



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: Water Agency
Department No.: 054
For Agenda Of: 10/02/12
Placement: Administrative
Estimated Tme:
Continued Item: No
If Yes, date from:
Vote Required: Majority

TO: Board of Directors, Water Agency

FROM: Department Scott D. McGolpin, Public Works Director, 568-3010
Director(s)
Contact Info: Thomas D. Fayram, Deputy Public Works Director, 568-3436

SUBJECT: Amendment No. 1 with Dudek for Engineering and Administrative Services for the Tank Replacement Project for the Casmalia Community Services District, Fourth Supervisorial District

County Counsel Concurrence

As to form: Yes

Other Concurrence: Risk Management

As to form: Yes

Auditor-Controller Concurrence

As to form: Yes

Recommended Actions:

- a) Approve and authorize the Chair to execute Amendment No. 1 to the agreement with Dudek (a local vendor) for Construction and Administration Services for the Tank Replacement Project for the Casmalia Community Services District increasing the amount \$4,000 to a not to exceed \$124,400 for the period through May 31, 2013;
- b) Find that the proposed Amendment No. 1 to the agreement with Dudek for Construction and Administration Services for the Tank Replacement Project for the Casmalia Community Services District does not constitute a "Project" within the meaning of the California Environmental Quality Act (CEQA) pursuant to 14 CCR 15378 (b)(4);
- c) Determine, pursuant to 14 CCR 15301 and 15302, that the Tank Replacement Project for the Casmalia Community Services District was found to be exempt from CEQA on December 15, 2008 that no substantial changes are proposed in the project, and therefore no CEQA action is required; and
- d) Determine, pursuant to Categorical Exclusion (CATEX, A2.3.14), that the Tank Replacement Project for the Casmalia Community Services District was found to be exempt from NEPA on

March 17, 2009 that no substantial changes are proposed in the project, and therefore no NEPA action is required.

Summary Text:

Proposition 50 was adopted in 2003 and provides funding for water resource related projects in accordance with a regional water management plan. The Water Agency is the lead agency for administering this funding and coordinating project proponents and consultants.

The Casmalia Community Services District (CCSD) received funding through the program to replace their aging water storage tank and distribution system. Dudek was chosen to engineer and administer the construction contract for the Casmalia project. Dudek specializes in project management and engineering services, and entered into an agreement to provide these services in the amount of \$120,400 plus a 15% contingency in the amount of \$18,060.

This additional \$4,000 is needed to cover construction administration costs due to unexpected delays in project construction and the need for extended oversight. These costs along with all costs associated with this agreement are fully covered and will be paid by the original Prop. 50 Casmalia Implementation Grant. No County funds will be utilized with this action.

The original agreement cost of \$120,400 plus the contingency of \$18,060 and this final increase of \$4,000 will bring the total costs associated with this agreement to \$142,460.

Background:

Beginning in September 2006, the County Water Agency worked with a County-wide group of cities, special districts, water companies, and joint powers authorities to develop the first Integrated Regional Water Management Plan (completed in May 2007).

Pursuant to the Water Security, Clean Drinking Water, Coastal and Beach Protection Act of 2002 (Water Code Section 79560 et seq.), on behalf of the 29 agencies who cooperated in the preparation of the Integrated Regional Water Management Plan (IRWMP), the County Water Agency applied for and was granted \$25 million in funding for 14 water related projects within the County. The Casmalia project is one of the original 14 IRWMP projects that were approved to receive Prop 50 funding. Due to billing irregularities that resulted in temporary suspension of project funds, and at the Board of Directors direction, the Water Agency assumed oversight responsibilities for the Casmalia project.

As authorized by the Water Agency Board of Directors on December 11, 2007, the Water Agency acts as the single eligible grant recipient responsible for administration of the Proposition 50 Grant. In accordance with the existing MOU and subgrant agreements between the Water Agency and Project Proponents, the Water Agency functions as a pass through agency between the State and Proponents. The Water Agency is responsible to organize and forward the required project reporting information and to review and submit claims to the State from each Project Proponent and reimburse the Project Proponent once funding is received from the State.

Fiscal and Facilities Impacts:

Budgeted: Yes

Fiscal Analysis:

<u>Funding Sources</u>	<u>Current FY Cost:</u>	<u>Annualized</u> <u>On-going Cost:</u>	<u>Total One-Time</u> <u>Project Cost</u>
General Fund			
State Prop 50 grant			\$ 142,460.00
Federal			
Fees			
Other:			
Total	\$ -	\$ -	\$ 142,460.00

Narrative:

On April 19, 2011, your Board authorized an Agreement for \$120,400 plus a contingency of \$18,060 for a total authority of \$138,460. This action increases the original contract by \$4,000 to \$124,400 for new authority of 142,460.

Funding for this project was included in the 2012-13 Adopted budget under the Water Resources Division of the Public Works Department as shown on page D-144 in the budget book. Costs from this agreement will be reimbursed through the Prop 50 grant. There will no Water Agency or General Fund monies utilized with this action.

Special Instructions:

Direct the Clerk of the Board to send two originals of the amendment along with a copy of the minute order of this action to the Water Agency office, Attn: Christina Lopez.

Attachments:

- Amendment No. 1 (3 originals)
- Contract Summary
- CEQA Notice of Exemption
- Categorical Exclusion (CATEX, A2.3.14)

Authored by: Matt Naftaly, Water Agency Manager, 568-3542