



DATE: April 2, 2019

CATEGORY: Consent

DEPT.: Public Works

TITLE: **Stevens Creek Trail Temporary Detour, Project 17-56 – Accept Construction**

RECOMMENDATION

Accept Stevens Creek Trail Temporary Detour, Project 17-56, and authorize final contract payment.

BACKGROUND

In January 2017, heavy flows in Stevens Creek caused a creek bank failure that undermined a section of Stevens Creek Trail between El Camino Real and Yuba Drive. On April 18, 2017, the City Council authorized the creation of a midyear capital improvement project and the award of the construction contract for the Stevens Creek Trail Temporary Detour. The scope of work included both installation of a temporary trail and removal of the temporary trail after permanent repairs were complete. The contract was awarded to O’Grady Paving, Inc., at the price of \$129,070, which included a \$15,000 construction contingency. On June 8, 2017, the City opened a temporary trail on the adjacent Extended Stay Hotel property to provide trail access until permanent repairs were completed.

The Santa Clara Valley Water District (Water District) owns and maintains Stevens Creek, and the City has a Joint-Use Agreement with the Water District that allows for construction, operation, and maintenance of the trail. The Water District is responsible for funding creek bank repairs, and the City is responsible for replacement of the damaged trail. On June 26, 2018, the City Council authorized the City Manager to execute a cost-sharing agreement with the Water District and appropriated an additional \$420,000 from the CIP Reserve Fund to the project budget to reimburse the Water District for the restoration of the permanent trail. The Water District completed the creek repairs and permanent trail restoration, and the trail was opened in early November 2018.

Upon completion of the permanent trail repairs, O’Grady Paving, Inc., returned to remove the temporary improvements.

ANALYSIS

The final construction cost of the temporary trail work and removal is \$120,798, which is within the construction contract of \$129,070, with three change orders, including the final item adjustment change order. All work has been completed in accordance with the plans and specifications.

FISCAL IMPACT

Stevens Creek Trail Temporary Detour, Project 17-56, is funded with \$595,000 from the CIP Reserve Fund. Any funds remaining will be returned to the funding source when the project is closed. The City has applied for reimbursement from the Federal Emergency Management Agency (FEMA) and is awaiting a response. Any funds received from FEMA will be used to replenish the CIP Reserve Fund.

ALTERNATIVES

Determine that the improvements have not been completed in conformance with City standards and decline to accept the improvements until they are completed to the satisfaction of the Council.

PUBLIC NOTICING – Agenda posting.

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