



## City Council Staff Report

Date: December 16, 2015 CONSENT CALENDAR  
Subject: ACCEPTANCE OF FIRE STATION NO. 2, 911 MEMORIAL IMPROVEMENTS, CITY PROJECT NO 15-13  
From: David H. Ready, City Manager  
Initiated by: Department of Public Works & Engineering

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### SUMMARY

Formal City Council acceptance of Fire Station No. 2, 911 Memorial Improvements, City Project No. 15-13, is required to document the completion of the public works improvement, and to allow the City's filing of a Notice of Completion with the Riverside County Recorder in accordance with Section 9200 of the California Civil Code.

### RECOMMENDATION:

- 1) Accept the public works improvement identified as Fire Station No. 2, 911 Memorial Improvements, City Project No. 15-13 and is completed; and
- 2) Authorize the City Engineer to execute and file for recordation with the Riverside County Recorder a Notice of Completion for Fire Station No. 2, 911 Memorial Improvements, City Project No. 15-13.

### STAFF ANALYSIS:

On September 2, 2015, the City Council awarded a construction contract to Golden Valley Construction (GVC), in the amount of \$62,061 for the Fire Station No. 2, 911 Memorial Improvements, City Project No. 15-13, (the "Project") for the Base Bid Schedule and Additive Bid Schedule No. 1. An aerial map of the project location is identified below and a vicinity map is included in **Attachment 1**.



**Project Location**

The Contractor satisfactorily completed the Project on November 5, 2015. Staff has conducted a final inspection and found the work to be in compliance with the plans, specifications and standards of the City of Palm Springs. Staff recommends that the City Council accept the Project as required by Section 9200 of the California Civil Code, and authorize the City Engineer to file and record a Notice of Completion within 15 days of the City Council's action. A copy of the Notice of Completion to be submitted to the County is included as **Attachment 2**.

**ENVIRONMENTAL IMPACT:**

Section 21084 of the California Public Resources Code requires Guidelines for Implementation of the California Environmental Quality Act ("CEQA"). The Guidelines are required to include a list of classes of projects which have been determined not to have a significant effect on the environment and which are exempt from the provisions of CEQA. In response to that mandate, the Secretary for Resources identified classes of projects that do not have a significant effect on the environment, and are declared to be categorically exempt from the requirement for the preparation of environmental documents. In accordance with Section 15301 "Existing Facilities," Class 1 projects consist of the operation, repair, maintenance, permitting, leasing, licensing, or minor alteration of existing public structures, facilities, mechanical equipment involving negligible or no expansion of use beyond that existing at the time of the lead agency's determination. Therefore, in accordance with Section 15301(a), staff determined that the Fire Station No. 2, 911 Memorial Improvements, City Project No. 15-13, was considered categorically exempt from CEQA.

**FISCAL IMPACT:**

The Project was funded through donations received by local sponsors, at the time a construction contract was awarded, the City Council authorized and appropriated \$40,000 in additional funding from the General Fund. During construction minor adjustments to the scope of work were approved, and a final Change Order in the amount of \$864 was administratively approved; the final construction contract amount was \$62,925. The following **Table 1** is a summary of the total costs incurred for the Project.

Phase	Final Cost
Administration	\$0*
Design (Donated)	\$0
Construction Contract	\$62,925
Art/Sculpture Fabrication	\$8,356
<b>Total Cost</b>	<b>\$71,281</b>

**Table 1**

\*City staff provided oversight of project administration and inspection through the course of their normal duties.

The Project was funded through the following sources as show in **Table 2:**

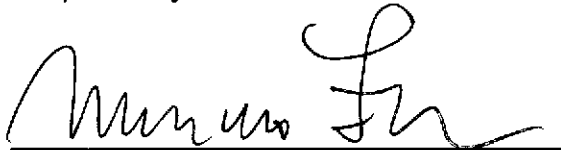
Fund Name	Account	Actual
Donations	160-4523-45681	\$34,850
General Fund (001)	001-3520-45681	\$40,000
Total Expenditures for Project		\$71,281
Project Budget		\$74,850
<b>Remaining Balance</b>		<b>\$3,569</b>

**Table 2**

The City is holding retention of \$3,146.25 for Golden Valley Construction pending acceptance of the improvements and filing of the Notice of Completion with the County Recorder's office. Since this project does not construct any new improvements or facilities, the Finance Department does not need to add the cost of this project to the City's fixed asset system, as no new assets have been created in compliance with Governmental Accounting Standard Board (GASB) 34 *Standards for Financial Reporting of Infrastructure Assets*.

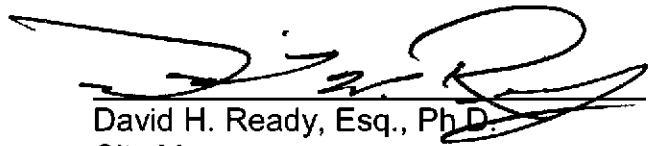
**SUBMITTED**

Prepared by:



Marcus L. Fuller, MPA, P.E., P.L.S.  
Assistant City Manager/City Engineer

Approved by:



David H. Ready, Esq., Ph.D.  
City Manager

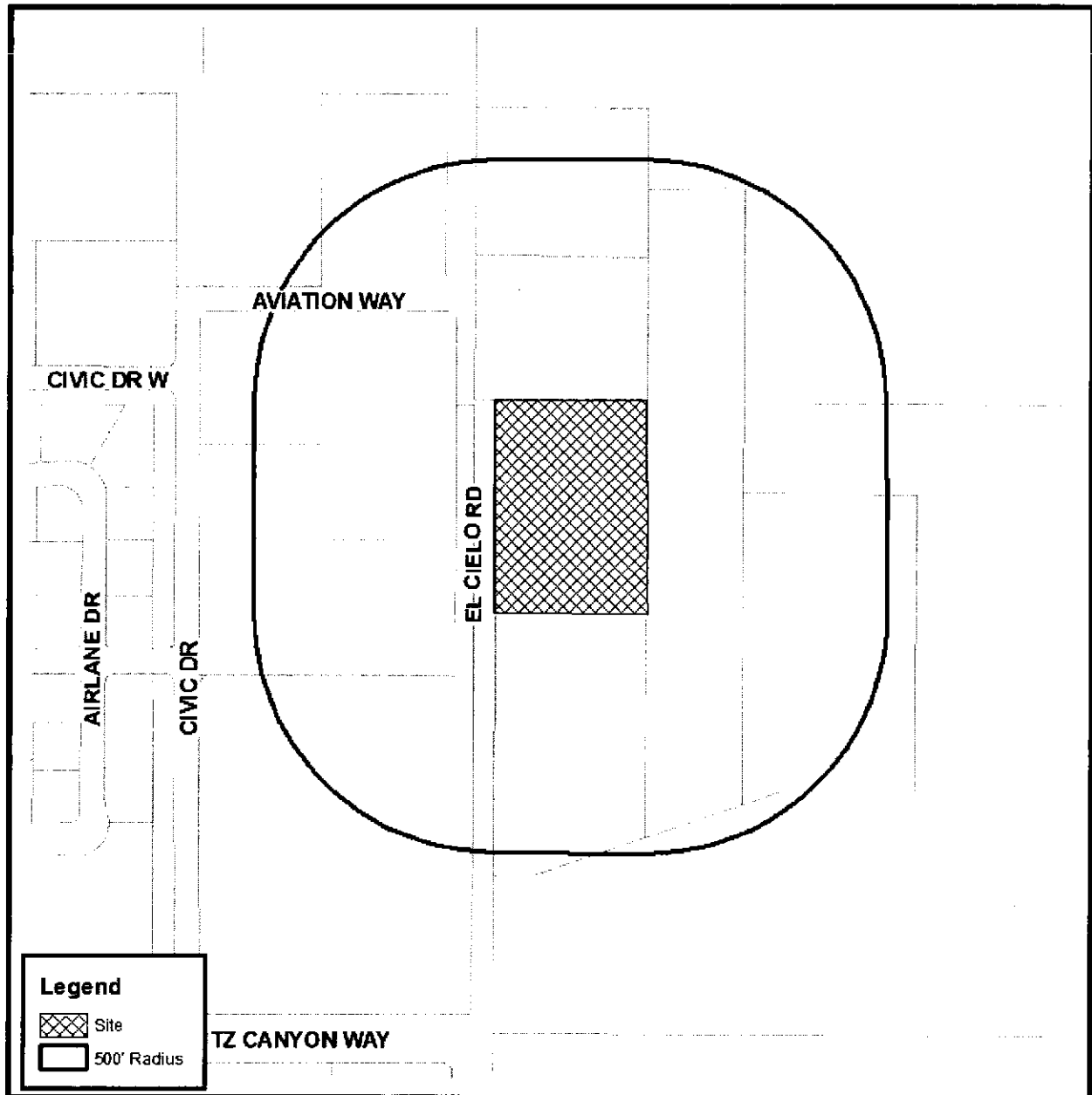
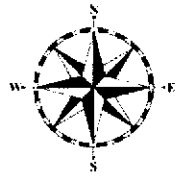
Attachments:

1. Vicinity Map
2. Notice of Completion

# **Attachment 1**



# Department of Public Works and Engineering Vicinity Map



CITY OF PALM SPRINGS

# **Attachment 2**

**Recording Requested By:**

City of Palm Springs

**When Recorded Mail To:**

Name James Thompson, City Clerk  
Street Address 3200 E. Tahquitz Canyon Way  
City & State Palm Springs, CA 92262

SPACE ABOVE THIS LINE FOR RECORDERS USE

**NOTICE OF COMPLETION**

(CA Civil Code §§ 8180-8190, 8100-8118, 9200-9208)

**NOTICE IS HEREBY GIVEN THAT:**

- The undersigned is an owner of an interest of estate in the hereinafter described real property, the nature of which interest or estate is:  
Fee \_\_\_\_\_ (e.g. fee, leasehold, joint tenancy, etc.)
- The full name and address of the undersigned owner or reputed owner and of all co-owners or reputed co-owners are:  
Name Street and No. City State  
City of Palm Springs 3200 E. Tahquitz Canyon Way Palm Springs CA 92262
- The name and address of the direct contractor for the work of improvement as a whole is:  
Golden Valley Construction, 2000 Executive Drive, Palm Springs, CA 92262
- This notice is given for (check one):  
 Completion of the work of improvement as a whole.  
 Completion of a contract for a particular portion of the work of improvement (per CA Civ. Code § 8186).
- If this notice is given only of completion of a contract for a particular portion of the work of improvement (as provided in CA Civ. Code § 8186), the name and address of the direct contractor under that contract is:  
Not Applicable.
- The name and address of the construction lender, if any, is:  
Not applicable
- On the 5th day of November, 20 15, there was completed upon the herein described property a work of improvement as a whole (or a particular portion of the work of improvement as provided in CA Civ. Code § 8186) a general description of the work provided:  
City Project 15-13, Fire Station No. 2, 911 Memorial Improvements
- The real property herein referred to is situated in the City of Palm Springs, County of Riverside State of California, and is described as follows:  
Palm Springs Fire Department, Station 442, located on APN 677-270-025
- The street address of said property is:  
300 N. El Cielo, Palm Springs, CA 92262
- If this Notice of Completion is signed by the owner's successor in interest, the name and address of the successor's transferor is:  
Not applicable.

I certify (or declare) under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: \_\_\_\_\_ By: \_\_\_\_\_

Signature of Owner or Owner's Authorized Agent - Assistant City Manager/City Engineer for City of Palm Springs  
Marcus Fuller

Print Name



**VERIFICATION**

I, Marcus Fuller, state: I am the Assistant City Manager/City Engineer ("Owner", "President", "Authorized Agent", "Partner", etc.) of the Owner identified in the foregoing Notice of Completion. I have read said Notice of Completion and know the contents thereof; the same is true of my own knowledge.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on \_\_\_\_\_, \_\_\_\_\_ (date), at Palm Springs (City), CA (State).

\_\_\_\_\_  
Signature of Owner or Owner's Authorized Agent

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A Notary Public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.



**STATE OF CALIFORNIA**  
**COUNTY OF \_\_\_\_\_**

On \_\_\_\_\_ (date), before me, \_\_\_\_\_, Notary Public (name and title of officer) personally appeared \_\_\_\_\_ who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PURJURY under the laws of the State of California that the foregoing paragraph is true and correct.

Witness my hand and official seal.