



# AGENDA REPORT

## CITY OF SAN CLEMENTE

### City Council Meeting

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

**Meeting Date:** 4/4/2023

**Agenda Item:** 6D

**Department:** Public Works  
**Prepared By** Belgin Cuhadaroglu, Associate Civil Engineer

**Subject:**  
**ACCEPTANCE AND NOTICE OF COMPLETION FOR THE RICHARD T. STEED PARK SLOPE EROSION REPAIRS, PROJECT NO. 12161**

**Summary:**  
Acceptance and Notice of Completion for O’Connell Engineering and Construction, Inc. for contract work on the Richard T. Steed Park Slope Erosion Repairs. Refer to Attachment 1 for Location Map and Attachment 2 for Notice of Completion.

**Background:**  
On February 7, 2023, City Council awarded a construction contract to O’Connell Engineering and Construction, Inc. to repair and restore the eroded slope at Richard T. Steed Park, behind the ballfields and west of Calle Extremo. This erosion was caused by heavy rains in January, 2023 (Attachment 3). The repairs have been completed and a summary of construction expenditures is provided below:

Construction Management, Soils Testing and Inspection	\$ 19,500
Construction	100,360
<b>Total Project Construction cost</b>	<b>\$119,860</b>

- Council Options:**
- Accept the Notice of Completion for the Richard T. Steed Park Slope Erosion Repairs and direct staff to conduct the actions included in the staff recommendation.
  - Continue the item with direction to provide additional information.

**Fiscal Impact:**  
The construction cost of \$119,860 is within the approved construction budget of \$125,560 from the Disaster Relief Fund.

**Recommended Actions:**  
Staff Recommendation

1. Accept the Richard T. Steed Park Slope Erosion Repairs, from the contractor, O’Connell Engineering and Construction, Inc.; Project No.12161.
2. Authorize the Public Works Director/City Engineer to execute and record the Notice of

Completion for the Richard T. Steed Park Slope Erosion Repairs, Project No. 12161; and

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 the Contractor, O'Connell Engineering and Construction, Inc. and no stop notices have been filed.

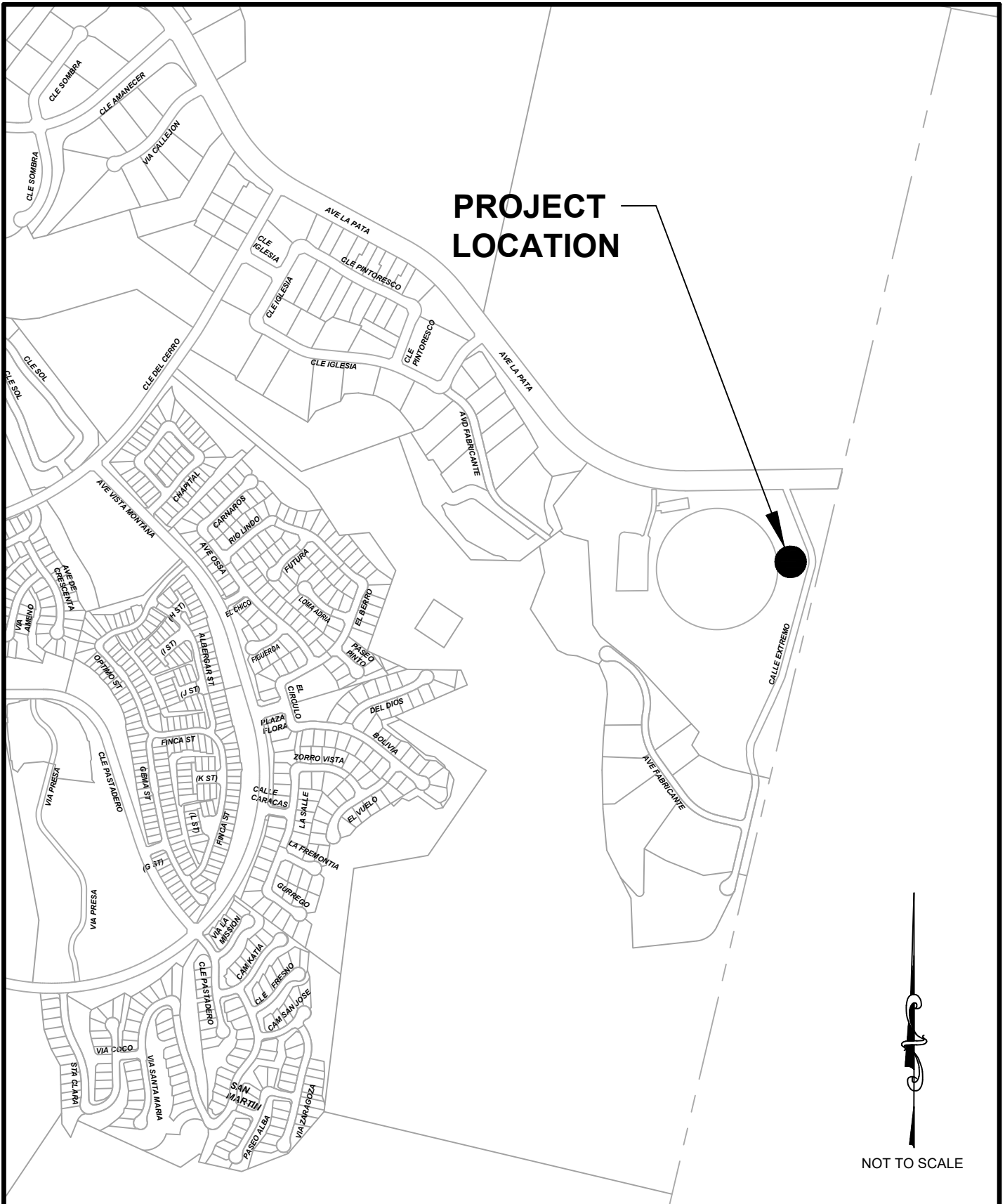
**Attachment:**

1. Location Map
2. Notice of Completion
3. Staff Report Dated February 7, 2023 (without attachments)

**Notification:**

None.

PROJECT  
LOCATION



S:\public\CMMS\GIS\Users\Ohana\CAD\Location Plan (Admin Report).dwg Tuesday, January 31, 2023 3:22:10 PM



*City of San Clemente*

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

## LOCATION MAP

**Richard T. Steed Park  
Slope Erosion Repairs  
PN 12161**

**Recording Requested By:**  
City of San Clemente

**When Recorded, Mail To:**  
Public Works Department  
City of San Clemente  
910 Calle Negocio  
San Clemente, CA 92673

Recorded for the benefit of the City of San Clemente and exempt from recording fees pursuant to Government Code Section 27383.

Space above this line is for Recorder's Use Only

**NOTICE OF COMPLETION**

Notice is hereby given by the City of San Clemente, a Municipal Corporation, that a public work of improvement has been completed as follows:

1. *Project title or description of work:* Richard T. Steed Park Slope Erosion Repairs, Project No. 12161
2. *Date of completion:* February 28, 2023
3. *Street address or legal description of the project site:* Richard T. Steed Memorial Park, 247 Avenida La Pata, San Clemente, CA 92672
4. *Name of owner:* City of San Clemente
5. *Interest or estate of owner:* Fee Property
6. *Address of owner:* 910 Calle Negocio, San Clemente, CA 92673

*Name and address of contractor:* O'Connell Engineering & Construction, Inc., 36572 Deauville Road, Winchester, CA 92596

I am the Public Works Director/City Engineer for the City of San Clemente, a Municipal Corporation, the owner of the indicated interest or estate in the property described above. I make this verification on behalf of the City of San Clemente. I have read this Notice of Completion and know its contents. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on \_\_\_\_\_ in San Clemente, California.

\_\_\_\_\_  
Kiel Koger, Public Works Director/City Engineer  
City of San Clemente



# AGENDA REPORT

## CITY OF SAN CLEMENTE

### City Council Meeting

**Meeting Date:** 2/7/2023

Agenda Item: 6L

**Department:** Public Works

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

**Subject:**

**CONSTRUCTION CONTRACT AWARD TO O'CONNELL ENGINEERING AND CONSTRUCTION, INC. FOR THE RICHARD T. STEED PARK SLOPE EROSION REPAIRS, PROJECT NO. 12161**

**Fiscal Impact:**

The estimated repairs cost of \$125,560 is provided from in the Disaster Relief Fund. There is adequate funding for this expenditure.

**Summary:**

Staff recommends approval of a construction contract with O'Connell Engineering and Construction, Inc., in the amount of \$98,460 for Richard T. Steed Park Slope Erosion Repairs.

**Background:**

On January 25, 2023, Public Works was notified of an eroded slope behind the ballfields, west of Calle Extremo, in the Richard T. Steed Park (as shown on Attachment 1). This erosion occurred during recent heavy rains and requires immediate repairs. Due to the urgency of the repairs, staff contacted three contractors that are currently working for the City and are performing satisfactorily. A site visit was conducted and a bid package was provided thereafter to these contractors. Staff received bids on January 30, 2023. O'Connell Engineering and Construction, Inc. of Winchester, California, and Diamond Construction and Design of La Habra, California provided bids in the amount of \$98,460 and \$253,598, respectively.

The lowest responsive bidder was O'Connell Engineering and Construction, Inc. at \$98,460. Based on the low base bid, the repairs cost is estimated as follows:

Soils Testing and Inspection	\$ 17,300
Construction Contract	98,460
Contingency (10%)	9,800
<b>Total Estimated repairs Cost</b>	<b>\$125,560</b>

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 (Attachment 2). Project plans and specifications are on file in the City Clerk's Office.

**Recommended Actions:**

Staff Recommendation

1. Make a finding that an emergency exists in providing erosion repairs on the slope adjacent to the ball fields at the Richard T. Steed Park to potentially prevent or mitigate impairment to property and public services that might otherwise occur if required to incur delays attributed to the typical engineering design and public competitive bidding process; and
2. Approve, and authorize the Public Works Director/City Engineer to execute, Contract No. C23-07, by and between the City of San Clemente and O'Connell Engineering and Construction, Inc., providing for the Richard T. Steed Park Slope Erosion Repairs, in the amount of \$98,460, Project No. 12161.

**Attachment:**

1. Location Map
2. Draft O'Connell Construction Contract

**Notification:**

None.