



Agenda Item CeD

Approvals:

City Manager JM
Dept. Head JB
Attorney MR
Finance JV

AGENDA REPORT

SAN CLEMENTE CITY COUNCIL MEETING
Meeting Date: April 18, 2017

Department: Public Works / Engineering
Prepared By: Tom Bonigut, Deputy Public Works Director TB

Subject: *ACCEPTANCE OF AVENIDA LA PATA AND CAMINO DEL RIO EXTENSION STREET IMPROVEMENTS CONSTRUCTED BY THE COUNTY OF ORANGE.*

Fiscal Impact: Yes. The acceptance of Avenida La Pata and Camino Del Rio improvements within the City of San Clemente will incur maintenance costs, which will be included in future proposed maintenance budgets.

Summary: This action is to request that the City Council accept ownership and responsibility for the Avenida La Pata Extension (portion within San Clemente and south of the Prima Deshecha Landfill) and the Camino Del Rio Extension per the approved agreement with the County of Orange.

Background: In November 2013 the City Council approved a Memorandum of Understanding (MOU) with the County of Orange, referenced as County Agreement No. D12-078 and City Agreement No. C13-55, for the design and construction of the Avenida La Pata and Camino Del Rio street extensions. The County has completed Camino Del Rio and the portion of Avenida La Pata within the City, and has requested City acceptance of ownership and responsibility per the terms of the approved MOU.

Discussion: Per the MOU, the County was responsible for administration and inspection of the construction contract, with oversight inspection by the City. County and City staff concur that the project within the City limits was constructed per the approved project plans and specifications, except for some design changes made during construction and agreed upon between County and City staff. These changes have been incorporated into the final Record ("As-Built") Plans, and include items such as:

- Addition of buffered bicycle lanes and reduced number and width of vehicle lanes on Camino Del Rio for consistency with the approved Del Rio roundabouts and street rehabilitation project;
- Addition of a raised median on Camino Del Rio south of Calle Precipicio to promote traffic calming and a sense of entry into the Forster Ranch community;
- Various minor grading and drainage design changes.

Per the MOU, the acceptance process consists of three steps. City staff must first provide the County with written approval of the construction work, i.e. that the work has been constructed per the project plans and specifications. The County then must accept the work from its contractor, after which the City Council can accept ownership and responsibility for Camino Del Rio and the portion of Avenida La Pata within the

City and south of the Prima Deshecha landfill boundary. The first two steps have been satisfied, and staff recommends City Council acceptance of the project. The project Record Drawings are available for review in the City Clerk's office

Recommended

Action: STAFF RECOMMENDS THAT the City Council:

1. Approve the Record ("As-Built") Plans for the extensions of Camino Del Rio and Avenida La Pata within the City of San Clemente constructed by the County of Orange; and
2. Adopt Resolution No. _____ titled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, TO ACCEPT OWNERSHIP AND MAINTENANCE RESPONSIBILITY OF THE CAMINO DEL RIO EXTENSION AND PORTION OF AVENIDA LA PATA WITHIN THE CITY OF SAN CLEMENTE AND SOUTH OF THE PRIMA DESHECHA LANDFILL BOUNDARY."

Attachment: Resolution.

Notification: None.

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RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, TO ACCEPT OWNERSHIP AND MAINTENANCE RESPONSIBILITY OF THE CAMINO DEL RIO EXTENSION AND PORTION OF AVENIDA LA PATA WITHIN THE CITY OF SAN CLEMENTE AND SOUTH OF THE PRIMA DESHECHA LANDFILL BOUNDARY.

WHEREAS, on February 4, 2014, the City of San Clemente and County of Orange entered into a Memorandum of Understanding (MOU) for the design and construction of the Avenida La Pata and Camino Del Rio street extensions within the City of San Clemente jurisdiction, where the MOU is referenced as County Agreement No. D12-078 and City Agreement No. C13-55;

WHEREAS, the MOU defined areas of responsibility for the City of San Clemente and County of Orange for the funding, design, construction and inspection of the portion of Avenida La Pata and Camino Del Rio Extensions within the City of San Clemente jurisdiction (i.e. the "Project");

WHEREAS, in general the County of Orange was responsible for design, permitting, construction and construction contract administration and inspection of the Project, and the City provided design review and oversight inspection;

WHEREAS, on June 21, 2016, the City accepted a Grant Deed for additional street right-of-way, slope and drainage easements, and trail easements related to the Camino Del Rio Extension, recorded in the County of Orange as Instrument No. 2016000271201, to complete the City's obligation per Section I.C of the MOU;

WHEREAS, per MOU Section II.H, the City has confirmed and approved the construction as it affects operations and maintenance of the Project within the City's jurisdiction and south of the Prima Deshecha Landfill boundary, and the County has accepted the improvements under the contract for the Project;

WHEREAS, per MOU Section I.B, the County has accepted the Project work from its contractor, which starts a one-year warranty period during which the County will be responsible for enforcing warranty provisions should any issues arise during the warranty period; and

WHEREAS, the County will file a Notice of Completion for the entire La Pata/Del Rio project upon completion of the remaining Schedule B widening in San Juan Capistrano, after which a stop payment period will begin and the County will be responsible for any notices issued.

NOW, THEREFORE, The City Council of the City of San Clemente does hereby resolve as follows:

Section 1. The City of San Clemente accepts ownership and maintenance responsibility of the Camino Del Rio Extension and portion of Avenida La Pata Extension within the City of San Clemente and south of the Prima Deshecha Landfill boundary, except Storm Drain "Line 6" and "Line 6-1" and the portion of Avenida La Pata within the Prima Deshecha Landfill boundary, which shall be maintained by the County of Orange per County Agreement No. D12-078 and City Agreement No. C13-55.

Section 2. The City Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions.

PASSED AND ADOPTED this _____ day of April, 2017.

ATTEST:

City Clerk of the City of
San Clemente, California

Mayor of the City of San
Clemente, California

STATE OF CALIFORNIA)
 COUNTY OF ORANGE) §
 CITY OF SAN CLEMENTE)

I, JOANNE BAADE, City Clerk of the City of San Clemente, California, do hereby certify that Resolution No. _____ was adopted at a regular meeting of the City Council of the City of San Clemente held on the _____ day of April, 2017, by the following vote:

AYES:

NOES:

ABSENT:

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of San Clemente, California, this _____ day of _____, _____.

 CITY CLERK of the City of
 San Clemente, California

Approved as to form:

 City Attorney

