



SAN RAFAEL CITY COUNCIL AGENDA REPORT

Department: Public Works

**Prepared by: Theo Sanchez, Associate Civil Engineer
April Miller, Public Works Director**

City Manager Approval: _____

TOPIC: THIRD STREET REHABILITATION PROJECT

SUBJECT: ACCEPT COMPLETION OF THE THIRD STREET REHABILITATION PROJECT, CITY PROJECT NO. 11315, AND AUTHORIZE THE CITY CLERK TO FILE THE NOTICE OF COMPLETION

RECOMMENDATION:

Accept completion of the Third Street Rehabilitation Project and authorize the City Clerk to file the Notice of Completion.

BACKGROUND:

The project consisted of making roadway rehabilitation improvements to Third Street from Union Street to Miracle Mile at West Street and Second Street. This project was a collaborative effort between the City of San Rafael, San Rafael Sanitation District, and Marin Municipal Water District. The project included pavement rehabilitation, pedestrian and bicycle safety improvements, utility undergrounding, curb ramp and intersection upgrades, addition of trees, and reconfiguring the roadway between West Street and Shaver Street to allow room for an eight-foot-wide Class IV cycle track on the south side of Second Street with a dedicated sidewalk for pedestrians.

On [February 7th, 2022](#), the City Council awarded the construction contract to Ghilotti Bros., Inc. in the amount of \$18,248,707.54 and approved a construction contingency of \$2,551,292,46 for a total appropriation of \$20,800,000. Construction began on March 7, 2022, and was completed on June 6, 2024.

ANALYSIS:

Pursuant to Civil Code Section 3093, the City is required to record a Notice of Completion upon City acceptance of the improvements. This acceptance initiates a period during which project subcontractors may file Stop Notices seeking payment from the City from the funds owed to the Contractor for the project work.

FISCAL IMPACT:

No fiscal impact is associated with this report.

RECOMMENDED ACTION:

Accept completion of the Third Street Rehabilitation Project and authorize the City Clerk to file the Notice of Completion.

FOR CITY CLERK ONLY

Council Meeting:

Disposition:

ATTACHMENTS:

1. Notice of Completion

Recording Requested By:
The City of San Rafael

When Recorded Mail To:
Lindsay Lara, City Clerk
1400 Fifth Avenue
San Rafael, CA 94901

EXEMPT FROM RECORDING FEES PER
GOVERNMENT CODE §27383

SPACE ABOVE THIS LINE IS FOR RECORDER'S USE

NOTICE OF COMPLETION
Civil Code §§ 8182, 8184, 9204, and 9208

NOTICE IS HEREBY GIVEN THAT:

1. The undersigned is the agent of the owner of the Project described below.
2. Owner's full name is the City of San Rafael ("City")
3. City's address is 1400 Fifth Ave, San Rafael, CA 94901
4. The nature of City's interest in the Project is:
__ Fee Ownership __ Lessee X Other Public Right of Way Easement
5. Construction work on the Project performed on City's behalf is generally described as follows: Pavement rehabilitation, pedestrian and bicycle safety improvements, curb ramps and intersection improvements, utility infrastructure updates, intersection lighting and traffic signal upgrades, addition of trees, and reconfiguring the roadway between West Street and Shaver Street.
6. The name of the original Contractor for the Project is: Ghilotti Bros., Inc. located at 525 Jacoby St, San Rafael CA 94901
7. The Project was accepted as complete on: June 6, 2024
8. The Project is located at: Third St., San Rafael CA 94901

Verification: In signing this document, I, the undersigned, declare under penalty of perjury under the laws of the State of California that I have read this notice, and I know and understand the contents of this notice, and that the facts stated in this notice are true and correct.

Date and Place

Signature

April Miller, Director of Public Works
Name and Title

*EXEMPT FROM NOTARY ACKNOWLEDGMENT REQUIREMENTS PER
GOVERNMENT CODE § 27287 AND CIVIL CODE § 9208*