies, and any change orders, to the lowest responsible bidder.

The projects were advertised and on February 11, 2020, six bids were opened for the Asphalt Overlay Project with the following results for the base bid plus the alternate bid items:

DeSilva Gates Construction	\$1,484,264.00
MCK Services	\$1,510,000.90
O'Grady Paving	\$1,567,426.90

PREPARED BY: Michelle Quinney
Interim Town Engineer

Reviewed by: Town Manager, Assistant Town Manager, Town Attorney, Finance Director, and Director of Parks and Public Works

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BACKGROUND (continued):

Granite Construction	\$1,668,801.00
G. Bortolotto & Company	\$1,706,087.10
Joseph J. Albanese	\$1,734,478.50

Subsequently the Town entered into an agreement with DeSilva Gates Construction for the Asphalt Overlay Project in the low bid amount of \$1,484,264.

DISCUSSION:

DeSilva Gates Construction has satisfactorily completed all of the work for the project for a final contract amount of \$1,340,402.01, and staff recommends acceptance of the project. Unexpended project funds will remain in the annual pavement program for next year's project.

Five percent of the faithful performance bonds will remain in effect for a period of two years as a guarantee for any needed repair or replacement caused by defective materials and workmanship for the project. The execution and recordation of the Certificate of Acceptance is now required to finalize the Town's acceptance of the project.

CONCLUSION:

Authorize the Town Manager to Execute a Certificate of Acceptance and Notice of Completion for the Work of DeSilva Gates Construction and Authorize Recording by the Town Clerk for PPW Job No. 19-811-9901 Annual Street Repair and Resurfacing (Asphalt Overlay) Project.

FISCAL IMPACT:

The slurry seal portion of this project will be closed out at a future council meeting. All remaining savings will be carried forward for next year's Street Repair & Resurfacing project. Staff costs are tracked for all projects. Tracking of staff costs allows for accountability in the costs of projects, recovery of costs from grant funded projects, and identification of future staffing needs. This project utilized full-time budgeted staff. The costs for full-time staff are accounted for in the Department's operating budget and will not be charged to this project.

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FISCAL IMPACT (continued):

Street Repair & Resurfacing Project 811-9901		
	Budget	Costs
GFAR	\$ 3,681,401	
Gas Tax	\$ 1,064,292	
Prior Reimbursements	\$ 64,865	
Anticipated Reimbursement - Monte Sereno	\$ 47,000	
Anticipated Reimbursement - WVSD & SJW	\$ 130,000	
Total Budget	\$ 4,987,558	
Overlay (DeSilva Gates)		\$ 1,340,402
Slurry Seal Estimate (Pavement Coatings Co)		\$ 1,855,714
Consultant Costs		\$ 88,358
Advertising		\$ 2,410
Blueprint/Copy/Postage		\$ 2,074
Total Expenditures		\$ 3,288,958
Remaining Balance		\$ 1,698,600

Staff Costs		
Operating Budget (Full time with benefits)		\$ 199,293
Total		\$ 199,293

ENVIRONMENTAL ASSESSMENT:

This is a project as defined under CEQA but is Categorical Exempt (Section 15301c). A Notice of Exemption was previously filed.

Attachments:

1. Certificate of Acceptance and Notice of Completion