

**REPORT TO MAYOR AND COUNCIL**

**TO THE HONORABLE MAYOR AND CITY COUNCIL:**

DATE: June 10, 2014

**SUBJECT: ACCEPT THE IMPROVEMENTS FOR PROJECT NO. 2169 (MONUMENT CORRIDOR PEDESTRIAN AND BIKEWAY NETWORK IMPROVEMENTS PHASE 2) CONSTRUCTED BY BAY CITIES PAVING AND GRADING, INC. OF CONCORD; AND DIRECT THE CITY CLERK TO FILE A NOTICE OF COMPLETION (FUNDED BY: STIP-TE & TDA GRANTS, PARKLAND AND MEASURE J FUNDS)**

**Report in Brief**

Bay Cities Paving and Grading Inc. (Bay Cities) of Concord has completed all work on Project No. 2169 (Monument Corridor Pedestrian and Bikeway Network Improvements – Phase Two) and has provided the required warranty.

Staff recommends the City Council accept the improvements for Project No. 2169 (Monument Corridor Pedestrian and Bikeway Network Improvements – Phase Two) and direct the City Clerk to file a Notice of Completion.

**Background**

On September 3, 2013, the City Council awarded a construction contract to Bay Cities Inc. (Bay Cities) for Project No. 2169 (Monument Corridor Pedestrian and Bikeway Network Improvements Phase Two) to construct a 1.10 mile segment of Class-1 Pedestrian Trail extending southward from the previously completed Phase One trail, beginning at Mayette Avenue and extending to Monument Boulevard, providing a total of 1.6 miles of Class-1 trail along the corridor.

The Phase Two improvements, constructed by Bay Cities, include: a ten foot wide 1.1 mile segment of asphalt Pedestrian Trail, sidewalk improvements, signing & striping, a timber retaining wall, drainage improvements, drought tolerant landscaping with irrigation, ADA access, park benches and a solar powered emergency call box.

**Discussion**

Bay Cities has completed all work on Project No. 2169 (Phase Two). Staff has inspected the work for compliance with the project plans and specifications. Bay Cities has provided the required 10 percent warranty bond, which guarantees the work from defects for one year.

**ACCEPT THE IMPROVEMENTS FOR PROJECT NO. 2169 (MONUMENT  
CORRIDOR PEDESTRIAN AND BIKEWAY NETWORK IMPROVEMENTS PHASE-  
TWO); AND DIRECT THE CITY CLERK TO FILE A NOTICE OF COMPLETION**

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During the Initial Site Assessment for Project No. 2169, excessive concentration levels of arsenic were discovered in the Phase 2 section of the project, within the County's right-of-way. Staff worked closely with the County and the California Department of Toxic Substances Control (DTSC) to develop a Work Plan that defined the pre-construction and post-construction requirements to mitigate the arsenic contamination. Key post-construction requirements of the Work Plan include entering into an agreement with DTSC to participate in their Voluntary Cleanup Program (VCP) and implementation of an Operation and Maintenance (O & M) plan which will require on-going monitoring of the site.

**Fiscal Impact**

This \$784,575.92 construction contract was completed within the total allocated budget for both phases of \$2,504,500, consisting of STIP-TE & TDA Grants, Parkland and Measure J funds.

As mentioned above, the City is required to work with the County and the DTSC to provide ongoing monitoring and reporting of the area that is contaminated with arsenic. The City will be responsible for the costs related to this monitoring and reporting by outside agencies. Staff is continuing to work out the details of the annual reporting requirements, but additional funding may be necessary to cover these future costs.

**Public Contact**

The City Council agenda was posted.

**Recommendation for Action**

Staff recommends the City Council accept the improvements for Project No. 2169 (Monument Corridor Pedestrian and Bikeway Network Improvements – Phase Two) constructed by Bay Cities Inc., of Concord, and direct the City Clerk to file a Notice of Completion.

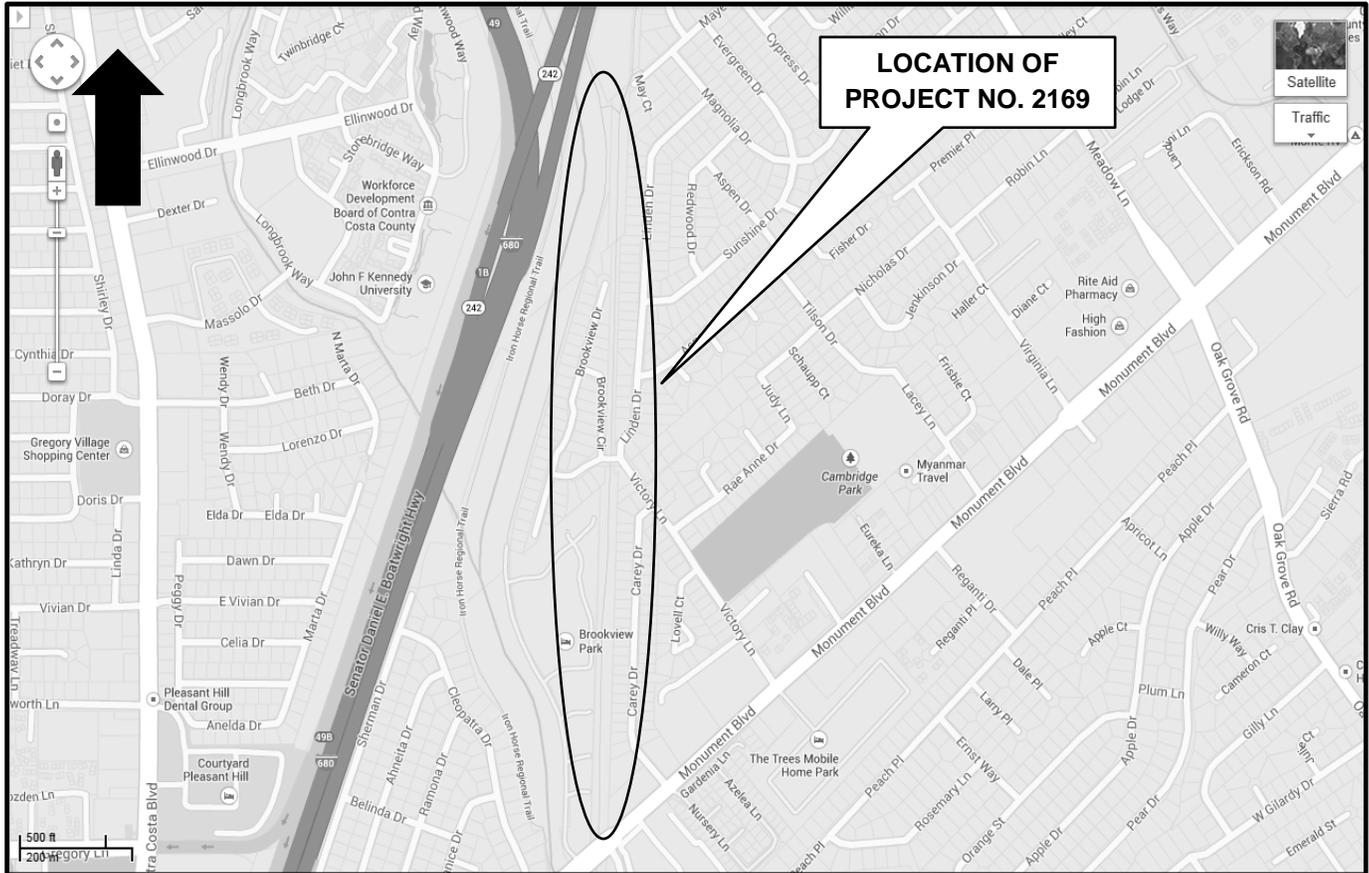
Prepared by: Jeff Rogers, PE  
Associate Engineer  
[jeff.rogers@cityofconcord.org](mailto:jeff.rogers@cityofconcord.org)

Reviewed by: Robert Ovadia, PE  
City Engineer  
[robert.ovadia@cityofconcord.org](mailto:robert.ovadia@cityofconcord.org)

Reviewed by: Victoria Walker  
Comm & Econ Development Director  
[victoria.walker@cityofconcord.org](mailto:victoria.walker@cityofconcord.org)



Valerie J. Barone  
City Manager  
[valerie.barone@cityofconcord.org](mailto:valerie.barone@cityofconcord.org)



**LOCATION MAP**  
PROJECT NO. 2169  
MONUMENT CORRIDOR PEDESTRIAN AND  
BIKEWAY NETWORK IMPROVEMENTS PHASE-TWO  
NO SCALE