



# AGENDA REPORT

## CITY OF SAN CLEMENTE

### CITY COUNCIL MEETING

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

Meeting Date: May 21, 2024

Agenda Item: 11D

**Submitted By:** Public Works

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

**Subject:**

**CONSIDERATION OF A RESOLUTION TO ACCEPT AND FILE A NOTICE OF COMPLETION FOR THE FY 2024 PAVEMENT PRESERVATION PROGRAM, CIP PROJECT NO. 24303**

**Fiscal Impact:**

The total construction cost of \$155,766 was within the approved construction budget of \$173,948 from the General Fund, account number 001-416-45730-000-24303.

**Summary:**

Before the City Council is a Resolution and Notice of Completion for the FY 2024 Pavement Preservation Program. The project consisted of cold mill and overlay asphalt concrete to rehabilitate pavement in two City parking lots.

**Background:**

On February 6, 2024, the City Council awarded a construction contract to Prestige Paving Company, Inc. for the FY 2024 Pavement Preservation Program. The project was to improve the pavement for two parking lots at 242 Avenida Del Mar and 115 S. El Camino Real. The parking lot improvements included replacing deteriorated asphalt pavement sections, grind and overlay, replacing concrete wheel stops, and re-striping.



Pre-Construction



Post Construction

A summary of the total construction expenditures is provided below:

Construction Management and Inspection	\$ 9,800
Construction	\$145,966
<b>Total Project Construction Cost</b>	<b>\$155,766</b>

**Council Options:**

- Adopt Resolution No. 24-73, which would accept the completed FY 2024 Pavement Preservation Program, CIP Project No. 24303.
- Modify and adopt Resolution No. 24-73.
- 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 1 (Existing Facilities, 14 CCR section 15301) of the State CEQA Guidelines.

**Recommended Actions:**

Staff recommends that the City Council Adopt Resolution No. 24-73, which will:

1. Accept the FY 2024 Pavement Preservation Program, CIP Project No. 24303, from Prestige Paving Company, Inc.;
2. Authorize the Public Works Director to execute and record the Notice of Completion for the FY 2024 Pavement Preservation Program, CIP Project No. 24303;
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, Prestige Paving Company, Inc.; and
4. Authorize 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.

**Attachment:**

1. Resolution No. 24-73
2. Notice of Completion
3. Staff Report dated February 6, 2024 (without attachments)

**Notification:**

None

# Attachment 1

## RESOLUTION NO. 24-73

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, ACCEPTING AS COMPLETE THE FY 2024 PAVEMENT PRESERVATION PROGRAM (CIP PROJECT NO. 24303)

WHEREAS, on February 6, 2024, the City Council awarded a construction contract to Prestige Paving Company, Inc. for FY 2024 Pavement Preservation Program, CIP Project No. 24303; and

WHEREAS, the work consisted of asphalt concrete pavement repairs, replacing concrete wheel stops, and restriping; and

WHEREAS, Prestige Paving Company, 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 and incorporated herein.

Section 2. That the City Council accepts as complete the FY 2024 Pavement Preservation Program (CIP Project No. 24303) from Prestige Paving Company, Inc.

Section 3. That the City Council authorizes the Public Works Director to execute and the City Clerk to record a Notice of Completion for CIP Project No. 24303.

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 Prestige Paving Company, 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 \_\_\_\_\_, 2024.

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. 24-73 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

**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:* FY 2024 Pavement Preservation Program, CIP Project No. 24303.
2. *Date of completion:* April 2, 2024.
3. *Street address or legal description of the project site:* 242 Avenida Del Mar, San Clemente, CA 92673 and 115 South El Camino Real, San Clemente, CA 92673
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, San Clemente, CA 92673
7. *Name and address of contractor:* Prestige Paving Company, Inc., 14656 Industry Circle La Mirada, CA 90638.

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.

\_\_\_\_\_  
Dave Rebensdorf, Public Works Director / City Engineer  
City of San Clemente



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**CITY OF SAN CLEMENTE**  
**CITY COUNCIL MEETING**

910 Calle Negocio  
 2nd Floor  
 San Clemente, California  
[www.san-clemente.org](http://www.san-clemente.org)

**Meeting Date:** February 6, 2024

**Agenda Item:** 7G

**Submitted By:** Public Works

**Subject:**

**CONSIDERATION OF A RESOLUTION AWARDING A CONSTRUCTION CONTRACT TO PRESTIGE PAVING COMPANY, INC. FOR THE FY 2024 PAVEMENT PRESERVATION PROGRAM, CIP PROJECT NO. 24303, IN AN AMOUNT NOT TO EXCEED \$144,956, AUTHORIZING THE CITY MANAGER TO EXECUTE THE CONTRACT, AND FINDING THE PROJECT CATEGORICALLY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT**

**Fiscal Impact:**

The estimated total project construction cost of \$173,948 is within the approved budget amount of \$250,000 from Account Number 001-416-45730-000-24303 will be used to fund the project.

**Summary:**

The FY 2024 Pavement Preservation Program, CIP Project No. 24303 includes asphalt pavement work and re-striping on parking lots. The pavement work will consist of cold mill and overlay asphalt concrete to rehabilitate pavement in City parking lots. The scope also includes removing and reinstalling concrete wheel stop and parking stall striping.

Before the City Council is the award of a construction contract to Prestige Paving Company, Inc. in an amount not to exceed \$144,956, plus a 10% project contingency, for pavement improvements on two parking lots as shown on the location map (Attachment 2).

**Background:**

Staff prepared a bid package, notified local contractors and advertised the project for competitive bidding on the PlanetBids website and in the SC Times. Bids were opened on January 11, 2024 and the results are presented on the attached Bidder's Listing (Attachment 3). Bids ranged from \$144,956 to \$240,815. There were no responsive and responsible bidders from businesses based in San Clemente. The lowest responsive and responsible bidder was Prestige Paving Company, Inc. of La Mirada, California with a total bid amount of \$144,956.

Based on the low bid, the total estimated construction cost is \$173,948, as summarized below:

Construction	\$144,956
Construction Design, Management & Inspection (10%)	\$14,496
Project Contingency (10%)	\$14,496
<b>Estimated Total Project Cost</b>	<b>\$173,948</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 4). Project plans and specifications are on file in the City Clerk's Office.

**Council Options:**

- Adopt Resolution No. 24-15, awarding the FY 2024 paving contract to Prestige Paving Company, Inc., authorizing the City Manager to execute a construction contract an amount not to exceed \$144,956, authorizing a 10% project contingency of \$14,496, and finding the project categorically exempt from CEQA under Class 1 (Existing Facilities, 14 CCR section 15301) of the State CEQA Guidelines.
- Modify and adopt Resolution No. 24-15.
- Continue the item with direction to provide additional information.
- Do not award the contract or construct the pavement repairs.

**Environmental Review/Analysis**

This project is categorically exempt from the California Environmental Quality Act (CEQA) under Class 1 (Existing Facilities, 14 CCR section 15301) of the State CEQA Guidelines because it consists of repair of existing public facilities involving no expansion of an existing use.

**Recommended Actions:**

Staff Recommendation

Adopt Resolution No. 24-15 which will:

1. Find the FY 2024 Pavement Preservation Program, CIP Project No. 24303 categorically exempt from the California Environmental Quality Act (CEQA) under Class 1 (Existing Facilities, 14 CCR section 15301) of the State CEQA Guidelines;
2. Award the FY 2024 Pavement Preservation Program, CIP Project No. 24303, contract to Prestige Paving Company, Inc.; and
3. Authorize the City Manager to execute a contract with Prestige Paving Company, Inc., in an amount not to exceed \$144,956, plus a 10% project contingency of \$14,496, in a form substantially similar to Contract No. C24-05 (Attachment 4) for the FY 2024 Pavement Preservation Program, CIP Project No. 24303.

**Attachment:**

1. Resolution No. 24-15
2. Location Map
3. Summary of Bids
4. Contract No. C24-05

***Notification:***

All bidders.