

**City of Culver City, California  
Agenda Item Report**

|                                                                                                                                                                                                                                                                                                                                                                                                 |  |                                                                                   |                                       |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|-----------------------------------------------------------------------------------|---------------------------------------|
| Meeting Date: 05/23/2011                                                                                                                                                                                                                                                                                                                                                                        |  | Item Number: <u>C-8</u>                                                           |                                       |
| <b>CITY COUNCIL AGENDA ITEM: (1) Acceptance of Work Performed by Jeff Tracy dba Land Forms Landscape Construction, Inc.; (2) Authorization to File a Notice of Completion; and (3) Authorization to Release the Retention Payment after the Expiration of the 35-Day Lien Period, for the Ballona Creek Bikeway and Landscaping Improvement Project, P-900, Federal Aid No. ESPL 5240 (021)</b> |  |                                                                                   |                                       |
| Contact Person/Dept.: Lee Torres/PW                                                                                                                                                                                                                                                                                                                                                             |  | Phone Number: 310-253-5623                                                        |                                       |
| Fiscal Impact: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>                                                                                                                                                                                                                                                                                                              |  | General Fund: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> |                                       |
| Public Hearing: <input type="checkbox"/>                                                                                                                                                                                                                                                                                                                                                        |  | Action Item: <input type="checkbox"/>                                             | Attachments: <input type="checkbox"/> |
| Commission Action Required: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>                                                                                                                                                                                                                                                                                                 |  | Date: _____                                                                       |                                       |
| Public Notification: (E-Mail) Agenda and Meetings – City Council (05/19/2011); (Letter) Land Forms Landscape Construction, Inc. (05/13/11)                                                                                                                                                                                                                                                      |  |                                                                                   |                                       |
| Department Approval:<br>Charles D. Herbertson(05/13/11)                                                                                                                                                                                                                                                                                                                                         |  | City Attorney Approval:<br>Carol Schwab (by H. Baker) (05/18/11)                  |                                       |
| Chief Financial Officer Approval:<br>Jeff Muir (by K. Marsden) (05/18/11)                                                                                                                                                                                                                                                                                                                       |  | City Manager Approval:<br>John M. Nachbar (05/19/11)                              |                                       |

**RECOMMENDATION:**

Staff recommends the City Council:

1. Accept the work performed by Land Forms Landscape Construction Inc. for the construction of Ballona Creek Bikeway and Landscape Improvement Project, P-900, Federal Aid No. ESPL 5240 (021);
2. Authorize filing a Notice of Completion; and
3. Authorize the release of the retention funds in the amount of \$65,514.51 after the expiration of the 35-day lien period.

**BACKGROUND:**

On August 9, 2010, the City Council awarded a construction contract to Land Forms Landscape Construction, Inc (Land Forms) for the construction of the Ballona Creek Bikeway and Landscaping Improvement Project, P-900.

The scope of work included the following items:

- Removal and rehabilitation of the landscaping along the Julian Dixon Public Library and adjacent flood control service road.
- Removal of the concrete embankment along the upslope side of the bike path (between the bike path and the school properties) and construction of a new DG pedestrian path, retaining wall and terraced landscaping utilizing drought tolerant

**City of Culver City, California**  
**Agenda Item Report**

and native plants appropriate to the creek habitat and a low-volume water conserving irrigation system.

- Installation of new fencing between the service roadway and Creek channel and between the bike path and creek channel. Installation of a new artistic entry gate at the service road/bike path entrance to the creek located off Overland Avenue and adjacent to the library building.
- Construction of a new pedestrian pathway from Overland Avenue to the new decorative gate.
- Repavement of the access road behind the Julian Dixon Public Library and the bike path from Overland Avenue to the PedestrianBridge.
- Installation of new pedestrian lighting, emergency “call-boxes,” and security cameras from Overland Avenue to the PedestrianBridge. The security cameras will be monitored by the Culver CityUnifiedSchool District.

**DISCUSSION:**

Land Forms completed the work on March 18, 2011. The construction management/inspection and geotechnical construction services were provided by The Nickerson Company and Ninyo and Moore, respectively, through the City Council approved on-call engineering contracts.

The City Council approved a \$90,548 contingency contract amount. There were seven (7) change orders in the total amount of \$80,342.03, for quantity adjustments and for extra work due to unforeseen field conditions encountered during construction.

**FISCAL ANALYSIS:**

| <b>Project Budget</b>                                                        |                  |
|------------------------------------------------------------------------------|------------------|
| Federal ARRA (Stimulus) Fund - Ballona Creek Bikeway and Landscaping Project | \$476,174        |
| State Environment Enhancement and Mitigation Program (EEMP) Grant            | \$349,911        |
| Community Development Impact Fee Fund (#417)                                 | \$66,850         |
|                                                                              | <b>\$892,935</b> |

**City of Culver City, California  
Agenda Item Report**

| <b>Final Project Expenses</b>                                                                        |                     |
|------------------------------------------------------------------------------------------------------|---------------------|
| Construction Contract Amount                                                                         | \$574,803.06        |
| Change Orders                                                                                        | \$ 80,342.03        |
| <b>Final Construction Contract Amount</b>                                                            | <b>\$655,145.09</b> |
|                                                                                                      |                     |
| Construction Management/ Inspection Services                                                         | \$106,004.00        |
| Geotechnical Construction Services (Observation & Testing)                                           | \$ 18,464.00        |
| Project Management (City Staff) to be charged to the EEMP Grant                                      | \$ 30,000.00        |
|                                                                                                      |                     |
| Decorative Entry Gate Designed and Fabricated by Alber De Matteis                                    | \$ 26,000.00        |
| Direct project expenses (e.g. water meter, security camera with DVR system, graffiti shield coating) | \$ 13,854.12        |
| Proposed Rain Garden and Storm water Diversion System to be constructed in Phase 2                   | \$ 40,000.00        |
|                                                                                                      |                     |
| <b>Total Project Cost</b>                                                                            | <b>\$889,467.21</b> |

**MOTIONS:**

That the City Council:

1. Accept the work performed by Land Forms Landscape Construction, Inc. for the construction of Ballona Creek Bikeway and Landscape Improvement Project, P-900, Federal Aid No. 5240 (021); and,
2. Approve the final construction contract amount of \$655,145.09; and,
3. Authorize the Public Works Director/City Engineer to execute the Notice of Completion and submit it to the Los Angeles County Recorder's Office; and
4. Authorize the City Manager to release \$65,514.51 in retention to Land Forms Landscape Construction, Inc. after the expiration of the 35-day lien period.