

MOTION

PUBLIC WORKS

The Bureau of Street Services, with the assistance of the Bureau of Engineering and other City departments and bureaus, has developed a formal and well-defined community notification process for major public works projects, including, but not limited to, street resurfacing, tree trimming, sidewalk repairs, the application of asphalt (slurry seal), and sewer system repairs, etc.

While the community notification process works, and has been effective, there still remains an ongoing problem whenever slurry seal is applied on City streets. Specifically, the Bureau of Street Services will (1) provide prior notification to community residents regarding the day and time in which the application of slurry seal will occur; and (2) install the appropriate barricades and signage to allow the seal to dry. However, in many instances, community residents ignore the barricades and signage by driving through them, thus damaging slurry sealed streets. As a result, City staff must return and repair the damaged streets.

The Bureau of Street Services indicate that approximately 1,245 street sections of slurry seal have been completed, to date. However, 160 of the street sections have been damaged from tire marks. In most cases, the violators are residents who live on the block in which slurry sealed activities are taking place, and the tire marks can be traced to the violator's driveway.

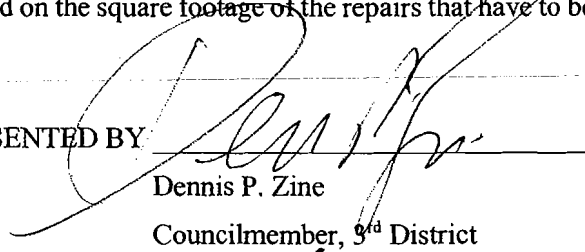
Section 80.30 of the Municipal Code (New Pavement) states that "No person shall ride or drive any animal or any vehicle over or across any newly made pavement or any freshly painted marking placed pursuant to the provisions of this chapter in any street when a barrier or sign is in place warning persons not to drive over or across such pavement or marking, or where a sign is in place stating that the street is closed."

Since many community residents are ignoring the above Section of the Municipal Code, the time has come for the City to penalize those who ignore formal notification letters from the City regarding the day and time in which slurry seal work will be performed, and drive through barricades and signage installed by City workers.

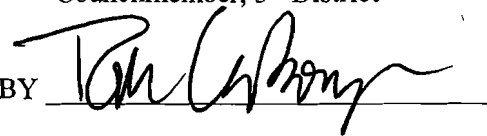
I THEREFORE MOVE that the City Council instruct the City Attorney to prepare and present a draft ordinance, within sixty (60) days, to: (1) penalize individuals who ignore the barricades and signage, placed by City personnel, when slurry seal work is being performed on the streets; and (2) require individuals who ignore the barricades and signage regarding fresh slurry seal work, to reimburse the City for damages, if the Bureau of Street Services has to return to a location to re-do, or repair, slurry seal work.

I FURTHER MOVE that the City Council instruct the City Attorney, with the assistance of the Bureau of Street Services, the Bureau of Engineering and any other appropriate City department, bureau or agency, to determine, within sixty (60) days, the monetary penalty to be imposed on individuals who cause damages to undried, slurry seal streets, using the attached "Current and Proposed Street Damage Restoration Fee Schedule" as a guide. Such penalty should be based on the square footage of the repairs that have to be made, or re-done, by the Bureau of Street Services.

PRESENTED BY


Dennis P. Zine
Councilmember, 9th District

SECONDED BY



JAN 25 2006

CURRENT STREET DAMAGE RESTORATION FEE (SDRF)

<u>Street Classification</u>	<u>Age of Pavement</u>	<u>SDRF Per Square Foot of Pavement</u>
Local	Unknown	No Fee
“	One year or less	Pave Entire Block
“	One to 5 Years	\$5.15
“	5 to 10 Years	\$4.57
“	10 to 15 Years	\$4.29
“	15 to 20 Years	\$3.88
“	20 to 25 Years	\$3.43
“	Greater than 25 Years	No Fee

Major, Secondary, and

<u>Collector Streets</u>	<u>Age of Pavement</u>	<u>SDRF Per Square Foot of Pavement</u>
“	Unknown	No Fee
“	One Year or Less	Pave Entire Block
“	One Year to 5 Years	\$14.08
“	5 to 10 Years	\$11.73
“	10 to 15 Years	\$9.39
“	Greater than 15 Years	No Fee

PROPOSED STREET DAMAGE RESTORATION FEE

<u>Local Streets</u>	<u>Age of Pavement</u>	<u>SDRF Per Square Foot of Pavement</u>
“	Unknown	No Fee
“	One Year or Less	Pave Entire Block
“	One Year to 5 Years	\$7.32
“	5 to 10 Years	\$6.50
“	10 to 15 Years	\$6.10
“	15 to 20 Years	\$4.98
“	20 to 25 Years	\$4.40
“	Greater than 25 Years	No Fee

Major, Secondary, and

<u>Collector Streets</u>	<u>Age of Pavement</u>	<u>SDRF Per Square Foot of Pavement</u>
“	Unknown	No Fee
“	One Year or Less	Pave Entire Block
“	One Year to 5 Years	\$20.02
“	5 to 10 Years	\$16.66
“	10 to 15 Years	\$13.35
“	Greater than 15 Years	No Fee

<u>Time Since Slurry Seal Was Applied</u>	<u>Square Feet</u>	<u>Fee</u>
Within 2 Years	0 to 2,500	\$276
Within 2 Years	2,500 to 5,000	\$552
Within 2 Years	5,001 and Greater	\$0.20 Per Square Foot