



April 6, 2026

To: Regional Transportation Planning Committee

From: Darrell E. Johnson, Chief Executive Officer

Subject: Cooperative Agreement with the City of San Clemente and Contract Change Order Related to the Rehabilitation of Existing Sewer Line in Area 3 for the Coastal Rail Stabilization Priority Project

Overview

The Orange County Transportation Authority is underway with the design and construction of the catchment wall and the restoration of the coastal trail in the City of San Clemente as part of the Coastal Rail Stabilization Priority Project. Board of Directors' approval is requested to enter into a cooperative agreement with the City of San Clemente to facilitate the stabilization of an existing sewer pipe in Area 3 within the project limits. Staff is also seeking Board of Directors' approval for a contract change order to Agreement No. C-5-4003 with Condon-Johnson & Associates, Inc. to provide a sewer bypass to support the sewer lining work for the Coastal Rail Stabilization Priority Project.

Recommendations

- A. Authorize the Chief Executive Officer to negotiate and execute Cooperative Agreement No. C255046, in the amount of \$690,911, with the City of San Clemente, to facilitate the stabilization of the sewer pipe.
- B. Authorize the Chief Executive Officer to negotiate and execute Contract Change Order No. 3 to Agreement No. C-5-4033 with Condon-Johnson & Associates, Inc., in the amount of \$690,911, to provide sewer bypass for the Coastal Rail Stabilization Priority Project.

Discussion

On June 16, 2025, the Orange County Transportation Authority (OCTA) and Condon-Johnson & Associates, Inc. (CJA) entered into Agreement No. C-5-4033 for the design and construction of a catchment wall and other improvements to

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protect against future bluff failure in Area 3 of the Coastal Rail Stabilization Priority Project (CRSPP). The project location is shown in Attachment A. As part of pre-construction activities, CJA conducted video inspection of the City of San Clemente's (City) existing 21-inch clay pipe sewer line that was constructed in the 1920's to confirm the condition of the sewer line within the project limits.

The video footage showed significant cracking and displacement in an approximately 70-foot section of the sewer line south of the Mariposa Trail Crossing approximate to the catchment wall construction zone. This necessitated immediate action by the City to rehabilitate the imperfect section of the sewer line prior to CJA starting its construction activities in that area in order to prevent a potential failure of the sewer that could pose significant risks to the environment, public health, and safety.

The imperfect section of the sewer line was confirmed to be a pre-existing condition; therefore, the cost liability for the sewer rehabilitation work is solely the responsibility of the City. On December 9, 2025, the City Council authorized the City Manager to negotiate, finalize, and execute an emergency agreement to reimburse OCTA for CJA's costs to perform the sewer rehabilitation work. Following City Council direction, OCTA, CJA, and City staff evaluated various options to address the imperfect section of the sewer line before deciding on the preferred alternative of installing approximately 165 feet of cured-in-place pipe (CIPP) liner south of the Mariposa Trail Crossing. The CIPP liner option was chosen as the preferred alternative as the other options that were evaluated had extensive costs, constructability issues, potential permitting issues with the California Coastal Commission, and significant project schedule impacts.

On December 23, 2025, the City received a California Coastal Commission Permit Exemption (Commission Reference Number 5-25-0371-X) for installation of the sewer lining.

Cooperative Agreement and Contract Change Order

On February 19, 2026, a letter of agreement was entered into between OCTA and the City to expedite the work due to the critical impact to the overall project schedule (Attachment B). The letter of agreement established the mutual agreement on the roles and responsibilities of OCTA and the City to allow the sewer lining work to commence while the cooperative agreement was being finalized.

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Proposed Cooperative Agreement No. C255046 will supersede the letter of agreement to formally define the roles and responsibilities of OCTA and the City related to the installation of a CIPP liner and an associated temporary sewer bypass. The installation of CIPP liner will be performed by the City's contractor at the City's sole cost and expense. The installation of a temporary sewer bypass will be performed by OCTA's contractor, CJA, through proposed Contract Change Order (CCO) No. 3. The City will reimburse OCTA for all costs related to the work performed by OCTA's contractor, including a 21-day contract time extension through the proposed Cooperative Agreement No. C255046.

Procurement Approach

The initial procurement for Agreement No. C-5-4033 with CJA was handled under OCTA's Board of Directors (Board)-approved emergency Resolution No. 2025-025 which authorized the Chief Executive Officer to direct staff to procure services without going through a competitive procurement process.

Public Contract Code 22050 provides that a public agency can, by a four-fifths vote of its governing body, authorize the procurement of equipment, services, and supplies to address an emergency circumstance and the services of CJA were procured. The design-build contract was issued on June 16, 2025, for the design and construction of Area 3 of the CRSPP, in the amount of \$46,196,198, and was previously amended as shown in Attachment C.

Proposed CCO No. 3, in the amount of \$690,911, will increase the cumulative value of the contract with CJA to \$46,887,109. Board approval is required for CCO No. 3 pursuant to the State of California Public Contracting Code Section 20142.

Fiscal Impact

Funds are included in OCTA's Fiscal Year 2025-26 Budget, Capital Programs Division, Account No. 0018-9084-TR231-2BM, and is funded with federal, state, and local transportation funds.

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Summary

Staff requests Board of Directors' approval for the Chief Executive Officer to negotiate and execute Cooperative Agreement No. C255046 between the Orange County Transportation Authority and the City of San Clemente for the rehabilitation of an existing City of San Clemente sewer line as part of the construction of Area 3 of the Coastal Rail Stabilization Priority Project and Contract Change Order No. 3 to Agreement No. C-5-4033 between the Orange County Transportation Authority and Condon-Johnson & Associates, Inc., in the amount of \$690,911, to provide a temporary sewer bypass for the Coastal Rail Stabilization Priority Project.

Attachments

- A. Project Location Map, Area 03 – Mile Post 204.7 – 204.34
- B. Letter of Agreement No. C255049
- C. Condon-Johnson & Associates, Inc., Agreement No. C-5-4033, Contract Change Order (CCO) Log

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