

# REPORT

To the Honorable Mayor and City Council  
From the City Manager

June 1, 2009

## SUBJECT

Final Acceptance of the 2008-2009 Tree Preservation and Sidewalk Replacement Project, SpenCon Construction, Inc. of Foster City, CA.

## RECOMMENDATION

Accept by motion the completed improvements constructed during the 2008-2009 Tree Preservation and Sidewalk Repair Project, from SpenCon Construction, Inc., Foster City, CA and release the retention in the amount of \$80,181.65 withheld during construction in accordance with City procedure.

## BACKGROUND

On June 9, 2008, the City awarded the 2008-2009 Tree Preservation and Sidewalk Repair Program contract to SpenCon Construction Inc. of Foster City, CA for their bid of \$771,300. Work occurred on sidewalks in front of 242 parcels on Maddux, Hempstead, Alameda, Fernside, Mitchell, Granger, Sterling, Ethyl Ct., Muller Ct and Goodwin Ave. All of the work required during this contract has been performed to City standards. The work performed exceeded the original contract amount by \$30,533.51 or approximately 3.9%. The additional work was performed at the direction of City staff in order to complete the remaining parcels on one block rather than leave just a few parcels to be completed during the next project period. Of note during this contract period was the expanded use of poured-in-place rubber sidewalk, diverting over 3,083 recycled passenger car tires from the landfill. Very few negative comments were received regarding the rubber sidewalks and only very minor cutting of small tree roots was performed. Sections of rubber sidewalk were installed in front of over 160 homes, and 31 concrete ADA curb ramps were installed. The "Succession Tree Planting" effort resulted in 20 tree removals and we plan to install at least 27 replacement trees during an upcoming CityTrees planting event.

## ALTERNATIVES

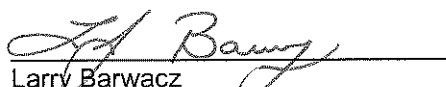
City Council could decide to not accept this project. The work has been completed to specifications and the contractor has performed well in the completion of the project. The contractor is due their retention amount.

## FISCAL IMPACT

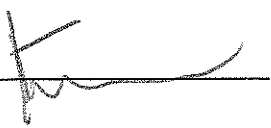
Funds for this payment are available and have been encumbered in the Capital Improvement Program, Tree Preservation and Sidewalk Repair Program.



Michael Gibbons  
Public Works Superintendent



Larry Barwacz  
Public Works Services Director



Peter Ingram  
City Manager

**ATTACHMENTS**

None

**RELATED DOCUMENTS IN CITY CLERK'S OFFICE**

Original Agreement