


**TOWN OF FAIRFAX
STAFF REPORT**

To: Mayor, Members of the Town Council
From: Mark Lockaby, Public Works Manager 
Date: March 14, 2013
Subject: Approve the Notice of Completion for the Pastori Avenue Sidewalk Project

RECOMMENDATION

Approve the Notice of Completion for the Pastori Avenue Sidewalk Project.

DISCUSSION

On September 5, 2012, the Town Council authorized the Director of Public Works to advertise and award the contract for the Pastori Avenue Sidewalk Project. B&M Builders Inc. submitted the lowest bid of \$96,219.55 and was awarded the contract on October 3, 2012.

B&M Builders Inc. met all the terms and conditions of the contract, and completed the project for a cost of \$88,057.25 as of December 27, 2012. There were two small change orders totaling \$3,876.89 of additional costs: \$2,731.89 was for incurred landscaping costs and \$1,145.00 was to remove a pipe in conflict with the new storm drain (see attached). Because of complications with trying to save the existing trees B & M Builders was relieved from the landscaping portion of the contract. The allowance for this was \$12,039.19 bringing B&M Builders portion of the total project cost to \$88,057.25. The Town is required to file a Notice of Completion with the Marin County Recorder's office. The Notice of Completion is attached.

FISCAL IMPACT

All retention and any other monies owed to the Contractor will be released upon recordation of the notice of the Notice of Completion.

Attachments

1. Oak Manor Sidewalk Project Notice of Completion
2. Change orders 1, and 2

AGENDA ITEM # 3

COMPLETE THIS INFORMATION:
RECORDING REQUESTED BY:

Town of Fairfax

AND WHEN RECORDED MAIL TO:

**Town Clerk
Town of Fairfax
142 Bolinas Road
Fairfax, CA 94930**

THIS SPACE FOR RECORDERS USE ONLY

TOWN OF FAIRFAX

NOTICE OF COMPLETION

NOTICE IS HEREBY GIVEN:

1. That on the 27th of December 2012, the public works project known as:

Pastori Avenue Sidewalk Improvement Project

was completed upon the property at the following location:

Pastori Avenue Sidewalk in the Town of Fairfax

2. That the name and address of the party filing this Notice is:

Department of Public Works, 142 Bolinas Road, Fairfax, CA 94930

3. That the name and address of the contractor responsible for the construction of said public projects is:

B & M Builders Incorporated
11151 Trade Center Drive, #200
Rancho Cordova, CA 95670

4. That the name of said contractor's surety is:

Philadelphia Indemnity Insurance Company

5. That the general description of the public project was:

Install sidewalk and accessible curb cut

Date

Judy Anderson, Director of Public Works

CONTRACT CHANGE ORDER NO. 002
Pastori Avenue Sidewalk Improvement Project
NMTPL 5277-022

Town of Fairfax
142 Bolinas Road
Fairfax, CA 94930
Phone: (415) 453-1584

Fax: (415) 453-1618

PROJECT No: 38-2640

DATE: 12/14/2012

Town of Fairfax

Pastori Avenue Sidewalk Improvement Project

TO: B & M Builders, Inc.

You are hereby directed to make the herein described changes from the plans and specifications or do the following described work not included in the plans and specifications of this contract. All new work herein described shall be done in accordance with the applicable provisions of the plans and specifications, except as modified by this contract change order. NOTE: This change order is valid when signed on behalf of the Owner.

DESCRIPTION OF CHANGE:

Costs incurred for deletion of Landscaping and Irrigation:

<u>Item</u>	<u>Item Cost</u>
1. Neary Landscape - Crew Mobilization & Vehicle	\$1,789.69
2. Restocking of plants purchases 30% of \$585.00	\$175.00
3. Restocking of irrigation drip tubing (special order)	\$150.00
Subtotal:	\$2,114.69
Mark up 15%	\$ 317.20
General Contractor – procurement of contract and submittals from Subcontractor 6 office hours @ \$50/hr	\$ 300.00
TOTAL AMOUNT THIS CHANGE ORDER:	
NET INCREASE IN THE AMOUNT OF	\$2,731.89

Except as amended by this Contract Change Order, the Contract shall remain in full force and effect.

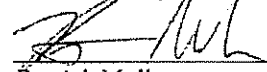
CONTRACT TIME ADJUSTMENT: N/A

COST OF CHANGE: \$2,731.89


The adjustments to the Contract Price and Contract Time in this Change Order include all costs, including direct, indirect, consequential, and overhead (field and home office) costs, related to the Change described above. By signing this Change Order, Contractor agrees to accept the adjustment to the Contract Price, calculated as provided above, and the adjustment of the Contract Time, as payment in full for all costs, including direct, indirect, consequential, and overhead (field and home office) costs, related to the Changes described above.

Submitted By: B & M Builders, Inc.

Approval Recommended by: Coastland Civil Engineering



Patrick Mullen 12/17/12
Date



Paul W. Wade 12/21/12
Date

Approved By: Town of Fairfax

Judy Anderson, Interim Town Manager

Date

**CONTRACT CHANGE ORDER NO. 001
Pastori Avenue Sidewalk Improvement Project
NMTPL 5277-022**

Town of Fairfax
142 Bolinas Road
Fairfax, CA 94930

PROJECT No: 38-2640

DATE: 11/21/12

Town of Fairfax

Pastori Avenue Sidewalk Improvement Project

TO: **B & M Builders, Inc.**

You are hereby directed to make the herein described changes from the plans and specifications or do the following described work not included in the plans and specifications of this contract. All new work herein described shall be done in accordance with the applicable provisions of the plans and specifications, except as modified by this contract change order. NOTE: This change order is valid when signed on behalf of the Owner.

DESCRIPTION OF CHANGE:

Pothole, excavate and remove an existing 8" drain pipe in conflict with new the new 15" Storm Drain, install 2-4" diameter irrigation sleeves under new sidewalk and retaining wall, and install a 4" drain and tie into the new 15" Storm Drain.

<u>Item</u>	<u>Quantity</u>	<u>Unit</u>	<u>Unit Cost</u>	<u>Item Cost</u>
1. Pothole, excavate & remove 8" pipe	1	LS	\$765.00	\$765.00
2. Install 4" sleeves	2	ea	\$ 65.00	\$130.00
3. Install 4" drain, tie into new 15" SD	1	LS	\$250.00	\$250.00

TOTAL AMOUNT THIS CHANGE ORDER: NET INCREASE IN THE AMOUNT OF \$1,145.00

Except as amended by this Contract Change Order, the Contract shall remain in full force and effect.

CONTRACT TIME ADJUSTMENT: N/A

COST OF CHANGE: \$1,145.00

The adjustments to the Contract Price and Contract Time in this Change Order include all costs, including direct, indirect, consequential, and overhead (field and home office) costs, related to the Change described above. By signing this Change Order, Contractor agrees to accept the adjustment to the Contract Price, calculated as provided above, and the adjustment of the Contract Time, as payment in full for all costs, including direct, indirect, consequential, and overhead (field and home office) costs, related to the Changes described above.

Submitted By: **B & M Builders, Inc.**

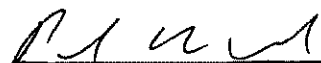
Approval Recommended by: **Coastland Civil Engineering**



Patrick Mullen

11/21/12

Date



Paul W. Wade

12/21/12

Date

Approved By: **Town of Fairfax**

Judy Anderson, Interim Town Manager

Date