



CITY COUNCIL AGENDA REPORT

MEETING DATE: December 6, 2005

ITEM NUMBER:

SUBJECT: RELEASE OF BONDS IN CONNECTION WITH ENCROACHMENT PERMIT NO. PS02-00486 FOR STREET IMPROVEMENTS LOCATED AT 1475 SOUTH COAST DRIVE, COSTA MESA, CALIFORNIA

DATE: NOVEMBER 17, 2005

FROM: PUBLIC SERVICES DEPARTMENT/ENGINEERING DIVISION

PRESENTATION BY: WILLIAM J MORRIS, DIRECTOR OF PUBLIC SERVICES

FOR FURTHER INFORMATION CONTACT: ERNESTO MUNOZ, CITY ENGINEER, (714) 754-5343

RECOMMENDED ACTION:

Release the Performance and Labor and Material Bonds (Certificate No. 6137446) in the amount of \$9,800 each to KEC Engineering (Contractor), 200 N. Sherman Avenue, Corona, CA 92882.

BACKGROUND:

On August 22, 2002, the Engineering Division issued Encroachment Permit No. PS02-00486 to KEC Engineering (Contractor) for the construction of street improvements within South Coast Drive and Susan Street. The Encroachment Permit allowed the removal of a 35-foot section of the median island and maintenance of existing landscaping within that median. The Performance and Labor and Material Bonds in the amount of \$9,800 each were received and accepted by the Public Services Department as a guarantee for the construction of the improvements.

ANALYSIS:

All conditions of the Encroachment Permit have been met and the work has been completed and accepted by the Public Services Department.

ALTERNATIVES CONSIDERED:

The alternative to this Council action would be to retain the Performance and Labor and Material Bonds. Costa Mesa Municipal Code Section 15-32 states, "The condition of said bond shall be that the applicant will perform the work authorized by any permit issued pursuant to this chapter in a good and workmanlike manner and to the satisfaction of the City Engineer." These conditions have been met; therefore, retention of the bonds would be in violation of the Municipal Code.

FISCAL REVIEW:

There is no fiscal impact to the City relative to this item.

LEGAL REVIEW:

There is no legal review required relative to this item.

CONCLUSION:

All of the required conditions of the Encroachment Permit have been completed by the Contractor. Therefore, staff recommends that the Performance and Labor and Material Bonds in the amount of \$9,800 each be released to KEC Engineering.

ERNESTO MUNOZ
City Engineer

WILLIAM J. MORRIS
Director of Public Services

DISTRIBUTION: City Manager
 City Attorney
 Deputy City Clerk
 Staff

File Name Release Bonds PS02-00486

Date: 11-17-05

Time 2:00 p.m.