

MEMO TO CITY COUNCIL

Request to Include Topic on the City Council Consent Agenda

Presenter: NA

From:

Meeting Date: July 26, 2022 Estimated Time: NA

Topic: Settlement Agreement for Firenze Plaza Sewer Line Construction

Warren Stewart, Public Works

Recommended Council Action:

Move to authorize the Mayor to sign the Settlement Agreement with L2 Excavation, LLC.

Background:

During the construction of the sewer lines for Firenza Plaza (Albertsons at Eagle and Amity Roads), L2 Excavation installed 2 segments of sewer line with slopes flatter than those allowed by the City of Meridian specifications. By the time the error was identified, the roads had been paved, and Albertsons was planning the opening of the new store. Public Works staff did some analysis and determined that at full buildout, the sewer line would have sufficient flow to clean the pipe adequately. However, in the interim, there will be a need clean the pipe annually to insure the line functions well and doesn't become plugged. Rather than require the contractor to remove and replace approximately 400 feet of sewer line and replace it to meet our specifications, they agreed to pay to have the pipe cleaned for the next ten years. This will allow the development to fully build out, and peak flows will be high enough to keep the line clean.

Under the circumstances, this seems like a reasonable compromise that will put the burden of increased maintenance cost on the builder until flows can grow to a point where extra maintenance is no longer needed.

IMPACT

A. Strategic Impact:

This compromise will allow the Albertsons to open as planned and mitigate the additional maintenance cost to the city from the out of spec sewer line.

B. <u>Service/Delivery Impact</u>:

Firenze Plaza will have immediate access to sewer service, and the roadways will remain usable.

C. Fiscal Impact:

There will be no additional cost to the City of Meridian.

ALTERNATIVES

Reject the agreement and have the contractor replace the deficient sewer line. This would delay the project by several weeks.

TIME CONSTRAINTS

This agreement needs approval in order to complete all the requirements needed for a full Certificate of Occupancy.