



AGENDA REPORT

Public Works

DATE:	January 21, 2025
TO:	Mayor Martinez and Members of the City Council
FROM:	Daniel Chavarria, Director of Public Works Mary Phelps, Water Resource Division Manager
Subject:	Wastewater Treatment Plant Fence Upgrades – Contract with Pisor Fence
FINANCIAL IMPACT:	The proposed expenditure of \$126,960 will be funded from the FY 2024-2025 Water Resource Recovery Division Budget. Account String: 40322731-400202
PREVIOUS COUNCIL ACTION:	October 5, 2021
STATEMENT OF THE ISSUE:	Staff is seeking City Council approval for a new contract with Pisor Fence Division, Inc., as the previous contract with the company expired before full payment could be processed. A new agreement is required to facilitate the completion of the outstanding payment.
RECOMMENDED ACTION:	ADOPT a Resolution approving a new contract with Pisor Fence Division, Inc., to satisfy payment for completing the replacement of the damaged fence at the Wastewater Treatment Plant, in an amount not to exceed \$126,960 - Public Works Department (Mary Phelps 510-621-1269/Daniel Chavarria 510-620-5478).

DISCUSSION:

On October 5, 2021, the City Council awarded a contract to Pisor Fence Division, Inc. in the amount of \$128,100 for the replacement of the damaged fence at the Wastewater Treatment Plant (WWTP) located at 601 Canal Blvd., Richmond, CA 94804, with a new 1,120 linear foot of 8' height fence filled with green vinyl strips. The said, the contract had an expiration date of March 30, 2022. The project was part of necessary improvements at the WWTP and was intended to be completed within a specified timeframe. The contract amount was fully funded and budgeted in FY 2021-2022.

However, due to unforeseen delays in the broader construction activities at the WWTP, Pisor Fence Division, Inc. could not begin their work as scheduled. These delays impacted the original project timeline, resulting in the postponement of the fence installation.

Due to the delays, the parties operated as though the contract term was extended, though a formal contract amendment was not executed before the expiration of the original agreement. Nonetheless, Pisor Fence proceeded with replacing the damaged fence in accordance with the contract specifications, completing the work as required in May 2024.

Now that the fence replacement has been completed, the invoices for the work are ready to be processed. Since work completion in May 2024, no payment has been made. Below are details of the unpaid invoices.

Invoice Number	Date of Work Completion	Amount
144528	April 2023	\$76,253
145362	May 2024	\$50,000
Total		\$126,953

To ensure the payment for services rendered, staff is requesting City Council's approval to authorize a new contract with Pisor Fence in an amount not to exceed \$126,960, which is less than the original contract amount. This new contract will formally finalize the agreement, allowing the processing of the outstanding invoices and ensuring compliance with all contractual and financial procedures.

The approval of this new contract will allow the City to fulfill its financial obligations to Pisor Fence for the completed work, which was performed in accordance with the original contract terms. The new contract will align with the value of the completed work,

and payment will be issued upon approval by the City Council. It is important to ensure that all necessary steps are taken to close out this project properly.

ATTACHMENTS:

Attachment 1 – Resolution

Attachment 2 – New Contract

Attachment 3 – Fully executed contract (expired 3/30/2022)