



# AGENDA REPORT

## CITY OF SAN CLEMENTE

### City Council Meeting

910 Calle Negocio  
2nd Floor  
San Clemente, California  
www.san-clemente.org

Meeting Date: 10/18/2022

Agenda Item: 4H

**Department:** Public Works  
**Prepared By:** Amir K. Ilkhanipour, Principal Civil Engineer

**Subject:**  
**CONSTRUCTION CONTRACT AWARD TO SKYLINE SERVICES, INC. FOR THE T-STREET PEDESTRIAN OVERPASS CONCRETE REHABILITATION, CIP PROJECT NO. 23804.**

**Fiscal Impact:**  
Yes. The estimated total construction cost of \$79,122 is within the available approved budget of \$195,000 from the General Fund, CIP Project No. 23804.

**Summary:**  
Staff recommends approval of a construction contract (Attachment 2) with Skyline Services, Inc., in the amount of \$53,522 for the project.

**Background:**  
The T-Street Pedestrian Overpass was constructed in the early 1980s. Due to exposure from being in a highly corrosive marine environment, the structure has undergone several previous repairs to address localized concrete spalling, concrete cracking, decorative tile replacement, maintenance of the walking surfaces, and painting exposed surfaces. Recent repairs included replacing the safety cage enclosure in 2010, and replacing the concrete surface of the deck and stairs in 2015.

New concrete spalling was recently noticed and Duncan Engineering, a marine structural engineering consultant, was retained to provide an assessment with recommendations for immediate/short term repairs. Based on these repair recommendations, staff prepared a bid package and advertised the project for competitive bidding on the PlanetBids website. Six bids were received on September 28, 2022, ranging from \$52,222 to \$198,605 (i.e. base bids), as shown on Attachment 3. The lowest responsive bidder was Skyline Services, Inc. of Spring Valley, California at \$52,222. Based on the low base bid and the selected alternate bid item, the estimated construction cost is as follows:

Construction Administration, Management & Inspection	15,000
Construction Contract	\$53,522
<u>Project Contingency (20%)</u>	<u>10,600</u>
<b>Total Estimated Construction Cost</b>	<b>\$79,122</b>

Construction administration and management will be performed by City staff and inspection services will be provided separately by a structural engineer. The project contingency will only be used if issues arise during the construction work.

As required by the City Policy and State Law, the Contractor will be required to provide performance and payment bonds simultaneously with execution of the construction contract (Attachment 2).

Project plans and specifications are on file in the City Clerk's office.

**Discussion:**

None.

**Plan and Policy Consistency:**

The project is consistent with the following General Plan Goals and Policies:

- Urban Design - Maintenance Goal: Achieve a sustained level of maintenance and improvement of properties, buildings, landscaping and infrastructure that protects values, encourages additional public and private investments and promotes San Clemente's high quality of life.
- Policy UD-4.06. Maintenance of Infrastructure and Public Realm. As resources allow, we maintain and where appropriate, improve infrastructure and the public realm, including landscaping, sidewalks, signage, furniture and other streetscape elements.

**Council Strategy:**

The project is consistent with Council Strategy 3 - Update and maintain infrastructure that reflects best available technology and service - in that the projects maintains City infrastructure.

**Recommended Actions:**

Staff Recommendation

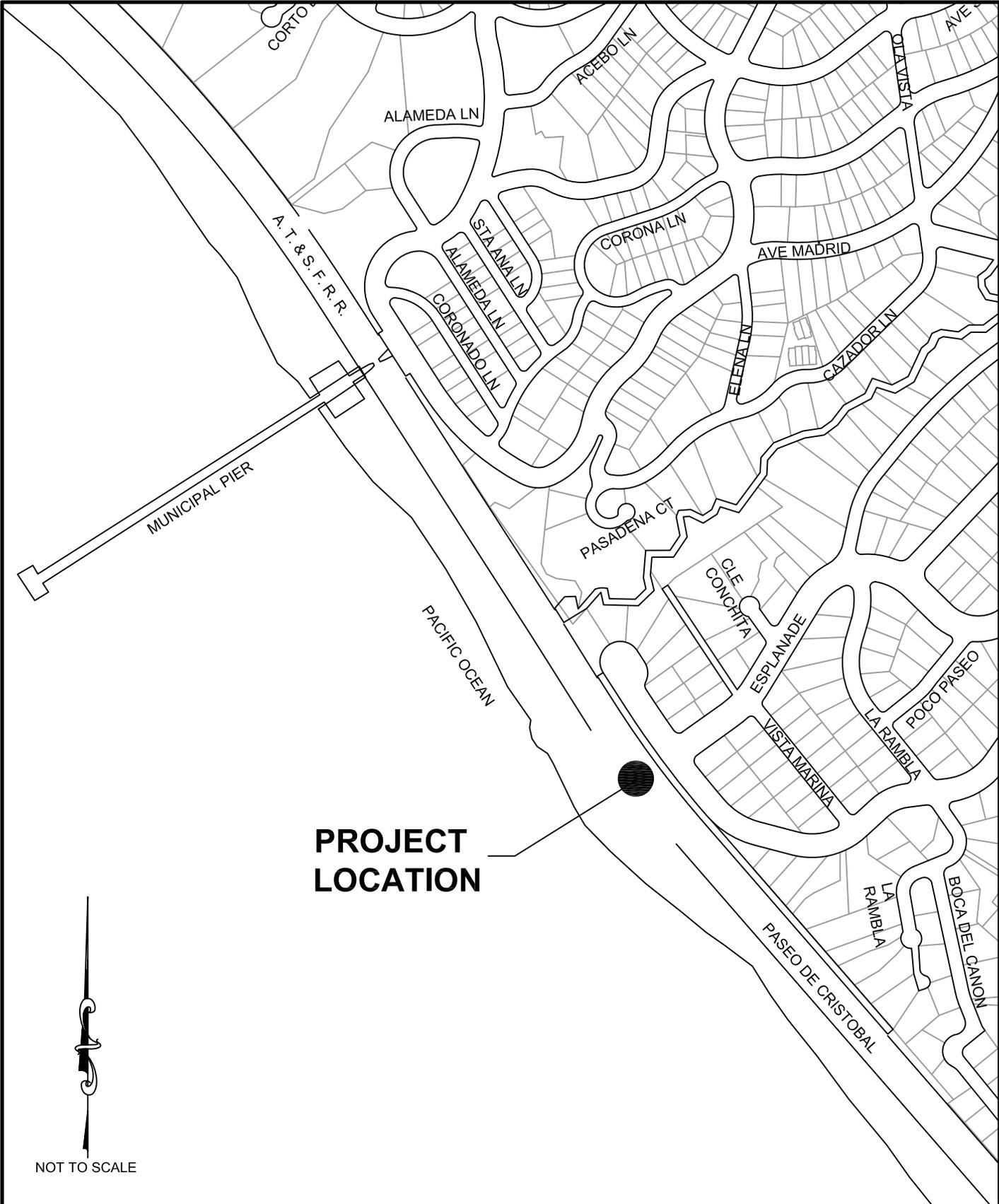
Staff recommends that the City Council approve and authorize the Public Works Director/City Engineer, to execute Contract No. \_\_\_\_\_, by and between the City of San Clemente and Skyline Services, Inc., providing for T-Street Overpass Concrete Rehabilitation, in the amount of \$53,522.

**Attachment:**

1. Location Map
2. Construction Contract without attachments
3. Bidders' Listing

**Notification:**

None.



**PROJECT  
LOCATION**



*City of San Clemente*

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

**LOCATION MAP**

**T- STREET OVERPASS CONCRETE  
REHABILITATION  
PN 23804**

**SECTION 00500  
CONTRACT**

THIS CONTRACT is made this \_\_\_\_ day of \_\_\_\_\_, 2022, in the County of Orange, State of California, by and between the City of San Clemente hereinafter called City, and Skyline Services Inc., hereinafter called Contractor. City and the Contractor for the considerations stated herein agree as follows:

**ARTICLE 1. SCOPE OF WORK.** The Contractor shall perform all Work within the time stipulated the contract and shall provide all labor, materials, equipment, tools, utility services, and transportation to complete all of the Work required in strict compliance with the Contract Documents as specified in Article 5 below for the following Project:

**T-STREET OVERPASS CONCRETE REHABILITATION, PROJECT NO. 23804**

The Contractor and its surety shall be liable to City for any damages arising as a result of the Contractor's failure to comply with this obligation.

**ARTICLE 2. TIME FOR COMPLETION.** The Work shall be commenced on the date stated in City's Notice to Proceed. The Contractor shall complete all Work required by the Contract Documents within sixty (60) working days from the commencement date stated in the Notice to Proceed. By its signature hereunder, Contractor agrees the time for completion set forth above is adequate and reasonable to complete the Work.

**ARTICLE 3. CONTRACT PRICE.** City shall pay to the Contractor as full compensation for the performance of the Contract, subject to any additions or deductions as provided in the Contract Documents, and including all applicable taxes and costs, the sum of fifty three thousand five hundred twenty two Dollars (\$53,522.00). Payment shall be made as set forth in the General Conditions.

At any time during the term of the Contract, City may, pursuant to the terms and provisions of the Contract Documents, request that the Contractor perform additional work. Contractor shall not perform, nor be compensated for, additional work without written authorization from the City pursuant to the terms and provisions of the Contract Documents.

**ARTICLE 4. LIQUIDATED DAMAGES/EARLY COMPLETION INCENTIVE.** In accordance with Government Code section 53069.85, it is agreed that the Contractor will pay City the sum of \$1000 for each and every calendar day of delay beyond the time prescribed in the Contract Documents for finishing the Work, as Liquidated Damages and not as a penalty or forfeiture. In the event that Liquidated Damages are not paid, the Contractor agrees City may deduct that amount from any money due or that may become due the Contractor under the Contract. This Article does not exclude recovery of other damages specified in the Contract Documents.

**ARTICLE 5. COMPONENT PARTS OF THE CONTRACT.** The "Contract Documents" include the following:

- Contract
- Notice Inviting Bids
- Instructions to Bidders

Bid Form  
Contractor's Certificate Regarding Workers' Compensation  
Bid Bond  
Designation of Subcontractors  
Information Required of Bidders  
Non-Collusion Declaration form  
Iran Contracting Act Certification  
Public Works Contractor Registration Certification  
Performance Bond  
Payment Bond  
General Conditions  
Special Conditions  
Technical Specifications  
Addenda  
Plans and Drawings  
Approved and fully executed change orders  
Any other documents contained in or incorporated into the Contract

The Contactor shall complete the Work in strict accordance with all of the Contract Documents.

All of the Contract Documents are intended to be complementary. Work required by one of the Contract Documents and not by others shall be done as if required by all. This Contract shall supersede any prior agreement of the parties.

**ARTICLE 6. PROVISIONS REQUIRED BY LAW.** Each and every provision of law required to be included in these Contract Documents shall be deemed to be included in these Contract Documents. The Contractor shall comply with all requirements of applicable federal, state and local laws, rules and regulations, including, but not limited to, the provisions of the California Labor Code and California Public Contract Code which are applicable to this Project.

**ARTICLE 7. INDEMNIFICATION.** Contractor shall provide indemnification as set forth in the General Conditions.

**ARTICLE 8. PREVAILING WAGES.** Contractor shall be required to pay the prevailing rate of wages in accordance with the Labor Code which such rates shall be made available at at City of San Clemente Public Works Department or may be obtained online at <http://www.dir.ca.gov/dlsr>. and which must be posted at the job site.

IN WITNESS WHEREOF, this Contract has been duly executed by the above-named parties, on the day and year above written.

**IN WITNESS WHEREOF**, the parties hereto have caused this Agreement to be duly executed on the respective dates set forth opposite of their signatures.

**CITY OF SAN CLEMENTE**

By: \_\_\_\_\_

Its: \_\_\_\_\_

Dated: \_\_\_\_\_, 20\_\_

**ATTEST:**

\_\_\_\_\_  
CITY CLERK of the City of  
San Clemente, California

**APPROVED AS TO FORM:  
BEST BEST & KRIEGER**

\_\_\_\_\_  
City Attorney

**APPROVED AS TO AVAILABILITY  
OF FUNDING:**

\_\_\_\_\_  
Finance Authorization

Draft

\_\_\_\_\_  
("CONTRACTOR")

By: \_\_\_\_\_

Its: \_\_\_\_\_

Dated: \_\_\_\_\_, 20\_\_

**END OF CONTRACT**

City of San Clemente

Bid Results for Project T-STREET OVERPASS CONCRETE REHABILITATION (PN 23804)

Issued on 08/18/2022

Bid Due on September 28, 2022 2:15 PM (PDT)

Exported on 09/29/2022

Vendor Name	Address	City	State	Zip	Base Bid Amount	Total Bid Amount	Format
SKYLINE SERVICES INC	12590 OLD CAMPO ROAD	SPRING VALLEY	CA	91978	\$52,222	\$53,522	Electronic
Applied Restoration Inc.	1965 Gillespie Way	El Cajon	CA	92020	\$58,900	\$58,900	Electronic
Slater Waterproofing, Inc.	5577 Arrow Hwy	MOntclair	CA	91763	\$70,680	\$72,180	Electronic
Harbor Coating and Restoration	625 W . Katella #5	Orange	CA	92867	\$87,730	\$102,730	Electronic
Jilk Heavy Construction, Inc.	500 S Kraemer Blvd Suite 380	Brea	CA	92870	\$134,660	\$136,460	Electronic
Wier Construction Corp	16884 Old Survey Rd	Escondido	CA	92025	\$198,605	\$203,595	Electronic