



Legislation Details (With Text)

File #: 18-2273 **Version:** 1 **Name:**
Type: Release of Security **Status:** Agenda Ready
File created: 11/7/2018 **In control:** City Council
On agenda: 12/6/2018 **Final action:**
Title: City Council consideration to release the temporary high-line facility Improvement Securities for Tentative Tract Map 36533 - Mari Girgis LLC, a California Limited Liability Company.
Sponsors:
Indexes:
Code sections:
Attachments: 1. Staff Report, 2. Staff Report with Attachments

Date	Ver.	Action By	Action	Result
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AGENDA REPORT REQUEST FOR CITY COUNCIL ACTION

DATE: 12/6/2018

TO: Honorable Mayor and City Council Members

FROM: Public Works Department

SUBJECT:

City Council consideration to release the temporary high-line facility Improvement Securities for Tentative Tract Map 36533 - Mari Girgis LLC, a California Limited Liability Company.

RECOMMENDED ACTION:

That the City Council release the temporary high-line facility Public Improvement Securities associated with Tentative Tract Map 36533, and take the following actions:

1. Release the Faithful Performance Security (MB60515926).
2. Release the Labor and Material Security (MB60515927).

ANALYSIS:

On September 2, 2015, Mari Girgis, LLC ("Developer") entered into an Improvement Agreement with the City to secure the construction of temporary high-line facilities to serve Tentative Tract Map 36533 (TTM 36533). TTM 36533 was originally approved by City Council on August 20, 2014, to subdivide 61.6 acres for the development of 103 single-family residential lots. The project is located east of

Interstate 15, just beyond Old Temescal Road, on the east and west sides of Laurel Canyon Way.

The high-line facility was a temporary reclaimed waterline that provided reclaimed water to support the rough grading activities at the site thereby saving a significant amount of potable water. The location of the reclaimed high-line facility extended from Fullerton Avenue to Compton Avenue, as shown on Exhibit "A."

On August 17, 2016, the City Council approved a reduction of these improvement securities when the construction of the temporary high-line facilities was completed. The City retained sufficient security to ensure removal of the temporary high-line and restoration of the right-of-way to its original condition.

Because, the majority of the rough grading activities have been completed the need for the reclaimed water does not exist, therefore it was appropriate to remove the high-line facilities. The developer has since removed the temporary high-line facilities and the right-of-way has been restored in accordance with all City Standards. Therefore, it is appropriate to release the improvement securities at this time.

COMMITTEE ACTION:

Not applicable.

STRATEGIC PLAN:

Not applicable.

FISCAL IMPACT:

All applicable fees have been paid by the developer. It is the City's responsibility to begin the maintenance of the public improvements one year after the date of acceptance.

ENVIRONMENTAL ANALYSIS:

This action is exempt pursuant to Section 15061(b)(3) of the Guidelines for the California Environmental Quality Act (CEQA), which states that a project is exempt from CEQA if the activity is covered by the general rule that CEQA applies only to projects that have the potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA. This action merely releases the current securities associated with the property. Since there is no possibility that adopting this action will have a significant effect on the environment, no environmental analysis is required.

PREPARED BY: MICHELE HINDERSINN, P.E., SENIOR CIVIL ENGINEER

REVIEWED BY: TOM KOPER, P.E., ASSISTANT PUBLIC WORKS DIRECTOR

REVIEWED BY: NELSON D. NELSON, P.E., PUBLIC WORKS DIRECTOR

REVIEWED BY: KERRY D. EDEN, ASSISTANT CITY MANAGER/ADMINISTRATIVE SERVICES DIRECTOR

REVIEWED BY: MICHELE NISSEN, ASSISTANT CITY MANAGER

SUBMITTED BY: DARRELL TALBERT, CITY MANAGER

Exhibit: "A" - Location Map

Owner: Mari Girgis LLC
4030 Birch Street
Newport Beach, CA 92660
(714) 540-1144

Engineer: Armstrong & Brooks Consulting Engineers, Inc.
1350 E. Chase Drive
Corona, CA 92881
(951) 372-8400