



AGENDA SUMMARY EUREKA CITY COUNCIL

TITLE: Wharfinger Parking Lot Stormwater Modifications Project
Acceptance

DEPARTMENT: Public Works

PREPARED BY: Gabriel Adame, Associate Civil Engineer

PRESENTED FOR: Action Information only Discussion

RECOMMENDATION

1. Accept Wharfinger Parking Lot Stormwater Modifications Project, Bid No. 2023-11; and
2. Authorize the filing of a "Notice of Completion" at the Office of the County Recorder.

FISCAL IMPACT

No Fiscal Impact Included in Budget Additional Appropriation

COUNCIL GOALS/STRATEGIC VISION

- Financially sound city providing effective services

DISCUSSION

The City of Eureka (City) entered into an agreement with the California Regional Water Quality Control Board North Coast Region (Regional Water Board) due to violations to the City's discharge permit. Part of the fines for these violations can be replaced by means of completing a supplemental environmental project (SEP) in accordance with the enforcement policy of the State Water Board. A SEP means an environmentally beneficial project that a permittee agrees to undertake, with the approval of the regional board, which would not be undertaken in the absence of an enforcement action. The fines for these exceedances total \$165,000. Of the \$165,000 penalty, the Regional Water Board has authorized the City to apply up to \$90,000 to implement the SEP.

The City has entered into similar agreements in the past for lower amounts, however due to Regional Board's failure to timely assess penalties the resulting amount is above staffs approval threshold.

This project consisted, in general, of modifications to the Wharfinger Building Parking Lot with low impact development (LID) facilities, including: Replacing native materials in

the existing vegetated areas with new LID specific materials designed to retain stormwater; Removal of four (4) parking spaces, replacing impervious materials with pervious LID materials; Saw-cutting gaps in the curbs around vegetated areas to allow stormwater to pass into the newly created LID facilities; and installation of atrium drains back to the storm drain system if stormwater outpaces the absorption levels of the LID facilities.

This project was brought before Council on February 7, 2023, and was awarded to R.A.O. Construction for the construction bid amount of \$105,414 with an additional 20% contingency for a total of \$125,000. Changes were made in the amount of needed materials, and additional watering services were required. In all, change orders decreased the project total by \$5,903 for a new project total of \$99,511.

Staff has determined that the work specified in the contract has been completed in substantial conformance with the Plans and Specifications. Therefore, staff recommends that Council accept this project and authorize the filing of a "Notice of Completion" at the Office of the County Recorder.

REVIEWED AND APPROVED BY:

- City Attorney
- City Clerk/Information Services
- Community Services
- Development Services
- Finance
- Fire
- Personnel
- Police
- Public Works