



BOARD OF SUPERVISORS
AGENDA LETTER

Agenda Number:

Clerk of the Board of Supervisors
105 E. Anapamu Street, Suite 407
Santa Barbara, CA 93101
(805) 568-2240

Department Name: CEO
Department No.: 012
For Agenda Of: May 15, 2012
Placement: Departmental
Estimated Tme: 30 minutes
Continued Item: Yes
If Yes, date from: May 1, 2012
Vote Required: 4/5

TO: Board of Supervisors:
FROM: Department Terri Nisich, Asst. CEO, County Executive Office
Director(s) Glenn Russell, Ph.D., Director, Planning & Development
Contact Info: Terri Nisich, Asst. CEO, 568-3404
Alice McCurdy, Planning & Development, 568-2518
SUBJECT: Authorization of Professional Services Contract with AMEC Environment & Infrastructure, Inc. to Prepare an Environmental Impact Report for the Goleta Beach County Park Managed Beach Retreat Project 2.0

County Counsel Concurrence

As to form: Yes

Auditor-Controller Concurrence

As to form: Yes

Other Concurrence:

As to form: N/A

Recommended Actions:

That the Board of Supervisors:

- a) Receive report on Goleta Beach 2.0 Preliminary Design and;
- b) Accept United States Department of the Interior Fish and Wildlife Service Grant for Goleta Beach Park Coastal Access and Recreational Enhancement (Goleta Beach 2.0) #F12AF00307 in the amount of \$1,501,322;
- c) Approve Budget Revision Request (Attachment B) establishing appropriations totaling \$310,000 in Community Services Department General Fund for the purposes of funding continuing work on the Goleta Beach 2.0 project as follows:
 - i. \$20,000 for continuing preliminary design work
 - ii. \$90,000 for Department of Planning and Development review and processing of Environmental Impact Report
 - iii. \$200,000 for cost of Environmental Impact Report preparation
- d) Approve and authorize a professional services contract with AMEC Environment & Infrastructure, Inc. (a local contractor) to prepare an Environmental Impact Report (EIR) for the Goleta Beach County Park Managed Beach Retreat Project 2.0 for the period May 1, 2012 through

September 1, 2013 in an amount not to exceed \$194,094; which includes a base cost of \$176,449 as proposed by the consultant and a 10 percent contingency cost of \$17,645 (Attachment A).

Summary Text:

This item is on the agenda to receive a report on Goleta Beach 2.0 preliminary design, accept Department of the Interior Fish and Wildlife Service's Grant in the amount of \$1,501,322 and authorize a professional services contract to prepare an EIR for the proposed project.

On September 21, 2010 the Board of Supervisors authorized the Director of Parks to initiate preliminary engineering studies for the Goleta Beach 2.0 conceptual plan. Preliminary engineering studies are now complete. The next step in the process is to conduct an environmental review. It is anticipated that this project may have a significant effect on the environment and, therefore, requires an EIR under Section 15064 of the *Guidelines for Implementation of the California Environmental Quality Act* (CEQA Guidelines).

On September 20, 2011, the Board of Supervisors authorized staff to solicit proposals for preparing the EIR for Goleta Beach 2.0. On December 2, 2011, the Planning & Development Department (P&D) sent a Request for Proposals (RFP) for preparing the EIR to five consulting firms. P&D received five proposals, two of which P&D staff determined best responded to the RFP. Staff subsequently engaged the two final consultants in a Best and Final proposal process with the goal of refining both proposals for final consideration. In consultation with the County Executive Office, P&D staff selected AMEC to prepare the EIR. The cost of preparing the EIR is not to exceed \$194,094. Attachment A includes the professional services contract. The full consultant proposal was originally provided to the Board of Supervisors at their meeting of May 1, 2012 and is now on file with the Clerk of the Board. The Goleta Beach 2.0 environmental review process will be managed by the County Planning & Development Department.

Background:

RECENT HISTORY

Goleta Beach County Park is a 29 acre public amenity that is owned in part by the State of California and Santa Barbara County. The most appropriate long term management strategy for Goleta Beach County Park has been subject to much discussion over the last decade. Following a series of El Nino storms, Goleta Beach experienced extensive shoreline erosion resulting in the loss of approximately one acre of developed park land. Multiple processes have taken place to manage the erosion and preserve the park as a significant recreational amenity visited by over 1.5 million persons annually. Since 2001, Santa Barbara County has employed a variety of stop gap shoreline protection measures including the use of temporary sand berms, placement of rock revetment and the use of extensive beach nourishment while continuing to research long term solutions to manage the shoreline conditions. Rock revetment has been placed along the shoreline to protect the developed park facility and supporting utilities. The rock revetment was placed as an emergency measure in the years 2000, 2002, and 2006 to protect park land, structures and utilities. The California Coastal Commission (CCC) granted approval of the emergency rock revetments for a 30-month period to allow the County to complete a master planning process to develop a long-term protection plan for the park. This approval also required that soft approaches to shoreline protection from erosion be studied. The 30-month period for the once permitted revetment has elapsed.

The Goleta Beach 2.0 project was developed to design and implement a comprehensive strategy to respond to the California Coastal Commission's July 8, 2009 denial of the County's proposal to construct a permeable pier addition to the Goleta Pier as method to stabilize beach erosion. The Commission provided verbal comments indicating that the County needed to further examine some form of managed retreat and or relocation or reconfiguration of existing park amenities and regional infrastructure without the use of new hardened structures in the coastal zone.

On October 6, 2009, the Board of Supervisors authorized the initiation of the Goleta Beach 2.0 concept planning in response to the July, 8 2009 decision by the California Coastal Commission. At that time Second District Supervisor Janet Wolf and Third District Supervisor Doreen Farr were appointed to serve on an ad hoc board subcommittee. Since that time the subcommittee and County staff have met with the community, and representatives of stakeholder's agencies to review elements of the plan. In July of 2010 the Board of Supervisors conducted a public hearing on the then proposed Goleta Beach 2.0 Conceptual Plan and, at that time, directed staff to return to the Board with an overview of specific studies and strategies needed to implement the plan. On September 21, 2010 the Board authorized the Director of Parks to initiate preliminary engineering studies.

THE PROPOSED PROJECT

The Goleta Beach 2.0 project involves various improvements to Goleta Beach County Park to ultimately address issues created by persistent shoreline erosion. The project involves limited shoreline retreat and an enhancement plan which would be implemented primarily at the western end of the park. The project involves the following components:

1. Removal of 43,000 square feet of asphalt at west end parking lots (150 spaces proposed for removal) and restoration of the beach environment. This area will be restored back to beach for recreational use and act as a buffer zone to protect facilities located landward.
2. Establishment of a transportation and utility corridor with a "high erosion protection zone" by constructing a compacted earthen berm at the western most 500 linear feet of the corridor.
3. Relocation of at risk utilities out of the coastal processes zone and into the corridor: Utilities include:
 - a. County 4 inch sanitary sewer force main
 - b. County 3 inch domestic water line
 - c. County 1 inch telephone conduit
 - d. Goleta Water District 18 inch reclaimed water line
 - e. Southern California Gas (Sempra Energy) 8 inch high pressure gas line.

Under California law: (1) the County is not responsible to easement holders to maintain their easements; and (2) those easements terminate if the underlying County property is destroyed. Discussions have occurred with the utility companies during the project development and stakeholder process. As a result of these discussions, as the project initiator, the County has agreed to be the lead agency for permitting. The utility companies will either reimburse the County for all costs of relocation or serve as agents to conduct work. Agreements with all utilities are forthcoming as it was determined that preliminary design and environmental work be completed prior to preparation of agreements.

4. Relocation of the existing bike path into the new corridor and increase the safety of the bike path by increasing the width and raising the elevation relative to the existing parking lots.
5. Removal of unpermitted sections of rock revetment (approximately 950 linear feet) installed under the California Coastal Commission emergency permits in 2002 and 2005 that have since expired.
6. Installation of a protective geotextile dune and buried cobble structure along approximately 175 linear feet west of the Beachside Restaurant to protect the Goleta Sanitary District vault.

The vast majority of the proposed improvements would be located at the western end of the park near lots 6 and 7 with a small section of the project to include the protection of the sanitation district sewer outfall vault. Picnic facilities and other park features not listed above are anticipated to remain in place.

The estimated cost of construction for the project specified is approximately \$3,000,000. This cost does not include environmental review, final design, permitting, and any additional monitoring of the project which may be required.

NEXT STEPS

The environmental review process for Goleta Beach 2.0 will assess the proposed projects short and long term environmental impacts. The general scope of work will include the following:

GENERAL APPROACH:

- Prepare Notice of Preparation of EIR
- Commence 30-Day Public Scoping Process for EIR
- Prepare Administrative Draft EIR (ADEIR) and Technical Studies
- Prepare Draft EIR and Circulate for 45-Day Public Comment Period
- Conduct Public Workshop and Comment Hearing on Draft EIR
- Respond to Public Comments and Prepare Draft Final EIR
- Present Draft Final EIR and Staff Recommendations to Planning Commission

To the greatest degree possible the EIR for Goleta Beach 2.0 will utilize the technical analysis prepared as part of the previous Goleta Beach Long Term Protection EIR prepared in 2005 and technical studies prepared as a part of the preparation of the 30% preliminary design.

The cost associated with the preparation of the EIR is \$194,094. The Planning & Development Department will provide project oversight at a cost of \$90,000. It is anticipated that the environmental review process will be complete in eleven months.

GRANT FUNDING

In March of 2010, the Board of Supervisors, consistent with their previously approved Coastal Impact Plan, approved a revised funding plan for unanticipated Federal Coastal Impact Assistance Program Funds (CIAP). At that time, the Board allocated \$1,501,322 to the Goleta Beach Project. The Board was also notified that a new project description for Goleta Beach 2.0 was in development. With the new project description complete, via the stakeholder outreach and preliminary design work, staff submitted a full grant application as well as a project description amendment to the Department of U.S. Fish and Wildlife for consideration. On April 18, 2012, County staff received notification of \$1,501,322 in funding. The CIAP grants are established per Section 384 of U.S. Energy Policy Act of 2005 to provide for cost sharing of Federal oil and gas royalties with the six coastal states impacted by offshore oil and gas development. CIAP authorized uses include projects and activities for the conservation protection and restoration of coastal areas as well as mitigation of damage to fish, wildlife and natural resources. Other projects presently under review for CIAP funds include but are not limited to Point Sal Access and Santa Claus Lane Safety Access.

The \$1,501,322 CIAP Grant for Goleta Beach 2.0 is provided on a reimbursement basis. There is no cost share or match requirement and costs may be reimbursed as they are incurred. Sufficient funding is present within the Community Services Capital Funds to provide for initial costs incurred for the EIR preparation. The County must comply with all conditions of grant award as outlined within the U.S. Department of Fish and Wild Life CIAP Grant Toolkit (<http://wsfrprograms.fws.gov.subpages/grantprograms/CIAP/CIAP.htm>) which includes but are not limited to single audit provisions and all state and federal requirements. In addition, consistent with County staff's understanding, grant requirements, and per an email provided to the County on May 2, 2012 by Stephanie Rickabaugh, Administrator of the Coastal Impact Assistance Program, "If the funds are used per the intent and as described in the application and Approved State Plan then the costs associated with planning and design would not need to be paid back even if construction cannot or does not occur. However, if unused funds remain they would need to be paid back if the project cannot be completed or move toward completion." Grant funds should be expended by 2016.

Fiscal Analysis:

The estimated cost of construction for the project specified is approximately \$3,000,000. This cost does not include environmental review, final design, permitting and any additional monitoring of the project which may be required. The total cost of the project is estimated to be \$3,700,000.

The recommended action establishes appropriations totaling \$310,000 for continuing preliminary design work (\$20,000), as well as expenditures pertaining to Planning & Development's review and processing of the Environmental Impact Report (\$90,000) and for the preparation of the Environmental Impact Report (\$200,000). Later phases of the project will also be included in Fund 0031 (Parks Department Capital Projects) the remaining grant allocation will be appropriated and recognized as revenue in the year in which it is to be spent. The project will also reimburse P&D for all staff time spent working on the project. The Community Services Department will pay the full amount of the professional services contract. P&D staff time is budgeted in the Operating Expenditures (Permitting & Compliance) of the Development Review Division – South on page D-314 of the County of Santa Barbara Fiscal Year 2011 – 2012 Operating Plan. Funding for the Environmental Impact Report and oversight work conducted via the Planning and Development Department is to be funding via a grant from the United States

Department of the Interior Fish and Wildlife Services (# F12AF00307). The grant is specifically to be used for the Goleta Beach 2.0 project as defined to include components of coastal access, beach nourishment, partial managed retreat and recreation enhancement to provide for the long term sustainability of the park. The County of Santa Barbara received Notice of Financial Assistance Award on April 18, 2012 in the amount of \$1,501,322, with an effective grant start date of February 21, 2012 which provides for funding of previously incurred costs.

Fiscal and Facilities Impacts:

This action provides for the receipt of an increase in appropriation of \$310,000 in funding dedicated to the Goleta Beach 2.0 Project funded through the United States Department of the Interior Fish and Wildlife Service's Grant. The contractor will submit invoices for completed tasks to P&D for review and approval. P&D will forward all approved invoices to the Community Services Department for payment.

It is not anticipated that overall cost to maintain the park will be altered substantially with the implementation of Goleta Beach 2.0. Presently full funding has not been identified to complete construction and related soft costs. The County has included Goleta Beach 2.0 in the legislative platform in order to position the project for future federal funding and is consistently seeking additional grants to address the present funding shortfall.

Special Instructions:

Clerk of the Board will forward a copy of the Minute Order to P&D, attention Elisa Moser.

Attachments:

- Attachment A: Agreement for Services of Independent Contractor between the County of Santa Barbara and AMEC Environmental & Infrastructure, Inc., Full Proposal to Prepare an Environmental Impact Report for the Goleta Beach County Park Managed Beach Retreat Project 2.0 (AMEC; February 27, 2012) on file with Clerk of the Board
- Attachment B: Budget Revision Request #0002178
- Attachment C: Grant Award Letter – Notice of Financial Assistance and Supplemental Project Title Change

Authored by:

Terri Nisich, Assistant CEO

CC:

- Renee Bahl, Assistant CEO
- Mike Ghizzoni, County Counsel
- Glenn Russell, Director – Planning & Development Department
- Herman Parker, Director – Community Services Department
- Kerry Beirman, CFO – Community Services Department