

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMMERCE, CALIFORNIA APPROVING ESSENTIAL IMPROVEMENTS RELATED TO THE GARFIELD MEDIAN IMPROVEMENTS PROJECT AND ALLOCATING REIMBURSABLE MEASURE AA FUNDS FOR THE RELATED IMPROVEMENTS

WHEREAS, On May 31, 2023, City staff submitted an application for the Clean California Local Grant Program Cycle 2 for the Garfield Avenue Median Beautification and Citywide Cleanup Project; and

WHEREAS, On October 9, 2023, staff was notified that the City had been awarded \$2,358,000.00 to fund the Project and subsequently, the funding agreement with the state was executed on January 23, 2024; and

WHEREAS, On June 25, 2024, the City Council approved the plans and specifications for the Garfield Avenue Median Improvements Project from City limit to City limit, and awarded a contract to Superb Engineering, Inc. the lowest responsive and responsible bidder for \$1,604,230.09 and authorized up to 15% or contingencies and 10% for construction Management and inspection; and

WHEREAS, The construction work on the project commenced and has been ongoing since August 12, 2024; and

WHEREAS, During the ongoing demolition work in the medians unforeseen conditions were discovered which included curb inside the planter area, existing unstable curb due to not being securely anchored to the pavement, and existing planter areas over concrete pavement; and

WHEREAS, The above-described unforeseen condition was not included in the original bid documents, and it is imperative the proposed improvements covered under Contract Change Order No. attached herein as Exhibit A are addressed in a timely manner; and

WHEREAS, The cost of proposed improvements including contingencies, construction management, and inspection services is estimated at \$481,170.31 which is significantly above the previously authorized construction contingencies; and

WHEREAS, Allocation of reimbursable \$328,648.94 in Measure AA funds is requested for the proposed improvements and the remaining shortfall will come from the previously allocated contingencies; and

WHEREAS, The attached Resolution upon City Council adoption will in summary approve the proposed essential improvements related to the Garfield Median Improvements Project and allocate reimbursable Measure AA funds for the related improvements.

**NOW, THEREFORE, THE CITY COUNCIL DOES HEREBY RESOLVE,
DECLARE AND DETERMINE AS FOLLOWS:**

Section 1. The City Council of the City of Commerce hereby finds and declares that the foregoing recitals are true and correct, and incorporates them herein as findings and as a substantive part of this Resolution.

Section 2. Approve the essential improvements related to the Garfield Median Improvements Project through Change Order No 1 to Superb Engineering, Inc. Construction Contract and allocate reimbursable Measure AA funding in the amount of \$328,648.94 for the proposed work and related contingencies, construction management, and inspection services.

Section 3. The Mayor is authorized to execute this Resolution for and on behalf of the City of Commerce.

Section 4. This Resolution shall take full force and effect immediately upon adoption by the City Council.

PASSED, APPROVED AND ADOPTED this 12th day of November 2024.

Hugo A. Argumedo
Mayor

ATTEST:

Lena Shumway
City Clerk

EXHIBIT A