



City Council Agenda Item Staff Report

CITY OF SAN BRUNO

DATE: May 23, 2023

TO: Honorable Mayor and Members of the City Council

FROM: Alex D. McIntyre, Interim City Manager

PREPARED BY: Damian Sandholm, Acting Community Services Director

SUBJECT: Consider Adoption of a Resolution:

- Finding Emergency Repairs Are Needed and Authorizing the City Manager to Execute a Contract With Bothman Construction in the Amount of \$293,000 to Complete Diamond 3 Repairs at City Park;
- Appropriating Funds in the Amount of \$293,000 From the General Fund Capital Reserve Fund; and,
- Approving a Construction Contingency of \$58,600
- Approving a Total Project Budget in the Amount Not to Exceed \$351,600
- Determining the Project is Exempt Under the California Environmental Quality Act

BACKGROUND:

In late December 2022 and early January 2023, California began experiencing severe winter storms related to a series of atmospheric river systems causing record rainfall. This event brought high winds, substantial precipitation, flooding, and other safety hazards across San Mateo County and neighboring regions. These storms continued into April.

In response to this storm event, the City activated the Emergency Operations Center (EOC) on Monday, January 3, 2023, to redeploy City resources and personnel to perform essential functions and ensure public safety by working to protect infrastructure.

At approximately 5:30 p.m. on March 9, 2023, three Eucalyptus trees fell on the 3rd base line at Diamond 3 located in City Park. The backstop, 3rd base line fence and 3rd base dugout were severely damaged. The 3rd base bleachers have been structurally compromised and the infield light pole along 3rd base along with the lights have been damaged beyond repair.

The City met with a contractor, Bothman Construction, and received repair costs and timeframe to repair the damage at Diamond 3.

DISCUSSION:

On April 27, 2023, The City received a bid of \$293,000 to repair the damaged areas of Diamond 3 in City Park. The estimate includes repairs to the backstop, 3rd base line fence, 3rd base dugout, and 3rd base bleachers. The bid also includes updating the 1st base dugout and 1st base bleachers to match what is installed on the 3rd base line.

Under normal non-emergency conditions, this project would require public bidding. However, due to the condition of the field, the extent of repair necessary to make it safe, and the need to complete the repair in an appropriate timeframe for the scheduled use of the field, staff determined that the public interest and necessity demand the immediate expenditure of public money to repair the field to safeguard life and property. Deferring repair could result in serious injury to park visitors and prevents use of the field. The condition of the field constitutes an emergency requiring the City to waive the public bidding process to allow for immediate repair work.

This action is allowed under emergency authority San Bruno Municipal Code section 2.44.120(A) and the California Public Contract Code Section 20168, which authorizes the City Manager to take such action in an emergency. California State law and the Municipal Code requires that when the City Manager waives the bidding requirements due to an emergency, the City Council may ratify the action by a 4/5th vote, if the City Council finds that the emergency will not permit a delay resulting from a competitive solicitation for bids, and the action is necessary to respond to the emergency.

Bothman Construction is the contractor utilized to make the repair as they are ready to perform the work once authorized. To complete the repair, City Council authorization is needed to both authorize and appropriate additional funding to perform the work.

If authorized by the City Council, repairs are expected to be completed by the end of June 2023.

FISCAL IMPACT:

As of May 17, 2023, the General Fund Capital Reserve Fund's balance is \$12,377,942.08. This amount is sufficient to fund the estimated total project cost and allocation of approximately \$351,600 which includes construction and construction contingency.

ENVIRONMENTAL IMPACT:

This project meets criteria set forth in State California Environmental Quality Act (CEQA) Guideline Section 15302 "Replacement or Reconstruction" since the project involves the replacement of existing facilities will be located on the same site as the structure replaced and will have substantially the same purpose and capacity as the structure replaced. This project has no potential to cause a significant effect on the environment and therefore also qualifies for a Categorical Exemption pursuant to CEQA Guidelines Section 15061 (b) (3).

RECOMMENDATION:

Adopt a Resolution:

- Finding Emergency Repairs are Needed and Authorizing the City Manager to Execute a Contract With Bothman Construction in the Amount of \$293,000 to Complete Diamond 3 Repairs at City Park;
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ALTERNATIVES:

1. Do not repair the damage at Diamond 3.
2. Delay and defer repair of damage at Diamond 3.

ATTACHMENTS:

1. Resolution
2. Bid from Bothman Construction

DATE PREPARED:

May 17, 2023