

RESOLUTION NO. 2024-XX

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRENTWOOD ACCEPTING THE WORK PERFORMED BY B AND D EXCAVATION AND CONSTRUCTION FOR THE SOUND WALL, CIP PROJECT NO. 337-37263; AND REQUESTING THE CITY CLERK FILE A NOTICE OF COMPLETION WITH THE COUNTY RECORDER.

WHEREAS, on November 12, 2019, Council Member Rarey requested a future agenda item related to a sound study for the section of State Route 4 ("SR 4") between Balfour Road and Fairview Avenue, and the potential for sound remediation based on the results of the sound study; and

WHEREAS, on December 10, 2019, the City Council directed staff to look into costs for a sound study to be performed along the residential corridors of SR 4 from Lone Tree Way to Marsh Creek Road; and

WHEREAS, on November 16, 2021, the City Council received the results of the SR 4 Corridor Traffic Noise Analysis; and

WHEREAS, on April 12, 2022, at the Capital Improvement Program ("CIP") Workshop, the City Council directed staff to add the Project to the CIP Budget; and

WHEREAS, on April 25, 2023, the City Council continued the item to the May 9, 2023, City Council/Successor Agency meeting; and

WHEREAS, on May 9, 2023, by Resolution No. 2023-50, the City Council approved the contract documents, awarded the bid and authorized the City Manager or designee to execute a construction contract and necessary documents for the Sound Wall Project, CIP Project No. 337-37263 ("Project"), with B and D Excavation and Construction ("Contractor"), as the lowest responsible and responsive bidder, in the amount of \$378,600, plus funding authorization for a 15% contingency of \$56,790, for a total funding authorization not to exceed amount of \$435,390; and

WHEREAS, on June 13, 2023, by Resolution No. 2023-80, the City Council adopted the 2023/24-2027/28 Capital Improvement Program, which included the Project; and

WHEREAS, on December 12, 2023, the City Council considered adopting a Resolution approving Contract Change Order No. 2 with B and D Excavation and Construction to remove the steps from the sound wall; the City Council did not adopt the Resolution; and

WHEREAS, the Project replaced a section of the existing sound wall previously installed by the developer between SR 4 and Livorno Street, which included removing

202 linear feet of the existing sound wall and footing, and constructing a new sound wall with cast-in-drilled-hole concrete pile foundation; and

WHEREAS, the Contractor completed all improvements on January 18, 2024, per the contract documents; and staff is recommending that the work performed by the Contractor be accepted and the Notice of Completion filed with the County Recorder.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Brentwood does hereby accept the work performed by B and D Excavation and Construction for the Sound Wall, CIP Project No. 337-37263; and requests the City Clerk file a Notice of Completion with the County Recorder.

PASSED, APPROVED, AND ADOPTED by the City Council of the City of Brentwood at a regular meeting held on the 13th day of February 2024 by the following vote: