



# AGENDA REPORT

## CITY OF SAN CLEMENTE

### CITY COUNCIL MEETING

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

Meeting Date: July 17, 2024

Agenda Item: 11E

**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 SIDEWALK REPAIRS AND IMPROVEMENTS, CIP PROJECT NOS. 24304 AND 22305**

**Fiscal Impact:**

The total construction cost of \$180,353 was within the approved construction budget of \$207,030 from the General Fund, Account Numbers 001-416-45710-000-24304 and 001-416-45710-000-22305.

**Summary:**

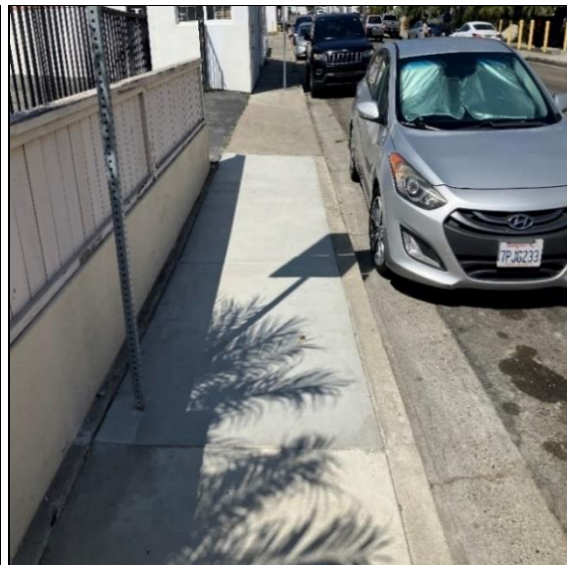
Before the City Council is a Resolution and Notice of Completion for the Sidewalk Repairs and Improvements. The project consisted of concrete repair work for sidewalk, curb and gutter, curb ramp, driveway approach, and replacing water meter boxes to rehabilitate concrete pavement in various locations within City limits.

**Background:**

On April 16, 2024, the City Council awarded a construction contract to CJ Concrete Construction, Inc. for the Sidewalk Repairs and Improvements. Improvements included paving missing sidewalk segments, reducing the sidewalk trip hazards for various locations and improved adjacent curb and gutter, curb ramps, and driveways.



Pre-Construction



Post Construction



Pre-Construction



Post Construction

A summary of the total construction expenditures is provided below:

Construction Management and Inspection	\$ 14,900
Construction	\$165,453
<b>Total Project Construction Cost</b>	<b>\$180,353</b>

**Council Options:**

- Adopt Resolution No. 24-114, which would accept the completed Sidewalk Repairs and Improvements, CIP Project Nos. 24304 and 22305.
- Modify and adopt Resolution No. 24-114.
- 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 Recommendation

Staff recommends that the City Council Adopt Resolution No. 24-114, which will:

1. Accept the Sidewalk Repairs and Improvements, CIP Project Nos. 24304 and 22305, from CJ Concrete Construction, Inc.;
2. Authorize the Public Works Director to execute and record the Notice of Completion for the Sidewalk Repairs and Improvements, CIP Project Nos. 24304 and 22305;

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, CJ Concrete Construction, 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. 24-114
2. Notice of Completion
3. Staff Report dated April 16, 2024 (without attachments)

***Notification:***

None.

# Attachment 1

## RESOLUTION NO. 24-114

### A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, ACCEPTING AS COMPLETE THE SIDEWALK REPAIRS AND IMPROVEMENTS (CIP PROJECT NOS. 24304 AND 22305)

WHEREAS, on April 16, 2024, the City Council awarded a construction contract to CJ Concrete Construction, Inc. for Sidewalk Repairs and Improvements, CIP Project Nos. 24304 and 22305; and

WHEREAS, the work consisted of concrete pavement repairs for sidewalk, curb and gutter, curb ramp, and driveway approach; and

WHEREAS, CJ Concrete Construction, 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 Sidewalk Repairs and Improvements (CIP Project Nos. 24304 and 22305) from CJ Concrete Construction, 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 Nos. 24304 and 22305.

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 CJ Concrete Construction, 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. 24-114 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:* Sidewalk Repairs and Improvements, CIP Project Nos. 24304 and 22305.
2. *Date of completion:* May 30, 2024.
3. *Street address or legal description of the project site:* Various sidewalks.
4. *Name of owner:* City of San Clemente.
5. *Interest or estate of owner:* Public Facility; Owned in Fee and/or Easement.
6. *Address of owner:* 910 Calle Negocio, San Clemente, CA 92673
7. *Name and address of contractor:* CJ Concrete Construction, Inc., 10142 Shoemaker Ave. Santa Fe Springs, CA 90670.

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



AGENDA REPORT  
CITY OF SAN CLEMENTE  
CITY COUNCIL MEETING

Meeting Date: April 16, 2024

Agenda Item: 10L

**Submitted By:** Public Works

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

**Subject:**

**CONSIDERATION OF A RESOLUTION AWARDING A CONSTRUCTION CONTRACT TO CJ CONCRETE CONSTRUCTION, INC. FOR SIDEWALK REPAIRS AND IMPROVEMENTS, CIP PROJECT NO. 24304, IN AN AMOUNT NOT TO EXCEED \$165,620, AUTHORIZING THE CITY MANAGER TO EXECUTE THE CONSTRUCTION CONTRACT, AND FINDING THE PROJECT CATEGORICALLY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT**

**Fiscal Impact:**

The estimated total construction cost of \$207,030 is within the approved budget amount of \$300,000 from Account No. 001-416-45710-000-24304, FY2024 Sidewalk Repairs and Improvements in the amount of \$150,000, and from Account No. 001-416-45710-000-22305, FY2022 Sidewalk Repairs and Improvements in the amount of \$150,000.

**Summary:**

Before the City Council is the award of a construction contract to CJ Concrete Construction, Inc. in an amount not to exceed \$165,620, and approving a 10% project contingency, for the Sidewalk Repairs and Improvements.

**Background:**

The proposed sidewalk repairs and improvements project includes concrete repair work for sidewalk, curb and gutter, curb ramp, driveway approach, cross gutter, and retaining curb to keep safe access for pedestrians throughout the City within the public right-of-way. Proposed sidewalk repair locations are listed on Attachment 2.

On March 14, 2024, staff reached out to local contractors, posted a notice inviting bids for this project on SC Times, and published a bid solicitation on PlanetBids. Bids were opened on March 28, 2024 and the results are presented in the table below. Bids range from \$165,620 to \$423,713. There were no bidders from any businesses based in San Clemente. The lowest responsive and responsible bidder is CJ Concrete Construction, Inc. of Santa Fe Springs, California with a total bid amount \$165,620.

Company Name	Company Location	Amount
CJ Concrete Construction, Inc.	Santa Fe Springs, CA	\$165,620.00
Premo Construction, Inc.	Irvine, CA	\$195,200.00
TVR Construction Engineering LLC	Riverside, CA	\$274,600.00
SNZ Contractors, Inc.	Irvine, CA	\$282,200.00
Gentry General Engineering, Inc.	Colton, CA	\$285,490.00
Diamond Construction	La Habra, CA	\$371,200.00

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CT&T Concrete Paving, Inc.	Diamond Bar, CA	\$423,713.00
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Based on the lowest bid, the total estimated project construction cost is \$207,030 as summarized below:

Construction Administration, Management, and Inspection	\$ 24,850
Construction	165,620
Contingency (10%)	16,560
<u>Total Estimated Construction Cost</u>	<u>\$207,030</u>

As required by state law and City policy, the Contractor will be required to provide performance and payment bonds simultaneously with execution of the construction contract (Attachment 3). Project plans and specifications are on file in the City Clerk’s office.

**Council Options:**

- Adopt Resolution No. 24-58 (Attachment 1), awarding the Sidewalk Repairs and Improvements contract to CJ Concrete Construction, Inc., authorizing the City Manager to execute a construction contract an amount not to exceed \$165,620, approving a 10% project contingency of \$16,562, 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. 24-58.
- Continue the item and direct staff to provide additional information.
- Do not award the contract or construct the sidewalk improvements.

**Environmental Review/Analysis:**

This project is 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 repairs to existing City facilities, involves negligible or no expansion of existing or former use and there is no possibility of a direct or reasonably foreseeable indirect effect on the environment.

**Recommended Actions:**

Staff recommends that the City Council adopt Resolution No. 24-58, which will:

1. Find the Sidewalk Repairs and Improvements, CIP Project No. 24304, categorically exempt from the CEQA under Class 1 (Existing Facilities, 14 CCR section 15301) of the State CEQA Guidelines;
2. Award the Sidewalk Repairs and Improvements, CIP Project No. 24304, contract to CJ Concrete Construction, Inc.;



3. Authorize the City Manager to execute a contract with CJ Concrete Construction, Inc. in an amount not to exceed \$165,620, in a form substantially similar to Contract No. 24-21 (Attachment 3) for the Sidewalk Repairs and Improvements, CIP Project No. 24304; and
4. Approve a 10% construction contingency of \$16,560 for this project.

***Attachment:***

1. Resolution No. 24-58
2. Proposed Sidewalk Repair Locations
3. Contract No. 24-21

***Notification:***

All bidders