



CITY COUNCIL AGENDA REPORT

MEETING DATE: JUNE 1, 2010

ITEM NUMBER:

SUBJECT: RELEASE OF BONDS IN CONNECTION WITH PARCEL MAP NO. 2006-286, STORM DRAIN REPAIR LOCATED AT 755-785 AND 711 WEST 17TH STREET, COSTA MESA, CALIFORNIA.

DATE: MAY 20, 2010

FROM: PUBLIC SERVICES DEPARTMENT/ENGINEERING DIVISION

PRESENTATION BY: PETER NAGHAVI, DIRECTOR, DEPARTMENT OF PUBLIC SERVICES

FOR FURTHER INFORMATION CONTACT: ERNESTO MUÑOZ, CITY ENGINEER, 714-754-5335

RECOMMENDED ACTION

Release the Performance and Labor and Material Bonds (Certificate No. 457591) in the amount of \$487,500 each to Mesa Placentia 17 LP (Developer), P.O. Box 8083, Newport Beach, California, 92658.

BACKGROUND

On February 12, 2007, the City Planning Commission approved Parcel Map No. 2006-286 to subdivide an existing industrial building for condominium purposes. As part of the conditions of approval, the Engineering Division required the upgrade of an existing 24-inch diameter corrugated metal pipe (CMP) storm drain system shared by this property and the three adjoining properties (south and east of 755 West 17th Street). This section of CMP is approximately 450 feet in length and connects into a larger concrete pipe system. The CMP was over 36 years old and was beginning to show signs of deterioration which could have lead to leakage and potential collapse. The Engineering staff recommended the relining of the CMP with a high strength PVC material. The Performance and Labor and Materials Bonds in the amount of \$487,500 each were received and accepted by the Public Services Department as a guarantee for the construction of the improvements.

ANALYSIS

All conditions of Parcel Map No. 2006-286 have been met and the work has been completed and accepted by the City Engineer.

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 Parcel Map No. 2006-286 have been completed by the Developer. Therefore, staff recommends that the Performance and Labor and Material Bonds in the amount of \$487,500 each be released to Mesa Placentia 17 LP, a California Limited Partnership.

ERNESTO MUÑOZ
City Engineer

PETER NAGHAVI, Director
Department of Public Services

DISTRIBUTION: City Manager
City Clerk
City Attorney
Development Services Director
Staff