

## **RESOLUTION NO. 19-**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HERCULES ACCEPTING THE DUCK POND PARK IMPROVEMENT PROJECT CONSTRUCTION CONTRACT WITH HM CONSTRUCTION AS COMPLETE FOR A TOTAL AMOUNT OF \$153,462, APPROPRIATING \$3,119 IN PARKS & RECREATION DEVELOPMENT IMPACT FEE FUNDS TO FULLY FUND THE PROJECT, AND AUTHORIZING THE FILING OF THE NOTICE OF COMPLETION WITH THE CONTRA COSTA COUNTY RECORDER'S OFFICE**

**WHEREAS**, the Duck Pond Park Improvement Project construction contract was awarded to HM Construction for the low bid amount of \$139,522 at the June 12, 2018 Council meeting; and

**WHEREAS**, the project included installation of a half-basketball court and prefabricated restroom; and

**WHEREAS**, HM Construction has completed the project in compliance with the approved plans and specifications to the satisfaction of the City Engineer; and

**WHEREAS**, the construction contract was completed for \$153,462 at just below the 10% contingency allowance included in the budget; and

**WHEREAS**, now that the final project costs are known an appropriation of \$3,119 from the Parks & Recreation Development Impact Fee Fund is needed to fully fund the project, including purchasing the prefabricated restroom and design; and

**WHEREAS**, the Notice of Completion must be filed with the Contra Costa Recorder's Office to allow final payment to be made to the contractor.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Hercules that the City Council hereby accepts the Duck Pond Park Improvement Project construction contract with HM Construction as complete for a total amount of \$153,462, appropriates \$3,119 in Parks & Recreation Development Impact Fee Funds to fully fund the project, and authorizes the filing of the Notice of Completion with the Contra Costa County Recorder's Office.

The foregoing Resolution was duly and regularly adopted at a regular meeting of the City Council of the City of Hercules held on the twenty-eighth day of May, 2019 by the following vote of the Council:

**AYES:**

**NOES:**

**ABSTAIN:**

**ABSENT:**

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Dan Romero, Mayor

ATTEST:

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Lori Martin, MMC  
Administrative Services Director/City Clerk