

RESOLUTION 2017-229

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO ACCEPTING WORK PERFORMED BY STRAWN CONSTRUCTION FOR THE NEW SAN PABLO LIBRARY AS COMPLETE WITH EXCEPTIONS AND DIRECTING THAT A NOTICE OF COMPLETION BE PREPARED AND FILED WITH THE COUNTY RECORDER

WHEREAS, the City of San Pablo ("City") has long partnered with the County of Contra Costa to provide its citizens with a local branch of the County library system;

WHEREAS, the San Pablo library branch was located at 2300 El Portal Drive, Suite C, within the College Center shopping center. The City rents the space of approximately 8,900 square feet. The City has long been interested in securing a larger location for the San Pablo library branch in order to better serve library patrons;

WHEREAS, the City secured a long term lease on a 22,000 square foot space at 13731 San Pablo Avenue, generally located at the southern corner of Church Lane and San Pablo Avenue as a new location for the San Pablo Library ("New San Pablo Library"). This allowed the City to more than double the size of the current library and provide a more robust library to its patrons;

WHEREAS, on November 16, 2015, the City adopted Resolution 2015-197 authorizing a contract with Group 4 Architecture to design the New San Pablo Library;

WHEREAS, on January 20, 2016, the San Pablo Planning Commission adopted Resolution 16-03 approving the design of the New San Pablo Library and determining that the project qualifies for a CEQA exemption as an in-fill development project, consistent with the provisions of CEQA Guidelines Section 15300.2, 15332 and 15183 and there have been no changes to impacts and circumstances;

WHEREAS, on September 6, 2016, adopted Resolution 2016-269 awarding Strawn Construction the contract for the New San Pablo Library; and

WHEREAS, the construction work on the New San Pablo Library was completed on or about December 6, 2017 except for two punch list items of an outdoor planter box and internal lock system;

WHEREAS, by adopting the attached Resolution, the City Council will accept the work as complete with exceptions and authorize the City Engineer to issue a Notice of Completion and payment of undisputed amounts upon completion of recording period; and

WHEREAS, the City and contractor are discussing some disputed change orders and related issues and in the interest of resolving this matter in an expeditious manner, staff is requesting that the City Manager also be granted the authority to execute the appropriate documentation (e.g. change orders, settlement agreement) with any additional expenditure

appropriated from the General Fund Designated Reserve at the City Council meeting on January 16, 2018.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of San Pablo finds that the foregoing recitations are true and correct, and hereby:

1. Accepts work performed by Strawn Construction for the New San Pablo Library with the exception of the two remaining punch list items of an outdoor planter box and internal lock system; and
2. Directs that a Notice of Completion for the New San Pablo Library be prepared and filed with the County Recorder;
3. Authorizes the release of the undisputed retention amount to Strawn Construction after completion of 30-day recording with County Clerk; and
4. Authorizes the City Manager to execute the appropriate documentation to resolve any remaining contract issues.

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ADOPTED this 18th day of December, 2017, by the following vote:

AYES:	COUNCILMEMBERS:	Valdez, Kinney and Calloway
NOES:	COUNCILMEMBERS:	None
ABSENT:	COUNCILMEMBERS:	Cruz and Morris
ABSTAIN:	COUNCILMEMBERS:	None

ATTEST:	APPROVED:
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/s/ Elizabeth Pabon-Alvarado
Elizabeth Pabon-Alvarado, City Clerk

/s/ Genoveva Garcia Calloway
Genoveva Garcia Calloway, Mayor