

**BEFORE THE BOARD OF SUPERVISORS
COUNTY OF TULARE, STATE OF CALIFORNIA**

IN THE MATTER OF NOTICE OF)
COMPLETION FOR CONSTRUCTION OF) Resolution No. 2018-0552
THE AVENUE 144 REHABILITATION)
PROJECT)

UPON MOTION OF SUPERVISOR ENNIS, SECONDED BY SUPERVISOR CROCKER, THE FOLLOWING WAS ADOPTED BY THE BOARD OF SUPERVISORS, AT AN OFFICIAL MEETING HELD JUNE 26, 2018, BY THE FOLLOWING VOTE:

AYES: SUPERVISORS CROCKER, VANDER POEL, SHUKLIAN, WORTHLEY,
AND ENNIS
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE



ATTEST: MICHAEL C. SPATA
COUNTY ADMINISTRATIVE OFFICER/
CLERK, BOARD OF SUPERVISORS

BY: Mary Rokello
Deputy Clerk

1. Accepted the work for the construction of the Avenue 144 Rehabilitation Project as complete by Don Berry Construction, Inc., of Selma, California; and
2. Authorized the Chairman to sign the Notice of Completion; and
3. Directed the Clerk of the Board to have the Notice of Completion recorded with the County Recorder.



**RESOURCE
MANAGEMENT AGENCY
COUNTY OF TULARE
AGENDA ITEM**

BOARD OF SUPERVISORS

KUYLER CROCKER
District One

PETE VANDER POEL
District Two

AMY SHUKLIAN
District Three

J. STEVEN WORTHLEY
District Four

MIKE ENNIS
District Five

AGENDA DATE: June 26, 2018

Public Hearing Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Scheduled Public Hearing w/Clerk	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Published Notice Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Advertised Published Notice	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
County Counsel Sign-Off	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Meet & Confer Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Electronic file(s) has been sent	Yes	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>
Budget Transfer (Aud 308) attached	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Personnel Resolution attached	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Agreements are attached and signature line for Chairman is marked with tab(s)/flag(s)	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
CONTACT PERSON: Celeste Perez PHONE: (559)624-7010				

SUBJECT: Notice of Completion for Construction of the Avenue 144 Rehabilitation Project

REQUEST(S):

That the Board of Supervisors:

1. Accept the work for the construction of the Avenue 144 Rehabilitation Project as complete by Don Berry Construction, Inc. of Selma, California; and
2. Authorize the Chairman to sign the Notice of Completion; and
3. Direct the Clerk of the Board to have the Notice of Completion recorded with the County Recorder.

SUMMARY:

This Notice of Completion is for the construction of the Avenue 144 Rehabilitation Project. This project was completed on schedule and within the allowable budget. The work was performed by Don Berry Construction, Inc. under Tulare County Agreement No. 28429.

This project was approved by your Board on October 10, 2017. The lowest responsible bid was submitted by Don Berry Construction, Inc. On December 12, 2017, your Board awarded and approved (Resolution No. 2017-1020) a contract to Don Berry Construction, Inc. of Selma, California in the amount of \$2,901,106.45.

This project consisted of improving a total of six-and-one-half (6.5) miles of roadway along the Avenue 144 Corridor. Roadway improvements consisted of two-and-one-

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DATE: June 26, 2018

half (2.5) mile's roadway reconstruction and four (4) miles of asphalt concrete overlay.

There was one Contract Change Order (CCO) for this project in the amount of \$73,816.69. This CCO was written to compensate the Contractor as set forth in the "Payment Adjustments for Price Index Fluctuations" clause and to credit the County as set forth in the "Reduced Payment Factors for Percent of Max Theoretical Density" clause of the Special Provisions.

An allowance of 5.43% of the contract bid amount, or \$157,555, was authorized for contingencies at the time of award setting the total approved contract amount at \$3,058,661.45.

The final cost to complete this project was \$2,907,670.05 which is 0.22% above the bid amount and is 4.94% below the authorized contract amount plus contingencies.

This project has been completed in accordance with the plans and specifications and is now ready for acceptance by the Board.

FISCAL IMPACT/FINANCING:

No Net County cost.

Contract Bid Amount:	\$ 2,901,106.45
5.43% of amount authorized for Contingencies	<u>\$ 157,555.00</u>
Authorized Contract Bid Amount + Contingencies	\$ 3,058,661.45
Project Cost:	\$ 2,833,853.36
Total of Contract Changer Orders:	<u>\$ 73,816.69</u>
Final Project Cost:	\$ 2,907,670.05

An allowance of 5.43% of the contract bid amount, or \$157,555, was authorized for contingencies at the time of award setting the total approved contract amount at \$3,058,661.45.

The final cost to complete this project was \$2,907,670.05 which is 0.22% above the bid amount and is 4.94% below the authorized contract amount plus contingencies.

This project was funded through an advance of Measure R funds as part of the County's Farm 2 Market program and Regional Surface Transportation Program (RSTP) funding from the Federal Highway Administration (FHWA). Because the bids for this project and the final project cost came in below the programmed amount, remaining Measure R funds that were advanced for the Farm 2 Market - Avenue 144 corridor are available for additional rehabilitation on this stretch of roadway. A later project is being developed for fiscal year 18/19 to continue the rehabilitation on the Avenue 144 corridor.

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LINKAGE TO THE COUNTY OF TULARE STRATEGIC BUSINESS PLAN:

Safety and Security – This project will enhance the safety and security of the public by improving the transportation infrastructure for both the general population in the region and the motorists using this facility.

ADMINISTRATIVE SIGN-OFF:

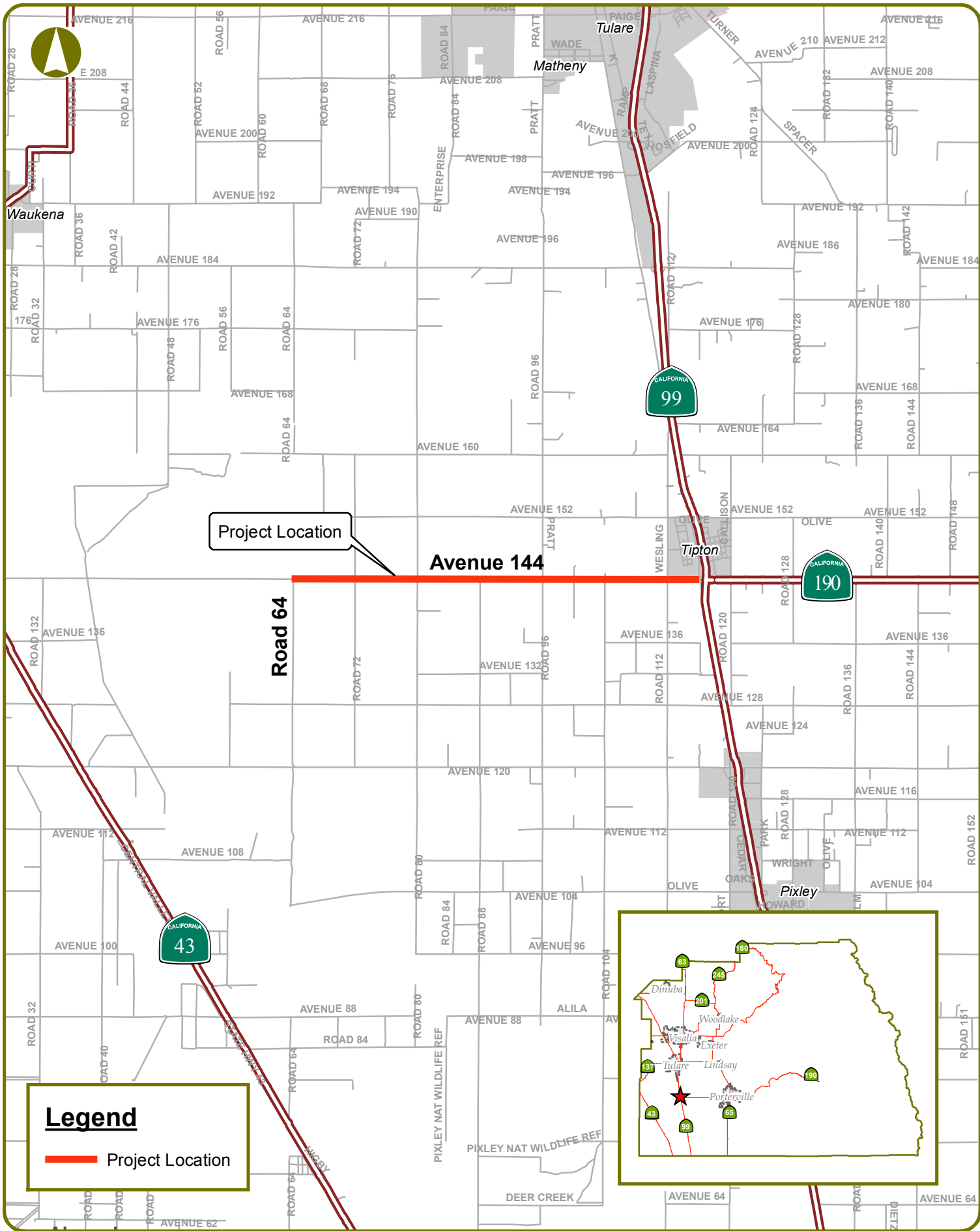


Reed Schenke, P.E.
Director

cc: County Administrative Office

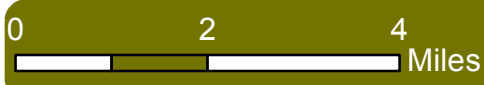
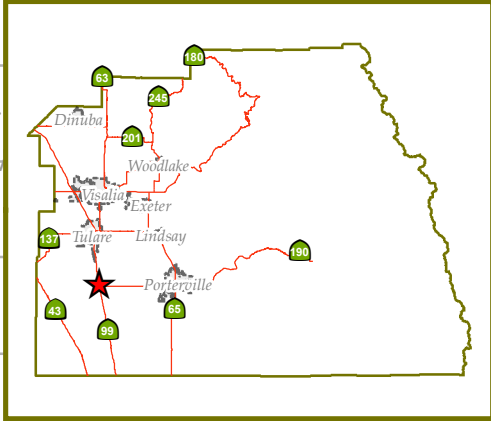
Attachment(s) Attachment A – Vicinity Map
Attachment B – Notice of Completion

**ATTACHMENT A –
VICINITY MAP**



Legend

— Project Location



**ATTACHMENT B –
NOTICE OF COMPLETION**

When recorded return to:
Clerk of the Board
County of Tulare
2800 West Burrel
Visalia, CA 93291

NOTICE OF COMPLETION

NOTICE IS HEREBY GIVEN THAT:

1. The County of Tulare, a political subdivision of the State of California, is the owner of the work of improvement stated below.
2. The full address of the owner is: County of Tulare, 2800 W. Burrel Avenue, Visalia, California, 93291
3. The County of Tulare, a public agency, owns the hereinafter described work of improvement.
4. No other person(s) or corporation(s) owns any interest therein.
5. The name of the project is Avenue 144 Rehabilitation Project.
6. On the 26th day of June, 2018 the Board of Supervisors of Tulare County in Resolution Number _____ accepted as complete the work of improvement in Tulare County Agreement Number 28429 for the project identified above.
7. The name of the contractor for the work of improvement described in Tulare County Agreement Number 28429 is Don Berry Construction, Inc. The contractor's address is Don Berry Construction, Inc., P.O. Box 620, Selma, California, 93662.
8. The project was located west of the community of Tipton, County of Tulare, State of California.

The undersigned affirms that he is authorized to execute this Notice of Completion for the County of Tulare, that he has read the foregoing Notice, knows the contents hereof and that the facts stated herein are true; that he executes this Notice on behalf of and pursuant to the authorization of the Board of Supervisors of the County of Tulare.

COUNTY OF TULARE
BOARD OF SUPERVISORS

Chairman of the Board

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 Tulare)

Subscribed and sworn to (or affirmed) before me on this _____ day of _____, 2018, by _____, proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.

Date: _____

Notary Signature