



## AGENDA MEMORANDUM

Future Item for the City Council Meeting of September 11, 2012

Action Item for the City Council Meeting of September 18, 2012

**DATE:** August 8, 2012

**TO:** Ronald L. Olson, City Manager

**FROM:** Daniel Biles, P.E., Director of Engineering Services  
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Ordinance Appropriating Funds for Emergency Repairs  
Ocean Drive at Elizabeth Street

### **CAPTION:**

Ordinance appropriating \$553,839.90 from the Unreserved Fund Balance in No. 1020 General Fund and transferring and appropriating into Street CIP Fund 3530 for the Emergency Repair - Ocean Drive at Elizabeth Street Pavement Repair project; amending FY 2013 Capital Improvement Budget adopted by Ordinance No. 029565 to add Project No. E11088 Ocean Drive at Elizabeth Street; increasing revenues and expenditures in the amount of \$553,839.90; changing the FY 2013 Operating Budget adopted by Ordinance No. 029577 to increase expenditures by \$553,839.90.

### **PURPOSE:**

The purpose of this Agenda Item is to appropriate adequate funds to pay for the short and intermediate-term repairs required at Ocean Drive and Elizabeth Street.

### **BACKGROUND AND FINDINGS:**

On August 29, 2011, the City Council was notified of a Request for Waiver to Authorize Emergency Repair at Ocean Drive and Elizabeth Street to address pavement distress and road side slope stability in the vicinity of the Elizabeth Street intersection. The City Engineering and Street departments had been monitoring this area for some time. Longitudinal cracking in the northbound outside travel lanes of Ocean Drive and failing sidewalk prompted the City to request further subsurface soil and pavement laboratory testing to assess the condition of the area. On Friday, August 26, 2011, Rock Engineering and Testing Laboratories delivered a report to the City Engineering Department which confirmed a change in roadway elevation and determined the safety factor for the slope stability adjacent to the street at this location to be at an unacceptable level. The report concluded that remedial measures were recommended before slope stabilization further decreases. The Emergency Wavier was approved on August 29<sup>th</sup>, and the City immediately contracted with Freese and Nichols, Inc. to further monitor the

area and develop short and intermediate repair recommendations, and long range plans to alleviate the situation and protect public safety and property.

From August 2011 through February 2012, the consultant team of Freese and Nichols and Rock Engineering and Testing Laboratories Inc. closely monitored the pavement distress and side-slope stability. In November 2011, the consultant team provided short-term repair recommendations and construction documents. In November 2011, the City contracted with Grace Paving to perform emergency short-term pavement repairs in two locations.

In January 2012, the consultant team provided intermediate-term recommendations and construction documents. During February through May 2012, the City negotiated and issued a change order to a contractor currently working in the Cole Park area; Safe-Net Services, LLC. Intermediate-term construction began in June 2012 on the side-slope along Ocean Drive near Cole Park and is now complete.

Adjacent intermediate-term street repairs on Ocean Drive near Elizabeth Street and Cole Park are anticipated to begin in September 2012. Ongoing coordination between City Staff and "Conquer the Coast 2012" is underway to ensure planned construction is properly coordinated and scheduled to accommodate this community event.

In addition, the consultant team provided a summary report outlining long-term repair considerations. These recommendations have been packaged and included in Bond 2012 Proposition No. 1: Street Projects (Sequence No. 4: Ocean Drive from Buford Street to Louisiana Avenue).

**ALTERNATIVES:**

1. Do not approve the General Fund appropriation. The project will then need to be paid from Bond 2004 or Bond 2008 proceeds.

**OTHER CONSIDERATIONS:**

None.

**CONFORMITY TO CITY POLICY:**

This conforms to City Charter and the Local Government Code for Emergency Procurement and City Policy for appropriation of funds.

**EMERGENCY / NON-EMERGENCY:**

Non-Emergency

**DEPARTMENTAL CLEARANCES:**

Engineering Services

**FINANCIAL IMPACT:**

X Operating       Revenue       Capital       Not applicable

<b>Fiscal Year 2012-2013</b>	<b>Project to Date Expenditures (CIP only)</b>	<b>Current Year</b>	<b>Future Years</b>	<b>TOTALS</b>
Line Item Budget	0	553,839.90		553,839.90
Encumbered / Expended Amount	323,508.83			323,508.83
This item		223,622.40		223,622.40
Future Anticipated Expenditures		6,708.67		6,708.67
BALANCE	-323,508.83	230,331.07		0

Fund(s): General Fund Reserves

**RECOMMENDATION:**

City staff recommends the Ordinance be approved to comply with the funding instructions listed in the Waiver to Authorize Emergency Repair. (Attached)

**LIST OF SUPPORTING DOCUMENTS:**

Ordinance  
Request for Waiver to Authorize Emergency Repair  
Location Map