



# AGENDA REPORT

SAN CLEMENTE CITY COUNCIL MEETING  
Meeting Date: August 20, 2019

Agenda Item 6EM  
**Approvals:**  
City Manager [Signature]  
Dept. Head [Signature]  
Attorney SS  
Finance [Signature]

**Department:** Public Works  
**Prepared By:** Tom Bonigut, Public Works Director/City Engineer

**Subject:** *CITY COUNCIL ACCEPTANCE AND NOTICE OF COMPLETION FOR THE FIRE STATION NO. 59 DIESEL FUEL TANK, PROJECT NO. 16812.*

**Fiscal Impact:** Yes. A supplemental appropriation of \$20,900 is needed from the unassigned fund balance of the Public Facilities Construction Fund – Reserve for Public Safety Construction. This would reduce this fund balance to about \$4.54 million.

**Summary:** This action is to formally accept the subject project, approve the Notice of Completion (refer to Attachment 1), and approve a supplemental appropriation as further discussed below.

**Discussion:** The project was awarded by the City Council on November 7, 2017 (refer to report provided in Attachment 2) and consisted of constructing a diesel fuel station at Fire Station No. 59 located at 59 Avenida La Pata. The project also included a required canopy structure to cover the fuel station, and the canopy was constructed in a Spanish Colonial style to complement the architecture of the existing fire station building and to comply with General Plan requirements.

The project was completed and placed into service in late June 2019. The construction timeframe was much longer than expected due to steel tariffs which significantly delayed delivery of required steel pieces, and also due to additional time and effort required to review submittals of detailed design calculations for the pre-fabricated steel canopy structure. The current approved budget is \$316,786 but as shown below and additional \$20,900 is needed, which is associated with the additional unplanned design review noted above and increased management time due to the extended project duration. There is available fund balance in the Public Facilities Construction Fund for this additional expense.

Administration & Engineering Design	\$ 42,500
Construction Management & Inspection	61,220
<u>Construction</u>	<u>233,930</u>
<b>Total Estimated Project Cost</b>	<b>\$ 337,650</b>
Approved Budget	316,786
<i>Additional Funds Needed (rounded up)</i>	<i>\$ 20,900</i>

**Recommended**

**Action:** STAFF RECOMMENDS THAT the City Council:

1. Accept the construction of the Fire Station No. 59 Diesel Fuel Tank, Project No. 16812;
2. Authorize the Mayor to execute and the City Clerk to record the Notice of Completion for the Fire Station No. 59 Diesel Fuel Tank, Project No. 16812;
3. Authorize the City Clerk to release the Payment Bond 35 days from the recordation of the Notice of Completion upon verification with the Engineering Division that no liens have been levied against Tafoya & Associates;
4. Authorize the City Clerk to release the Performance Bond upon receipt of a Warranty Bond in the amount of 25% of the construction cost; and
5. Approve a supplemental appropriation in the amount of \$20,900 from the Public Facilities Construction Fund – Reserve for Public Safety Construction to Account No. 030-818-45300-000-16812.

**Attachments:** 1. Notice of Completion  
2. Contract Award agenda Report

**Notification:** None.

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Exempt recording requested by the City of San Clemente per Gov. Code Sec. 27383 _____ City Clerk	
When Recorded Mail To:  City Clerk City of San Clemente 910 Calle Negocio, Suite #100 San Clemente, CA 92672	

*Space above this line for Recorder's use*

**NOTICE OF COMPLETION**

Notice is hereby given by the undersigned owner, a public entity of the State of California, that a public work of improvement has been completed as follows:

*Project title or description of work:* Fire Station No. 59 Diesel Fuel Tank, Project No. 16812.

*Date of completion:* June 26, 2019

*Name of owner:* City of San Clemente

*Interest or estate of owner:* Fee

*Address of Owner:* 910 Calle Negocio, Suite #100 San Clemente, CA 92673

*Name of contractor:* Tafoya & Associates

*Street address or legal description of site:* 59 Avenida La Pata, San Clemente, CA

Dated : \_\_\_\_\_ Owner: City of San Clemente

Mayor Pro Tem \_\_\_\_\_

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

I am the City Clerk of the City of San Clemente, the public entity which executed the foregoing notice, and on whose behalf, I make this verification: I have read said notice, know its contents, and the same is true. I certify under penalty of perjury that the foregoing is true and correct.

City Clerk \_\_\_\_\_

Dated this \_\_\_\_\_ day of \_\_\_\_\_.



## AGENDA REPORT

SAN CLEMENTE CITY COUNCIL MEETING  
Meeting Date: November 7, 2017

Agenda Item 6E  
**Approvals:**  
 City Manager MA  
 Dept. Head JB  
 Attorney \_\_\_\_\_  
 Finance QV

**Department:** Public Works / Engineering Division  
**Prepared By:** Ken Knatz, Principal Engineer / Asset Manager

**Subject:** **CONSTRUCTION CONTRACT AWARD TO TAFOYA & ASSOCIATES FOR THE FIRE STATION NO. 59 DIESEL FUEL TANK, PROJECT NO. 16812.**

**Fiscal Impact:** Yes. A supplemental appropriation in the amount of \$166,786 to Account No. 030-818-45300-000-16812 is needed from the Public Facilities Construction Fund – Reserve for Public Safety Construction to construct this project. There is sufficient fund balance within the Public Facilities Construction Fund for this expenditure.

**Summary:** Staff recommends the City Council approve a construction contract with Tafoya & Associates in the amount of \$224,351 for construction of Fire Station No. 59 Diesel Fuel Station.

**Background:** The City owns three fire stations that are utilized by Orange County Fire Authority (OCFA) to provide fire and emergency services to the community: Station 50 on Camino de Los Mares, Station 60 on Avenida Victoria and Station 59 on Avenida La Pata. None of these facilities has an on-site fueling station. Currently, OCFA vehicles assigned to these stations are fueled at commercial gas stations throughout the City. Due to the growth the City has seen in recent years in both population and structures, emergency services have expanded, including the addition of Fire Station 60. This growth has resulted in increased fuel consumption for emergency service vehicles for day to day operations. In addition, the City's expansion increases the risk of not having an adequate fuel supply for fire vehicles during emergencies or disasters. In the event of a major emergency, access and availability of fuel at commercial stations will likely be impacted. Providing an on-site fuel station will improve disaster readiness and response for residents within the City during an emergency. The fuel station will be utilized exclusively by OCFA, and is not intended to be used for fueling City or other vehicles. OCFA will manage the daily use and schedule diesel tank refueling based on their operational needs.

**Discussion:** Plans and specifications for the project were prepared by MBF Consulting Inc. The fuel station design covers an area of approximately 300 square feet that is screened and shaded with a 14 foot high metal canopy, designed in a Spanish Colonial style to complement the architecture of the existing station. Project approvals and permits were obtained from OCFA, the City's Zoning Administrator and the Building Department prior to public bidding. Two sealed bids were received and opened at the City Clerk's Office on September 6, 2017. The results of the bid opening are presented in the attached Bidder's Listing. The lowest responsive and responsible bid of \$224,351 was received from Tafoya & Associates of Chino Hills, California.

Based on the low bid, project costs are estimated as follows:

Administration & Engineering Design	\$ 45,000
Construction Management & Inspection	25,000
Construction	224,351
<u>Construction Contingency (10%)</u>	<u>22,435</u>
<b>Total Estimated Project Cost</b>	<b>\$ 316,786</b>

The project was budgeted for \$150,000 from the Public Facilities Construction Fund – Reserve for Public Safety Construction. To realize construction of the project, a supplemental appropriation in the amount of \$166,786 is required. The Public Facilities Construction Fund - Reserve for Public Safety Construction was established to provide for future needs in the area of construction of public facilities and has a FY 2016-17 ending balance of \$4,677,423. The expenditures for the project are consistent with the intent of the fund. The current estimated total project cost exceeds the original estimated budget due to the need to provide an extensive canopy which was not anticipated, and the current construction industry bidding climate.

As required by City Policy and State Law, the Contractor will be required to provide performance and payment bonds simultaneously with execution of the construction contract. A warranty bond will also be required prior to City Council acceptance of the project.

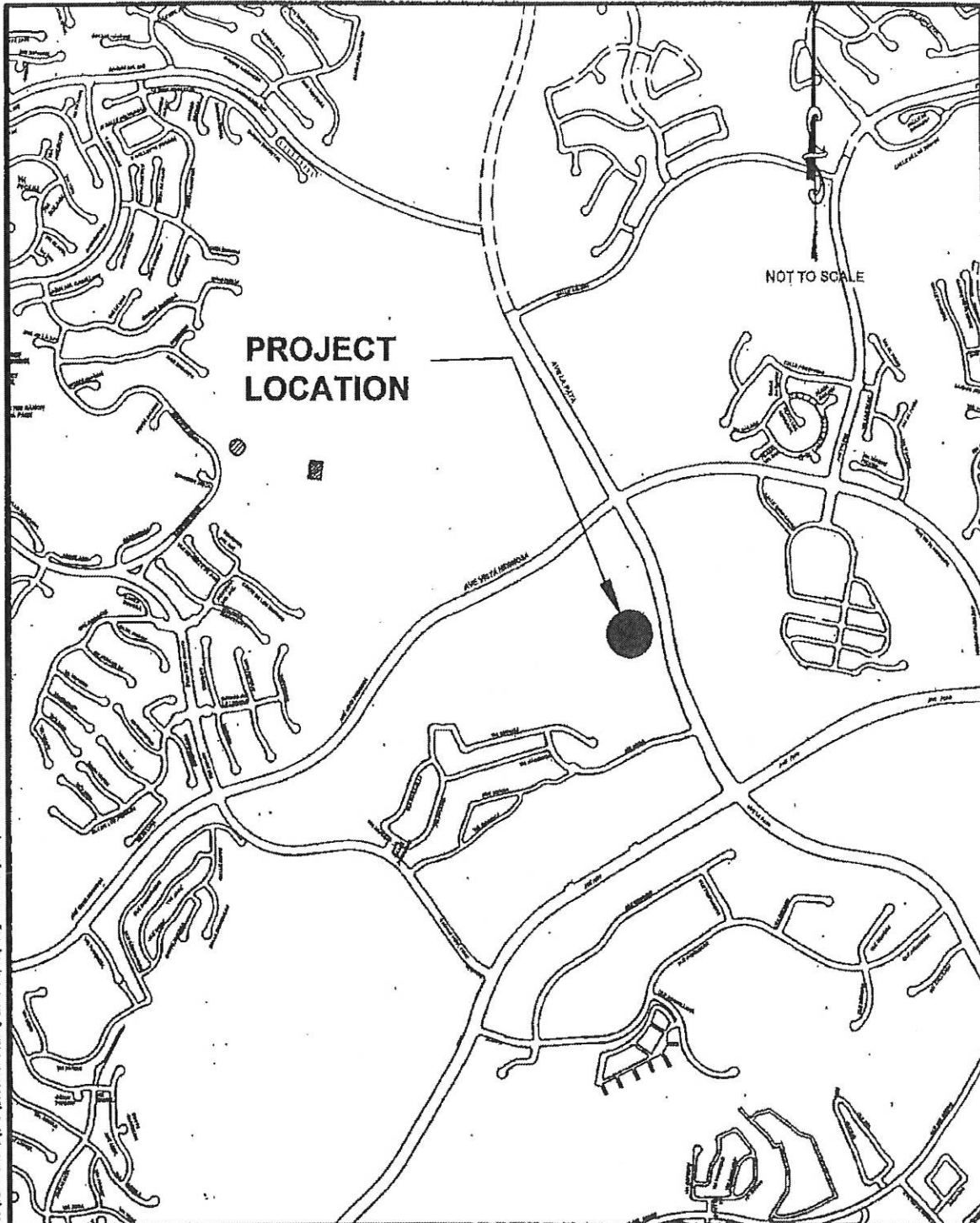
**Recommended Action:**

STAFF RECOMMENDS THAT the City Council:

1. Approve Plans and Specifications for the Fire Station No. 59 Diesel Fuel Tank, Project No. 16812;
2. Approve a supplemental appropriation in the amount of \$166,786 from the Public Facilities Construction Fund – Reserve for Public Safety Construction to Account No. 030-818-45300-000-16812; and
3. Approve and authorize the Mayor to execute a construction contract with Tafoya & Associates in the amount of \$224,351 for the Fire Station No. 59 Diesel Fuel Tank, Project No. 16812.

- Attachments:**
1. Location Map
  2. Bidder's Listing

**Notification:** None.



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*City of San Clemente*

910 Calle. Negocio, Suite 100  
 San Clemente, CA 92673  
 Tel (949) 361-6100  
 Fax (949) 361-8316

**LOCATION MAP**

**Fire Station No. 59**

**Diesel Fuel Tank**

**PN 16812**

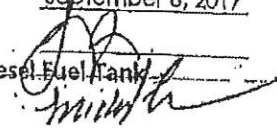
**BIDDER'S LISTING**

BID OPEN TIME: 2:00 PM

BID OPEN DATE: September 6, 2017

PRESENT:

~~Bid Opening: Bid Opening Fire Station #59 Diesel Fuel Tank~~  
Project #16812



Subject:

No. of Bids: 2

Company Information	Bid Bond, Etc.	City Bidder Is From	# Addendums	Amount
TOFOYA & ASSOCIATES	✓	CHINO HILLS		224,351.
ACT enviro	✓	San Diego		309,513.