

MEMORANDUM

APPROVE
7/30/24
J. Sarno

TO: JESUS MERJO, ICMA-CM – CITY MANAGER

THRU: TERESA LAMAR-SARNO, AICP, ICMA-CM – ASSISTANT CITY MANAGER

FROM: COLT SCHWERDT, P.E. – PUBLIC WORKS DIRECTOR & CITY ENGINEER *CS*

DATE: July 24, 2024

SUBJECT: REQUEST FOR ROADWAY TURNOVER –
DISCOVERY WAY AT RIVERLAND PARCEL C PHASE 1

City Council and the Public Works Department received a certified letter (attached) and turn-over package dated July 16, 2024 from Mr. Darren C. Guettler, P.E. of Velcon Engineering & Surveying, LLC. requesting the City to take over the ownership and maintenance of the roadways and infrastructure described below. The turnover package included compaction and density test results, record drawings, approved final plat, certification of completion in conformance with approved plans from the Engineer of Record (Velcon Engineering & Surveying, LLC.), and Bill of Sale for the roadway. The subject roadway is described below.

- A portion of Discovery Way at Riverland Parcel C Phase 1 from STA 605+07 to STA 639+00 described as Discovery Way at Riverland Parcel C Phase 1, 3,393 total linear feet of roadway or otherwise described as just west of Riverland Blvd to approximately 51 linear feet west of Riverland Parcel C secondary entrance.

Construction Status and Cost: Riverland Development Company, LLC has constructed two lanes of Discovery Way from just west of Riverland Blvd to approximately 51 linear feet west of the Riverland Parcel C secondary entrance. The Public Works Department inspectors made visual inspections of the work during construction and conducted the final inspection on June 11, 2024. All inspection punch list items have been addressed to the satisfaction of the Engineer of Record and the Public Works Department. Based upon the cost breakdown provided by Velcon Engineering & Surveying, LLC, the total construction cost for this roadway was \$1,233,579.50.

Plats: Discovery Way at Riverland Parcel C Phase 1 was dedicated to the City of Port St. Lucie for ownership and maintenance and recorded in Plat Book 94 Pages 32-37.

Recommendation of Public Works Department: Based upon the Public Works Department review of the turnover documentation, our files, and the certification of the Engineer of Record, it appears that the roadways have been constructed in conformance with the approved plans and to City standards. For this reason, we recommend that the roadways are accepted for ownership and maintenance by the City.

A maintenance guarantee for one year is typical for this type of facility and has been provided. Per City Code 156.146, the value of the maintenance guarantee is a value up to 15% of the total construction cost. Maintenance bonds in the amount of \$185,036.93 have been provided for this portion of Discovery Way. Public Works recommends a maintenance period of one year from the date of City Council's acceptance.

Requested Action: We respectfully request that this issue is placed on the next available City Council agenda for review and consideration by the Council. In accordance with the City Code 156.148 (E), *...the City Council shall either approve, partially approve, or reject the improvements on the basis of the report of the City Engineer, and shall notify the developer in writing, by certified mail, of the contents of the report and the action not later than forty-five (45) days after receipt of the notice from the developer of the completion of the improvements. Failure of the governing body to send or provide such notification to the developer within forty-five (45) days shall be deemed to constitute approval of the improvements, and the obligor and surety, if any, shall be released from all liability pursuant to such performance guarantee for such improvements.* Based upon a receipt date of July 16, 2024, a notice needs to be sent to the developer by no later than Sunday, September 1, 2024.

Resolution: Attached is a copy of a resolution prepared by the staff and reviewed and accepted by the Legal Department in fulfillment of City Code 156.150 requirement for a resolution.

Should you have any questions or need further information, please do not hesitate to contact me or Clyde Cuffy at ext. 7643.

/mp
Enclosure

Cc: Richard Berrios – City Attorney
Diana Spriggs, P.E. – Assistant Public Works Director
John Dunton – Deputy Director of Public Works
Clyde Cuffy, P.E. – Regulatory Division Director
John Kwasnicki – Inspections Manager
File – P21-014