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Staff Report for a Resolution Accepting the Work for the Annual Sidewalk Repair Program 2012-13, Project No. 2013.0060

**SUMMARY AND RECOMMENDATIONS**

The project reconstructed damaged concrete sidewalks, driveway approaches, curbs and gutters, and installed sidewalk curb ramps throughout the city.

Staff recommends the City Council accept the work by Rosas Brothers Construction, direct staff to file the Notice of Completion, release the performance and payment bonds, and release the Maintenance Bond upon completion of the one-year maintenance period to the satisfaction of the Engineering and Transportation Director.

**BACKGROUND**

Property owners are required by both the California Streets and Highways Code and the San Leandro Municipal Code to maintain the sidewalks along their properties' frontage. The City's Sidewalk Repair Program ("Program"), described in Title 8 of the San Leandro Administrative Code provides for the repair of damaged sidewalks. When the City becomes aware of damaged sidewalks or driveways, staff examines the area to determine whether repairs or replacements are required. Minor defects to sidewalks adjacent to private residences are repaired by the City at no cost to the property owner. Larger defects that require removal and replacement of either the sidewalk or driveway approach are also repaired under the Program, but the property owner adjacent to such defects must reimburse the City for the full cost of such repairs unless the damage was caused by a City street tree. If a City tree is the cause, property owners only pay half of the cost.

This project repaired sidewalks and installed handicap curb ramps to meet current Americans with Disabilities Act (ADA) requirements. As part of the City's ADA curb ramp transition plan, updated sidewalk curb ramps are installed each year. These ramps are installed adjacent to new street work

and at residents' requested locations. The goal is to update ramps at all intersections in the City. The City pays the cost for the installation of the handicap curb ramps, including any sidewalk repairs along the frontage of City facilities, and the sidewalk within a curb return.

### **Analysis**

The City Council awarded the construction contract to Rosas Brothers Construction on November 5, 2012. Through this contract, the City was able to achieve notable upgrades to its infrastructure at about 250 locations throughout the City, including the downtown area. The project replaced approximately 2,500 linear feet of curb and gutter, 9,300 square feet of sidewalk, 3,200 square feet of driveway approach, installed 46 handicap ramps and completed other minor concrete-related repairs. The work was inspected and is in compliance with the construction documents and City Standards.

### **Previous Actions**

- On September 4, 2012, by Resolution No. 12-401, the City Council approved the plans and specifications and called for bids for the subject project
- On November 5, 2012, by Resolution No. 12-490, the City Council awarded the construction contract to Rosas Brothers Construction for the subject project

### **Applicable General Plan Policies**

Policy No. 14.07 - Pedestrian Environment; Strive to achieve a more comfortable environment for pedestrians in all areas of San Leandro.

### **Environmental Review**

This project was categorically exempt under CEQA pursuant to California Public Resources Code section 15301(c).

### **Fiscal Impacts**

The total cost of the project, including staff administration and inspection costs was \$516,567. The cost of the construction contract was as follows:

Original Contract	\$274,665.00
Contract Change Orders	\$ 90,555.10
Total Contract Amount	\$365,220.10

### **Budget Authority**

- \$433,460 was provided by Measure B fund allocations as follows:
  - \$76,182 of Measure B Bicycle & Pedestrian funds in the Annual Sidewalk Program account number 144-36-006
  - \$357,278 of Measure B Streets & Roads funds in the Annual Sidewalk Program account number 144-38-006
- \$31,139 was provided by CBDG funds in account number 165-38-233
- \$51,968 was provided by TDA funds in account 150-36-332

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