

RESOLUTION NO. 20-____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMMERCE, CALIFORNIA, TO ACCEPT AS COMPLETE THE SUPPLY OF ELECTRICAL POWER TO THE EXISTING CNG FUELING STATION NEXT TO THE COMMERCE REFUSE TO ENERGY FACILITY

WHEREAS, the electrical power that feeds *Compressed Natural Gas* (CNG) and *Liquefied Natural Gas* (LNG) fueling station comes from Southern California Edison sub-station through *Commerce Refuse-to-Energy Facility* (CREF) and;

WHEREAS, the fueling station provides environmentally-friendly CNG and LNG fuel for the public transit buses and other City vehicles operated by the Transportation Department; and

WHEREAS, the CREF facility officially closed its operations on June 26th, 2018 due to insufficient operating costs; and

WHEREAS, the CREF facility will remain, but Southern California Edison (SCE) will dismantle the sub-station that supplies power to the CREF facility; and

WHEREAS, the CNG and LNG fueling station will be forced to shut down once the sub-station is dismantled if an alternative power source for the CNG and LNG fueling station is not secured; and

WHEREAS, the award of the contract to supply power to the CNG station was approved by the City Council on April 2, 2019 meeting in the amount of \$249,000 and authorized a 20% construction contingency of \$49,800 for the total amount of \$298,000; and

WHEREAS, due to unforeseen circumstances that resulted in additional work, change orders were incurred in the amount of \$102,886.01. However, the project was substantially completed on February 10, 2020; and

WHEREAS, City staff recommends that the City Council accept the Project as satisfactory and complete. Upon acceptance, staff will file the "Notice of Completion" (NOC) with the County Recorder's Office for the Project and release retention of \$17,594.30 R2Build Engineering 35 days after the NOC is recorded.

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

Section 1. Finds and declares that the foregoing recitals are true and correct, and incorporates said recitals into this Resolution as substantive findings.

Section 2. Approve and adopt this Resolution accepting the work performed by R2Build Engineering as satisfactory and complete for supplying power to the CNG

station.

Section 3. Authorize staff to file the “Notice of Completion” with the County Recorder’s Office for the Project.

Section 4. Authorize the release of withheld 5% retention for \$17,594.30 to R2Build Engineering.

PASSED, APPROVED and ADOPTED this 17th day of March 2020.

John Soria, Mayor

ATTEST:

Lena Shumway, City Clerk