

RESOLUTION NO. _____

Resolution Of The City Council Of The City of Emeryville Accepting The Point Emery Shoreline Protection Project, Project No. EPW-18101 (CIP No. 16475021), As Complete And Authorizing The City Engineer To File A Notice Of Completion With The Alameda County Clerk And Authorizing The City Manager To Enter Into A Second Amendment To The Contract With Brannon Corporation, Inc. To Increase The Total Compensation Amount By \$3,535 For A Total Not To Exceed Amount Of \$877,574 For The Point Emery Shoreline Protection Project, Project No. EPW-18101 (CIP No. 16475021)

WHEREAS, on April 5, 2022, the City Council authorized the City Manager to enter into a contract with Brannon Corporation to construct the project for an amount not to exceed of \$820,800 for the construction of improvements related to the Point Emery Shoreline Protection Project, Project No. EPW-18101 (CIP No. 16475021); and

WHEREAS, on December 20, 2022, the City Council authorized the City Manager to enter into a First Amendment with Brannon Corporation to increase the contract amount by \$53,239 for a total contract amount not to exceed \$874,039; and

WHEREAS, as required by the BCDC permit authorizing the project work, a post construction eelgrass condition survey was performed on May 8, 2023, which revealed that no damage to eelgrass occurred during the construction work at Point Emery; and

WHEREAS, the work of protecting Point Emery with rip-rap is now complete and the project is ready for acceptance by the City Council; and

WHEREAS, once the project is accepted and the City Engineer authorized, the Public Works Department must file a Notice of Completion with the Alameda County Clerk; and

WHEREAS, in order to make full payment to Brannon Corporation for the extra work related the installation of new bollards, hydroseeding, and a concrete bike rack pad, a Second Contract Amendment to increase the contract amount by \$3,535, for a total contract amount not to exceed \$877,574, is necessary; now, therefore, be it

RESOLVED, by the City Council of the City of Emeryville to accept the Point Emery Shoreline Protection Project, Project No. EPW-18101 (CIP No. 16475021), as complete and authorizing the City Engineer to file a Notice Of Completion with the Alameda County Clerk; and, be it, further

RESOLVED, that the City Manager is authorized to enter into a Second Contract Amendment with Brannon Corporation, Inc. to increase the contract amount by \$3,535, for a total not to exceed amount of \$877,574, for the Point Emery Shoreline Protection Project, Project No. EPW-18101 (CIP No. 16475021).

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ADOPTED, by the City Council of the City of Emeryville at a regular meeting held Tuesday, June 6, 2023, by the following vote:

AYES: _____
NOES: _____
ABSTAIN: _____
ABSENT: _____

ATTEST:

CITY CLERK

MAYOR

APPROVED AS TO FORM:

DocuSigned by:
John Kennedy

CITY ATTORNEY