

# STAFF REPORT



ITEM NO. **12**  
CITY OF OCEANSIDE

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DATE: June 21, 2006  
TO: Honorable Mayor and City Councilmembers  
FROM: Public Works Department  
SUBJECT: **ADOPTION OF A RESOLUTION ADOPTING THE 2006 EDITION OF STANDARD SPECIFICATIONS FOR PUBLIC WORKS CONSTRUCTION AND REPEALING RESOLUTION NUMBER 97-153**

## **SYNOPSIS**

Staff recommends that the City Council adopt a resolution adopting the 2006 edition of *Standard Specifications for Public Works Construction* (hereinafter "Standard Specifications") and repealing Resolution Number 97-153, which adopted a previous edition.

## **BACKGROUND**

Every three years Public Works Standards, Inc., issues an updated edition of the Standard Specifications. The City routinely adopts the latest edition as a standard reference for Capital Improvement Projects. The last adopted Standard Specifications was in 1997.

## **ANALYSIS**

This resolution adopts the current 2006 edition of the Standard Specifications and thereby provides an enhanced level of liability protection for the City.

## **FISCAL IMPACT**

There is no fiscal impact.

## **COMMISSION OR COMMITTEE REPORT**

Not applicable.

## **CITY ATTORNEY'S ANALYSIS**

The referenced document has been reviewed by the City Attorney and approved as to form.

**RECOMMENDATION**

Staff recommends that the City Council adopt a resolution adopting the 2006 edition of *Standard Specifications for Public Works Construction* (hereinafter "Standard Specifications") and repealing Resolution Number 97-153, which adopted a previous edition.

PREPARED BY:



Robert H. Reinen  
Associate Engineer

SUBMITTED BY:



Barry E. Martin  
Interim City Manager

REVIEWED BY:

Michelle Skaggs Lawrence, Assistant to the City Manager

Peter A. Weiss, Public Works Director



1 RESOLUTION NO.

2 A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF  
3 OCEANSIDE REPEALING RESOLUTION NO. R97-153; AND  
4 ADOPTING BY REFERENCE PORTIONS OF THE *STANDARD*  
5 *SPECIFICATIONS FOR PUBLIC WORKS CONSTRUCTION*

6 WHEREAS, the *Standard Specifications for Public Works Construction* (hereinafter  
7 “Standard Specifications”) is written and promulgated by Public Works Standards, Inc., a  
8 mutual benefit corporation for the American Public Works Association, the Associates General  
9 Contractors of California, the Engineering Contractors Association, the Southern California  
10 Contractors Association, and BNI Publications, Inc.

11 WHEREAS, Resolution No. R97-153 adopted by reference Parts 2, 3 and 4 of the 1997  
12 edition;

13 WHEREAS, the Standard Specifications have been revised with the publication of a  
14 2006 edition;

15 WHEREAS, Part 1 of the 2006 edition of the Standard Specifications establishes general  
16 contract provisions which are in conflict with many standard provisions of the City’s public  
17 works agreement;

18 WHEREAS, Parts 2, 3, 4, 5 and 6 of the 2006 edition of the Standard Specifications, as  
19 amended by current regional supplements for the County of San Diego, establish uniform  
20 technical specifications for the construction of public works projects; and

21 WHEREAS, it is in the best interests of the City to incorporate the technical  
22 specifications as set forth in Parts 2, 3, 4, 5 and 6 of the Standard Specifications as amended for  
23 San Diego County.

24 NOW, THEREFORE, the City Council of the City of Oceanside DOES RESOLVE as  
25 follows:

26 SECTION 1. Resolution No. R97-153 is hereby repealed.

27 SECTION 2. Parts 2, 3, 4, 5 and 6 of the 2006 edition of the Standard Specifications, as  
28 amended by the current Regional Supplement for San Diego County, are hereby adopted for

1 inclusion by reference in the City's standard public works agreement for its public works  
2 projects.

3 SECTION 3. Notwithstanding the adoption of parts of the Standard Specifications pursuant to  
4 Section 2 above, nothing in this resolution shall be construed as compelling the incorporation of  
5 any part or provision of a part of the Standard Specifications if City project management staff  
6 determines that it would be inappropriate or unnecessary to incorporate such part of provision  
7 in the contract documents for a particular project.

8 PASSED AND ADOPTED by the City Council of the City of Oceanside, California,  
9 this \_\_\_\_\_ day of \_\_\_\_\_, 2006, by the following vote:

- 10
- 11 AYES:
- 12 NAYS:
- 13 ABSENT:
- 14 ABSTAIN:
- 15

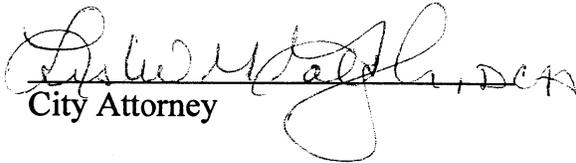
16 MAYOR OF THE CITY OF OCEANSIDE

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18 ATTEST:

19 APPROVED AS TO FORM:

20 \_\_\_\_\_  
21 City Clerk

22   
23 \_\_\_\_\_  
24 City Attorney

25 A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF OCEANSIDE REPEALING RESOLUTION  
26 NO. R97-153; AND ADOPTING BY REFERENCE PORTIONS OF THE *STANDARD SPECIFICATIONS*  
27 *FOR PUBLIC WORKS CONSTRUCTION*  
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