

AGENDA STAFF REPORT

MEETING NAME: REGULAR BOARD MEETING

MEETING DATE(S): SEPTEMBER 12 & 16, 2024

FROM: ERIC WECK, P.E., ENGINEERING MANAGER

FOR: ACTION X DIRECTION _____ INFORMATION _____



PUBLIC WATER AND SEWER, LIFT STATION AND FORCE MAIN SYSTEMS CONSTRUCTION AGREEMENTS AND WATER AND SEWER BONDING AGREEMENT FOR PROJECT VIENTO DEVELOPMENT

STAFF RECOMMENDATION

Board approval of the Public Water and Sewer, Lift Station and Force Main Systems Construction Agreements and the Water and Sewer Bonding Agreement for the Project Viento commercial development (Project) and authorize the General Manager to do all things necessary to complete the agreements.

SUMMARY

The acceptance of the Water and Sewer, Lift Station and Force Main Systems Construction Agreements ensures that the systems will be constructed to the standards of the District and that the Developer is responsible for all costs associated with the design and construction of the systems. Additionally, the District has determined in conjunction with the City of Desert Hot Springs that it is necessary to obtain separate Performance/Warranty and Payment bonds in favor of the District for the Project. Subsequently, approved water and sewer facilities will be transferred to the District upon successful completion of all the work, and the one-year warranty period will begin.

ANALYSIS

The Performance/Warranty Bond assures the work will be completed, i.e., paid for through the bond if the developer defaults, and continues to cover the warranty period for the first year after final acceptance to correct any operational problems attributable to the original construction. The Payment Bond (labor & materials bond) covers claims by others against materials or labor supplied but not ever paid for in part or full for the project if it defaults. This bond is exonerated upon final acceptance.

FISCAL IMPACT

There is no fiscal impact to the District as this is a developer driven project and all costs associated with it will be paid for by the developer. This agenda item reflects the Strategic Plan Goal 4.3 - Maintain and renew assets while facilitating strategic Capital Improvements.

ATTACHMENTS

Water System Construction Agreement

Sewer, Lift Station and Force Main System Construction Agreement

Water and Sewer Bonding Agreement

FINANCIAL DATA		
Cost Associated with this action:	\$0	
Current FY cost:	\$0	
Future FY cost:	-0-	
Is it covered in current year budget:	YES <input checked="" type="checkbox"/>	NO <input type="checkbox"/>
Budget adjustment needed:	YES <input type="checkbox"/>	NO <input checked="" type="checkbox"/>
If yes, year needed:	N/A	
All previous contracts including dates, amounts and board approvals are attached or have been made available. N/A		
FUNDING SOURCES		
Source of funds:	Developer	
BID/Job#	11750	
Current BID/Job balance	\$26,000.00	
Balance remaining if approved:	\$26,000.00	