



CITY COUNCIL AGENDA REPORT

MEETING DATE: APRIL 5, 2004

ITEM NUMBER: _____

SUBJECT: RELEASE OF BONDS IN CONNECTION WITH ENCROACHMENT PERMIT NO. PS01-00359 (TRACT 15991) FOR STREET IMPROVEMENTS LOCATED AT 2087 GARDEN LANE, COSTA MESA, CALIFORNIA

DATE: MARCH 25, 2004

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

RECOMMENDATION:

Release the Performance and Labor and Material Bonds (Certificate No. 3SM-990-182-00) in the amount of \$6,896.50 each to Joe Cefalia (Developer), 1649 Bayside Drive, Corona Del Mar, California 92625.

BACKGROUND:

On December 11, 2000, the Planning Commission approved a development application to allow a subdivision and construction of a five (5) unit residential, common interest development. The Encroachment Permit allowed construction of street improvements; including driveway approach, curb and gutter, sidewalk, parkway drains, and utility trenching. The Performance and Labor and Material Bonds in the amount of \$6,896.50 each were received and accepted by the Public Services Department as a guarantee for the construction of the improvements.

ANALYSIS:

All Engineering Division's Conditions of Approval for the project 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 improvements have been constructed by the Developer. Therefore, staff recommends that the Performance and Labor and Material Bonds in the amount of \$6,896.50 be released to Joe Cefalia.

ERNESTO MUNOZ
City Engineer

WILLIAM J. MORRIS
Director of Public Services

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DISTRIBUTION: City Manager
Deputy City Clerk
City Attorney
Staff

ReleaseBonds2087GardenReport

2/25/04

2:00 p.m.