

REPORT OF GENERAL MANAGER

NO. '02-287

DATE August 14, 2002

C.D. 07

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: ROSE HILL RECREATION CENTER - RESTROOM IMPROVEMENTS AND
NEW HALF-BASKETBALL COURT - (#2703N) - FINAL ACCEPTANCE

J. Combs _____
A. Corrales _____
J. Duggan _____
J. Kolb _____

H. Fujita _____
*R. Fawcett RF _____
M. Matthews _____



General Manager

Approved _____

Disapproved _____

Withdrawn _____

RECOMMENDATION:

It is recommended that the Board:

1. Accept the work performed under Contract No. 2994 outlined in the body of this report;
2. Authorize the Department's Director of Finance to release all retention monies held under Contract No. 2994, thirty-five calendar days after this action;
3. Authorize the Board Secretary to furnish T & J Field Construction Co., Inc. with a letter of completion; and,
4. Assess liquidated damages in the amount of \$15,400.00.

SUMMARY:

On May 2, 2001, the Board awarded a construction contract in the amount of \$114,995.00 to T & J Construction Co., Inc. (#2703N) project. Construction began on August 20, 2001. The work involved the ADA restroom compliance improvements, the installation of four picnic tables, the construction of a new half-basketball court with its corresponding concrete walkway extension.

There were 17 change orders issued on this project for a total amount of \$12,445.00. The total funds expended on this project are \$127,440.00.

The construction start date indicated on the notice-to-proceed for this project was June 28, 2001. The project had 75 calendar days scheduled for construction and 49 calendar days for landscape maintenance for a total project duration of 124 calendar days. The original scheduled project completion date was October 30, 2001. During project time the contractor was awarded 85 days of

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additional time through 14 change orders. This advanced the completion date to January 23, 2002. The date construction was complete was March 8, 2002, with the actual date of project completion including maintenance to April 26, 2002, ninety-three (93) days later.

On April 24, 2002, June 28, 2002 and July 16, 2002, Department staff met with T & J Field Construction Co., Inc. to review additional change order requests submitted by the contractor. Upon review of documentation submitted, staff issued two additional change orders, awarding 37 days of additional construction time that reduced the number of days in liquidated damages from 93 to 56, further advancing the project completion date to March 1, 2002.

Work for the restrooms improvements and half-basketball court at Rose Hill Recreation Center (#2703N) project fell behind schedule right from the start of the project and continued at a slow pace throughout the duration of the project. T & J Field Construction Co., Inc. has shown comparable delays during the construction of other projects built for this Department.

Staff repeatedly notified T & J Field Construction Co., Inc. of the lack of progress during weekly construction meetings and with certified letters and met with the contractor in several occasions as indicated above to review the number of days in liquidated damages.

Department staff hereby recommends the assessment of liquidated damages for the time beginning on March 2, 2002, the day after the scheduled completion date to the actual completion date of April 26, 2002, totaling 56 calendar days. The amount of liquidated damages stipulated in the contract documents for this project is \$275.00 per day. Therefore, \$275.00 times 56 calendar days totals \$15,400.00.

The project was funded with Prop K monies. Department staff has consulted with the office of Contract Compliance (OCC) concerning the status of labor compliance and Affirmative Action requirements on this project. There are no outstanding wage violations and T & J Field Construction Co., Inc. is in compliance.

Prepared by Ada De Fernandez-De La Rosa, Project Manager.