

MOTION

SPECIAL 1

On an undetermined date prior to March 4, 2016, a contractor operating on private property at 1680 Sunset Plaza Drive removed significant portions of the City street without authorization, leaving it unsupported and a threat to public safety. City staff was forced to close the street at this address in order to prevent a catastrophic incident and potential further damage to public and personal property as well as injury or loss of life. This location remains closed to the public, causing considerable inconvenience to local residents and commuters, some of whom no longer have direct access to their homes.

The Bureau of Engineering (BOE) quickly completed a design for the needed repairs consisting of a bulkhead, retaining structures, backfill, paving, concrete curb, and guard rail. The BOE maintains a Pre-Qualified On-Call Geotechnical/Structural Contractor List (List) approved by the Board of Public Works (Board) for this type of work, including the emergency repairs critically needed on this portion of Sunset Plaza Drive. The BOE has indicated that they can use their List to hire a contractor to assist in completing these emergency repairs if funding is available to do so. The contractor's forces, working together with City staff, will be able to repair the street so that Sunset Plaza Drive can be reopened and safe for the public to use.

A Class "C" estimate has been prepared by the BOE and represents a base amount for the cost of these repairs, estimated at approximately \$613,000.

The repairs to these hazardous street conditions near 1680 Sunset Plaza Drive are critical to maintaining public safety and accessibility for the residents in this area, and as sufficient funds have been reserved by the Mayor and City Council for these types of emergencies within the Reserve Fund.

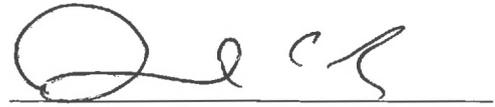
I THEREFORE MOVE that the City Council determine, as provided in Section 54954.2(b)(2) of the Government Code, and pursuant to **Rule 23** of the Rules of the City Council, that there is a need to take immediate action on this matter AND that the need for action came to the attention of the City Council subsequent to the posting of the agenda for today's Council meeting.

I FURTHER MOVE that, subject to the Mayor, \$613,000 be transferred from the Reserve Fund to the Unappropriated Balance Fund No. 100-58, and be appropriated therefrom to a new account in the Engineering Special Services Fund No. 682-50, entitled "1680 Sunset Plaza Drive Street Repairs," for urgently needed emergency street repairs in the vicinity of 1680 Sunset Plaza Drive, as further described in the text of this Motion, and in advance of selecting a contractor from the Bureau of Engineering Pre-Qualified On-Call Geotechnical/Structural Contractor List so that BOE can select the contractor and expedite the completion of the emergency repairs; and further with the understanding that any of these funds remaining and not used for this emergency project shall be returned to the Reserve Fund upon completion of the project.

I FURTHER MOVE that the City Engineer, be authorized to make any corrections, clarifications or revisions to the above fund transfer instructions, including any new instructions, in order to effectuate the intent of this Motion, and including any corrections and changes to fund or account numbers; said corrections / clarifications / changes may be made orally, electronically or by any other means.

  
APR 22 2016

PRESENTED BY:



DAVID E. RYU  
Councilmember, 4<sup>th</sup> District

SECONDED BY:

