



# AGENDA REPORT

## CITY OF SAN CLEMENTE

### CITY COUNCIL MEETING

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

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**Meeting Date:** September 14, 2023

Agenda Item: 7L

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**Department:** Public Works

**Prepared By** Masako Hennequin, Associate Civil Engineer

**Subject:**

**CONSIDERATION OF A RESOLUTION TO ACCEPT THE COMPLETED PAVEMENT REHABILITATION ON ACCESS ROADS FOR RESERVOIRS 4, 5 AND 5A, CIP PROJECT NO. 21403**

**Fiscal Impact:**

Construction was completed at a cost of \$246,885, which is under the not to exceed contract amount of \$311,172.

**Summary:**

L.C. Paving and Sealing, Inc. has completed the construction contract within the not to exceed contract amount. The Resolution before City Council will accept the project and allow staff to record the notice of completion.

**Background:**

On June 7, 2022, the City Council awarded a construction contract to L.C. Paving and Sealing, Inc. for pavement improvements on access roads at reservoirs 4, 5 and 5A and the water reclamation plant facility shown in the location map on Attachment 2. The project included pavement grinding and overlaying and asphalt removal and replacement to rehabilitate pavement.

Project cost summary is as follows:

Construction	\$236,712
Construction Management and Inspection	\$10,173
Total Project Cost	\$246,885

**Council Options:**

- Adopt Resolution No. 23-101, which will accept the pavement improvements on access roads at reservoirs 4, 5 and 5A and authorizing filing a notice of completion for CIP Project No. 21403.
- Modify and adopt Resolution No. 23-101.
- Continue the item with direction to provide additional information.

***Environmental Review/Analysis:***

This project was previously determined to be categorically exempt from the California Environmental Quality Act (CEQA) under Class 2 (Replacement or Reconstruction, 14 CCR section 15302) of the State CEQA Guidelines.

***Recommended Actions:***

**Staff Recommendation**

Staff recommends that the City Council Adopt Resolution No. 23-101, which will:

1. Accept the Pavement Rehabilitation for Reservoirs 4, 5 and 5A, CIP Project No. 21403 from the contractor, L.C. Paving and Sealing, Inc.;
2. Authorize the Public Works Director to execute and record the Notice of Completion for Pavement Rehabilitation for Reservoirs 4, 5 and 5A, CIP Project No. 21403;
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, L.C. Paving and Sealing, Inc.; and
4. Authorize the City Clerk to release the performance bond upon receipt of a warranty bond in a form acceptable to the Public Works Director in the amount of 25% of the construction cost.

***Attachment:***

1. Resolution No. 23-101
2. Location Map
3. Notice of Completion
4. Staff Report dated June 7, 2022 (without attachments)

***Notification:***

None.

RESOLUTION NO. 23-101

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, ACCEPTING AS COMPLETE THE PAVEMENT REHABILITATION FOR RESERVOIRS 4, 5 AND 5A (PROJECT NO. 21403)

WHEREAS, on June 7, 2022, the City Council awarded a construction contract to L.C. Paving and Sealing, Inc. for pavement rehabilitation for reservoirs 4, 5 and 5A, Project No. 21403; and

WHEREAS, the work consisted of rehabilitation for access road for reservoirs 4, 5 and 5A and pavement rehabilitation for water reclamation plant; and

WHEREAS, L.C. Paving and Sealing, Inc. has completed the work to the satisfaction of the Public Works Director.

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

Section 1. That the above recitations are true and correct.

Section 2. That the City Council accepts as complete the Pavement Rehabilitation for Reservoirs 4, 5 and 5A (Project No. 21403).

Section 3. That the City Council authorizes the Public Works Director to execute and the City Clerk to record a Notice of Completion for the project.

Section 4. That the City Council authorizes the City Clerk to release the payment bond for this project 35 days from the recordation of the Notice of Completion upon verification with the Engineering Division that no liens have been levied against the L.C. Paving and Sealing, Inc.

Section 5. That the City Council authorizes the City Clerk to release the performance bond for this project upon receipt of a warranty bond in a form acceptable to the Public Works Director in the amount of 25% of the total construction cost.

Section 6. 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 \_\_\_\_\_, 2023.

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, LAURA CAMPAGNOLO, 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 \_\_\_\_\_, \_\_\_\_\_, by the following vote:

AYES:

NOES:

ABSENT:

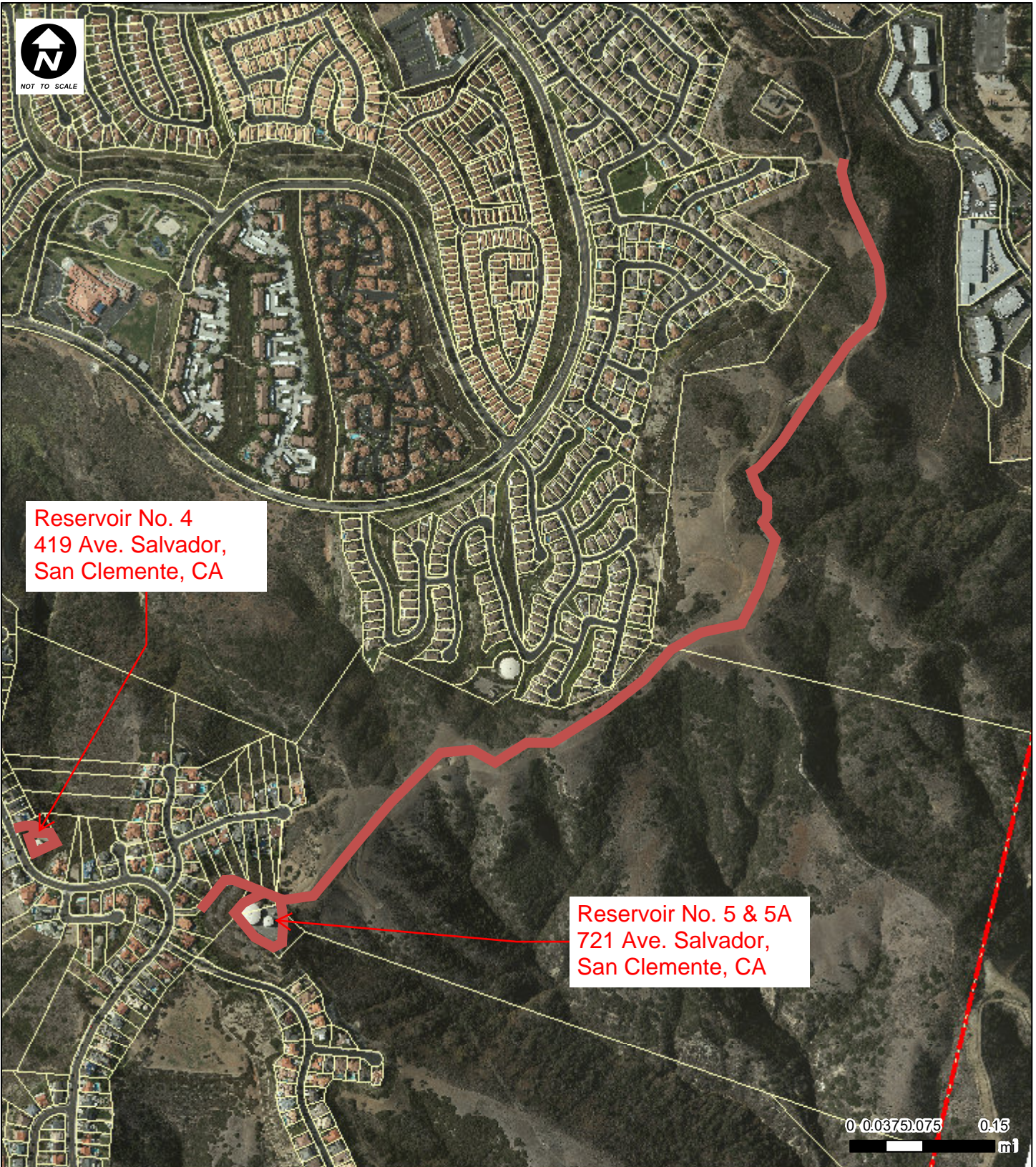
IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of San Clemente, California, this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

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

Approved as to form:

\_\_\_\_\_  
Elizabeth A. Mitchell, City Attorney





Reservoir No. 4  
 419 Ave. Salvador,  
 San Clemente, CA

Reservoir No. 5 & 5A  
 721 Ave. Salvador,  
 San Clemente, CA

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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

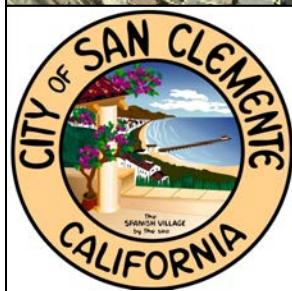
**City of San Clemente**

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*City of San Clemente*

910 Calle Negocio, Suite 100  
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Tel (949) 361-6100  
Fax (949) 361-8316

**City of San Clemente**

PAVEMENT REHABILITATION FOR WRP

PN 21403



**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:* Pavement Rehabilitation for Reservoirs 4, 5 and 5A, CIP Project Nos. 21403.
2. *Date of completion:* August 18, 2023.
3. *Street address or legal description of the project site:* 419 Avenida Salvador, 721 Avenida Salvador, 380 Avenida Pico.
4. *Name of owner:* City of San Clemente.
5. *Interest or estate of owner:* Public Facility; Owned in Fee.
6. *Address of owner:* 910 Calle Negocio, Suite 100, San Clemente, CA 92673
7. *Name and address of contractor:* L.C. Paving and Sealing, Inc., 620 Alpine Way, Escondido, CA 92029.

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

SAN CLEMENTE CITY COUNCIL MEETING  
Meeting Date: June 7, 2022.

Agenda Item 4K  
 Approvals:  
 City Manager ES *JS*  
 Dept. Head JS  
 Attorney ST  
 Finance JM

**Department:** Public Works / Engineering  
**Prepared By:** Masako Hennequin, Associate Civil Engineer

**Subject:** *APPROVAL OF CONSTRUCTION CONTRACT FOR PAVEMENT REHABILITATION AT RESERVIORS 4, 5 AND 5A, PROJECT No. 21403 WITH L.C.PAVING & SEALING, INC.*

**Fiscal Impact:** Yes. The estimated total project cost of \$311,172 is within the total approved budget amount of \$650,000 from the water depreciation fund of \$350,000 (Account Number 052-466-43470-000-21403) and the sewer depreciation fund of \$300,000 (Account Number 054-476-43470-000-21205).

**Summary:** Staff recommends that the City Council approve a construction contract with L.C. Paving & Sealing, Inc. in an amount not to exceed \$259,172 for pavement rehabilitation at Reservoirs 4, 5 and 5A, Project No. 21403.

**Discussion:** This project includes grinding and overlaying, asphalt removal and replacement, and striping to rehabilitate pavement for access roads at Reservoirs 4, 5 and 5A and the Water Reclamation Plant Facility. (See Location Map in Attachment 1). Bids ranged from \$259,172 to \$439,464.

Project cost summary is as follows:

Construction	\$259,172
Construction Design, Management & Inspection (approx. 10%)	26,000
Project Contingency (approx. 10%)	26,000
<u>Estimated Total Project Cost</u>	<u>\$311,172</u>

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

1. Approve the plans and specifications for Rehabilitation for Reservoirs 4, 5 and 5A, Project No. 21403; and
2. Approve and authorize the Public Works Director / City Engineer to execute, Contract No. \_\_\_\_\_, by and between the City of San Clemente and L.C.Paving & Sealing, Inc, in the amount of \$259,172, for Pavement Rehabilitation at Reservoirs 4, 5 and 5A, Project No. 21403.



**Attachments:** 1. Location Map  
2. Bidders List  
3. Contract

**Notification:** None.

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