



STAFF REPORT

DATE: January 16, 2018

CONSENT

ITEM #: 11

AGENDA ITEM: Boulder Ponds 1st Addition – Accept Improvements

SUBMITTED BY: Jack Griffin, City Engineer

REVIEWED BY: Kristina Handt, City Administrator
Emily Becker, Planning Director
Rob Weldon, Public Works Director

ISSUE BEFORE COUNCIL: Should the City Council accept the improvements for the Boulder Ponds 1st Addition?

PROPOSAL DETAILS/ANALYSIS: The Boulder Ponds 1st Addition public improvements, including the sanitary sewer, watermain, street construction including concrete curb and gutter, storm sewer, sidewalks, and trails have been completed in accordance with the Development Agreement dated May 26, 2015. Staff is therefore recommending acceptance of these improvements by the City. The improvements remain under warranty in accordance with the attached Certification of Completion form, and the Developer will be required to make warranty corrections for any items identified prior to the warranty expiration. A security amount of 25% of the original security has been retained until the warranty period has expired. This acceptance does not apply to landscaping improvements including infiltration basin restoration. Landscaping Improvements will be accepted separately and with different warranty dates.

Per the development agreement, City payments for utility oversizing are due to be made within 30 days of the City's final acceptance. The development agreement dated May 26, 2015 identifies sanitary sewer oversizing payments in the amount of \$20,633.55. Upon acceptance of the improvements, the sanitary sewer oversize payments will be processed.

FISCAL IMPACT: Payment of \$20,633.55 will be made from the Sanitary Sewer fund for sanitary sewer pipe oversizing.

RECOMMENDATION: Staff is recommending that the City Council, *as part of the Consent Agenda*, accept the improvements for the Boulder Ponds 1st Addition. If removed from the consent agenda, the recommended motion for the action is as follows:

“Move to accept the improvements for the Boulder Ponds 1st Addition”.

ATTACHMENTS:

1. Boulder Ponds 1st Addition – Engineers Certificate of Acceptance.

CERTIFICATE OF COMPLETION

DATE OF ISSUANCE: January 16, 2018

OWNER:	<u>CITY OF LAKE ELMO, MN</u>
DEVELOPER:	<u>OP4 Boulder Ponds, LLC</u>
SUBDIVISION NAME:	<u>BOULDER PONDS 1ST ADDITION</u>
PROJECT NO.:	<u>2013.128</u>

- ☐ This Certification of Completion applies to all work under the Development Agreement
- ☒ This Certification of Completion applies to the following specified parts of the Development Agreement

Section 34.A – Public sanitary sewer and watermain.

Section 33.B – Public improvements including street construction, concrete curb and gutter, storm sewer facilities, sidewalks, trails, materials and equipment.

This Certification of completion does not apply to Sections 34. C and D. – Sod, trees, and landscaping, and landscaping within the storm water infiltration areas.

I do hereby certify that the work to which this Certificate applies has been constructed in accordance with the Development Agreement dated May 26, 2015. The above-mentioned improvement is hereby declared to be complete and acceptance of this work is recommended.

DATE OF COMPLETION: January 16, 2018

Jack Griffin, City Engineer

FOCUS Engineering, inc.

Section 34.A Warranty Period Begins	<u>January 16, 2017</u>	and ends	<u>January 16, 2019</u>
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Section 34.B Warranty Period Begins	<u>January 16, 2018</u>	and ends	<u>January 16, 2019</u>
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