



**TO:** Mayor and Councilmembers

**FROM:** Rosemarie Gaglione, Public Works Director

**CONTACT:** Teresa Lopes, Senior Project Engineer

**SUBJECT:** Evergreen Park Tennis Courts Repair Project - Notice of Completion

**RECOMMENDATIONS:**

- A. Adopt Resolution No. 16-\_\_\_ entitled "A Resolution of the City Council of the City of Goleta, California, Authorizing the Filing of a Notice of Completion for the Evergreen Park Tennis Courts Repair Project"; and
- B. Direct the City Clerk to file a Notice of Completion

**BACKGROUND:**

Evergreen Open Space includes two public tennis courts. Over time, the condition of the tennis courts had deteriorated causing large transverse and parallel cracks on the surface of the courts. The court surface became unplayable. For this reason and for safety concerns, the City closed the tennis courts to public use until repairs could be completed.

The tennis courts consist of a concrete base approximately 14 inches thick, an asphalt layer approximately 2 inches thick, capped by actual tennis court surface material. Upon investigation it was determined that the concrete base was undamaged and the removal of the concrete base was not necessary.

The tennis court repair included the removal of the tennis court top surface and the asphalt layer. The concrete pad underneath was cleaned and all slab joints were sealed. A new asphalt surface was placed on top of the concrete pad followed by a tennis court playing surface material. New chain link fencing and green windscreen fabric was also installed.

**DISCUSSION:**

On April 19, 2016 a contract was awarded to Trueline Construction and Surfacing, Inc., for the Evergreen Tennis Courts Project in the not to exceed amount of \$83,552. The City Manager was also authorized to approve contingency contract change orders in an amount not to exceed \$17,000. Council also approved a construction management agreement with MNS Engineers in amount of \$75,000 for three Capital Improvement Projects, which included Evergreen Tennis Courts for amount not to exceed \$23,550.

Construction was funded by the General Fund. A Notice to Proceed was issued on June 24, 2016 and the project was completed by August 8, 2016. The project was completed under the original contact and change order authority.

Adoption of the attached resolution completes the final close-out of this project.

**FISCAL IMPACTS:**

The actual cost for construction, including quantity adjustments, contingencies and construction management totaled \$103,539, which is approximately \$20,000 below the budgeted amount of \$124,102 for construction. The total project, including design engineering, is closing out \$38,358 under budget, as shown in the table below.

| <b>Evergreen Tennis Courts Repair Project Budget</b> |                  |                       |                     |                         |
|------------------------------------------------------|------------------|-----------------------|---------------------|-------------------------|
| <b>Account</b>                                       | <b>Fund Type</b> | <b>Appropriations</b> | <b>Actual Costs</b> | <b>Remaining Budget</b> |
| 101-5-9038-706                                       | General Fund     | \$24,746              | \$6,951             | \$17,795                |
| 101-5-9038-705                                       | General Fund     | \$124,102             | \$103,539           | \$20,563                |
|                                                      | <b>Total</b>     | <b>\$148,848</b>      | <b>\$110,490</b>    | <b>\$38,358</b>         |

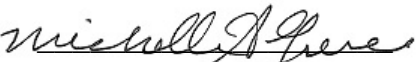
**ALTERNATIVES:**

The Council may elect not to file a Notice of Completion for the Evergreen Tennis Courts Project. If a Notice of Completion is not filed, the time period for claims and the associated release of final retention on the project would be extended from 30 to 90 days.

**Legal Review By:**

  
Tim W. Giles  
City Attorney

**Approved By:**

  
Michelle Greene  
City Manager

**ATTACHMENTS:**

1. A Resolution of the City Council of the City Goleta, California Authorizing the Filing of a Notice of Completion for the Evergreen Tennis Courts Project.
2. Notice of Completion for the Evergreen Tennis Courts Project

## **Attachment 1**

A Resolution of the City Council of the City Goleta, California Authorizing the Filing of a Notice of Completion for the Evergreen Tennis Courts Project.

**RESOLUTION NO. 16 - \_\_\_\_**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
GOLETA, CALIFORNIA AUTHORIZING THE FILING OF A NOTICE  
OF COMPLETION FOR THE EVERGREEN PARK TENNIS COURTS  
REPAIR PROJECT**

**WHEREAS**, on April 19, 2016, the City of Goleta authorized award of a construction contract to Trueline Construction and Surfacing, Inc. for the Evergreen Park Tennis Courts Repair Project; and

**WHEREAS**, the City Engineer has evaluated the work and has determined that the work was satisfactorily completed within the City extended contract period and within budget; and

**WHEREAS**, the City Engineer recommends the filing of a Notice of Completion.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE  
CITY OF GOLETA AS FOLLOWS:**

**SECTION 1.**

The work required to be performed by said Contractor has been completed.

**SECTION 2.**

The work is hereby accepted and approved based on the recommendation of the City Engineer.

**SECTION 3.**

The Finance Department is directed to release retention posted for the completion of the project as required by the California Civil Code.

**SECTION 4.**

The City Clerk is directed to forthwith forward a Notice of Completion to the Recorder of the County of Santa Barbara for recording.

**SECTION 5.**

The City Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions.

**PASSED, APPROVED, AND ADOPTED** this 20<sup>th</sup> day of September, 2016.

\_\_\_\_\_  
JIM FARR, MAYOR

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
DEBORAH S. LOPEZ  
CITY CLERK

\_\_\_\_\_  
TIM W. GILES  
CITY ATTORNEY

STATE OF CALIFORNIA                    )  
COUNTY OF SANTA BARBARA        )  
CITY OF GOLETA                        )       ss.

I, DEBORAH S. LOPEZ, City Clerk of the City of Goleta, California, DO  
HEREBY CERTIFY that the foregoing Resolution No. 16-\_\_\_ was duly adopted by  
the City Council of the City of Goleta at a regular meeting held on the 20<sup>th</sup> day of  
September, 2016, by the following vote of the Council:

AYES:

NOES:

ABSENT:

(SEAL)

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DEBORAH S. LOPEZ  
CITY CLERK

## **Attachment 2**

Notice of Completion for the Evergreen Tennis Courts Project



RECORDING REQUESTED BY:  
WHEN RECORDED RETURN TO:

City of Goleta  
130 Cremona Drive, Suite B  
Goleta, CA 93117  
ATTN: CITY CLERK

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SPACE ABOVE THIS LINE FOR RECORDER'S USE

Exempt from recording fee, per Government Code  
Section 27383

CITY OF GOLETA, CALIFORNIA

By: Deborah S. Lopez  
City Clerk

### NOTICE OF COMPLETION

NOTICE IS HEREBY GIVEN that a contract was heretofore awarded by the City Council of the City of Goleta, California, to Trueline Construction and Surfacing, Inc., for the performance of the following work:

#### **EVERGREEN PARK TENNIS COURTS REPAIR PROJECT**

Said work was substantially completed on August 8, 2016, by said company; was completed in accordance with City standards and to the satisfaction of the City Engineer of the City of Goleta; and was accepted by the City Council of the City of Goleta, owner, at a regular meeting thereof held on the 20<sup>th</sup> day of September, 2016, by Resolution No. 16-\_\_.

DATED this 20<sup>th</sup> day of September, 2016, at Goleta, California.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

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DEBORAH S. LOPEZ,  
CITY CLERK

STATE OF CALIFORNIA                    )  
COUNTY OF SANTA BARBARA        )        ss  
CITY OF GOLETA                        )

I, Deborah S. Lopez, City Clerk of the City of Goleta, California, do hereby certify that the foregoing Notice of Completion is true and correct, and that said Notice of Completion was duly and regularly ordered to be recorded in the Office of the Santa Barbara County Recorder by said City Council.

DATED this 20<sup>th</sup> day of September, 2016, at Goleta, California.

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DEBORAH S. LOPEZ  
CITY CLERK