

STAFF REPORT
City of Lancaster

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MVB

Date: March 24, 2009
To: Mayor Parris and City Council Members
From: James R. Williams, Director of Public Works
Subject: **Acceptance of Public Works Construction Project No. 05-001
Recycled Water Distribution System – Division Street**

Recommendation:

Accept the work constructed by Engineered Plumbing, Inc.; direct the City Clerk to file the Notice of Completion for the project; and authorize payment of the 10 percent retention 35 days after recordation, subject to any and all timely filed stop notices and subject further to the liquidated damages that the City is entitled to recover.

Fiscal Impact:

This project was awarded in the amount of \$5,179,473.60. Change orders totaling \$247,473.90 and a revised scope of work have brought the total contract cost to \$5,412,064.00. Sufficient funds were budgeted and are available in Capital Projects Budget Account No. 485-17RW001-924, 213-17RW001-924, 220-17RW001-924, and 261-17RW001-924. Annual maintenance costs for this project are anticipated to be \$123,850.00.

Background:

On June 27, 2006, Council awarded Public Works Construction Project No. 05-001 – Recycled Water Distribution System – Division Street to Engineered Plumbing, Inc. This project includes facilities for distribution, storage, and pumping of recycled water produced at the Lancaster Water Reclamation Plant. The distribution system involves a 4-1/2 mile long pipeline in Division Street from Avenue E to Lancaster Boulevard. Storage and pumping facilities are located at the southeast corner of Division Street and Avenue H-8. Construction of these improvements serves future water customers along Division Street.

Construction of the project has been completed to the satisfaction of the Director of Public Works. The project was substantially completed on February 5, 2009. Engineered Plumbing, Inc. exceeded their contract completion date of June 24, 2007 by 592 working days. Due to this, the City is recovering liquidated damages in the amount of \$296,000.00. Additionally, Engineered Plumbing, Inc. has indicated that it disputes the total contract cost of \$5,412,064.00 and believes that it is entitled to additional compensation. The construction quantities and the amount of payment have been approved by the Contractor and the Director of Public Works. The total contract cost is \$5,412,064.00.

AT:tl

Attachments:

Notice of Completion
Map