



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

Agenda Number:

Department Name: Public Works
Department No.: 054
For Agenda Of: July 12, 2016
Placement: Administrative
Estimated Tme: N/A
Continued Item: No
If Yes, date from:
Vote Required: Majority

TO: Board of Supervisors
FROM: Department Director Scott D. McGolpin, Public Works Director, 568-3010
Contact Info: Chris Sneddon, Deputy Director, Transportation 568-3064
SUBJECT: Project Cooperative Agreement between the Cachuma Operation and Maintenance Board and the County of Santa Barbara to Design and Construct Crossing 8, on Refugio Road; County Project No. 862383; Third Supervisorial District

County Counsel Concurrence

As to form: Yes

Auditor-Controller Concurrence

As to form: Yes

Other Concurrence: Risk Management

As to form: Yes

Recommended Actions:

That the Board of Supervisors:

- a) Approve and authorize the Chair of the Board to execute the attached Project Cooperative Agreement between Cachuma Operations and Maintenance Board and the County of Santa Barbara to Design and Construct Crossing 8 on Refugio Road; Third Supervisorial District; and
- b) Find that the proposed approval and authorization of this Project Cooperative Agreement, does not constitute a "Project" within the meaning of the California Environmental Quality Act pursuant to 14 CCR 15378 (b) (2) (continuing administrative or maintenance activities, such as purchases for supplies, personnel-related actions, general policy and procedure making) and approve and direct staff to file the attached Notice of Exemption on that basis.

Summary Text:

This item is on the agenda in order to request that the board approve and authorize the Chair of the Board to execute the attached Project Cooperative Agreement between Cachuma Operations and Maintenance Board (COMB) and the County of Santa Barbara, Public Works Department (COUNTY).

The COUNTY and COMB drafted an agreement to design and construct a replacement bridge at Refugio Road Crossing 8. This crossing spans Quiota Creek four miles south of the Santa Ynez River Bridge on South Refugio Road.

The objective of the project is to improve roadway safety for the traveling public while enhancing steelhead passage along Quiota Creek, including Crossing 8. The Federal Highway Bridge Program (HBP) will reimburse 100% of program participating costs. Any remaining (non-participating) costs to the COUNTY will be reimbursed by COMB.

The major points of the Project Cooperative Agreement are as follows:

COMB AGREES:

- To enter into an Agreement for Services of Independent Contractor with the COUNTY to define the responsibilities and requirements for the delivery of Preliminary Engineering, Environmental, Right-of-Way, Utility and Construction Administration services for the PROJECT.
- At no cost to the COUNTY:
 - a) To provide Preliminary Engineering, Environmental, Right-of-Way, Utility and Construction Administration Services, including all contracting out services.
 - b) To acquire in the name of the COUNTY any permits necessary to complete the PROJECT;
 - c) To deliver the Quiota Creek Crossing 8 Bridge Project in accordance with agreements; and
 - d) To identify and to provide a legal depiction (drawing showing the Right-of-Way line work and acquisition areas) of any Right-of-Way work necessary to complete the PROJECT, and to acquire in the name of the COUNTY any Right-of-Way necessary to complete the PROJECT.
- To reimburse the COUNTY for any costs incurred by the COUNTY that are not reimbursable through HBP.

COUNTY AGREES:

- Subject to COUNTY approval, to enter into an Agreement for Services of Independent Contractor with COMB to define the responsibilities and requirements for the delivery of Preliminary Engineering, Environmental, Right-of-Way, Utility and Construction Administration services for PROJECT;
- To serve as Responsible Agency for PROJECT for purposes of the California Environmental Quality Act ("CEQA") and National Environmental Policy Act (NEPA), and to apply for HBP funding for the delivery of the PROJECT;
- To invoice COMB for any costs incurred by the COUNTY that are not reimbursable through HBP;
- At no cost to COMB,
 - a) COUNTY is willing to apply for Highway Bridge Programming (HBP) funds to complete the PROJECT and provide COMB with guidance on how to satisfy federal and state requirements associated with using HBP funds to complete the PROJECT;
 - b) To review all products prepared by COMB toward the delivery of the PROJECT prior to submittal to CALTRANS;
 - c) To provide legal access to COUNTY Right-of-Way for Preliminary Engineering, Environmental, Right-of-Way, Utility and Construction phases;
 - d) To provide oversight of COMB Construction Administration, during the Construction Phase;

- e) To bid the PROJECT for Construction and to award a Construction contract and serve as administering agency for Construction; and
- f) To request the COUNTY Board of Supervisors to execute any Purchase Contracts or approve any Deeds necessary to acquire Right-of-Way.

As described in the Project Cooperative Agreement the project is scheduled to begin construction in 2017 or 2018, pending permit acquisition and grant funding.

Background:

COMB has replaced several low water crossings and fish barriers that cross south Refugio Road, in the Santa Ynez valley. These replacements were a requirement of COMB's Environmental Impact Report (EIR) for the operation of Cachuma. The replacement of Crossing 8 is also a requirement of the EIR. The Crossing 8 location presents an opportunity to use HBP program funding, because unlike the other low water crossings it has a substandard bridge eligible for replacement. The other crossings were not eligible for this funding because they were functioning low water crossings.

With HBP funds, the COUNTY is required to serve as the Responsible Agency for NEPA and lead agency for the Federal Highway Administration (FHWA) HBP program. This Project Cooperation Agreement was developed to define responsibilities and requirements for delivery of Preliminary Engineering, Environmental, Right-of-Way, Utility and Construction Administration services for PROJECT.

There are eleven low water crossings on Quiota Creek (see Figure 1- South Refugio Road Quiota Creek Crossings) that have previously posed or currently pose some level of fish passage impediments. These low water crossings are being replaced in the order of barrier severity. Crossing 6 was replaced with a 48-foot bottomless arched culvert (2008), Crossing 2 was replaced with a 60-foot bottomless arched culvert (2011), Crossing 7 was replaced with a 60-foot bottomless arched culvert (2012), Crossing 1 was replaced with a 60-foot bottomless arched culvert (2014), Crossing 3 was replaced with a 53-foot bottomless arched culvert (2015), and Crossings 0A and 4 are slated for replacement with bottomless arched culverts in the fall of 2016. Once all of the remaining partial fish passage barriers at stream crossings (Crossings 0B, 5, 8 and 9) have been replaced, approximately 3.85 stream miles will be accessible to steelhead throughout the Quiota Creek watershed. As the improvements are completed the following species, which inhabit the Quiota Creek, are also likely to benefit from the increased habitat connectivity and reduced erosion: (1) the threatened California red-legged frog; (2) western pond turtle; (3) two-striped garter snake; (4) California newt; (5) and the endangered southwestern willow flycatcher.

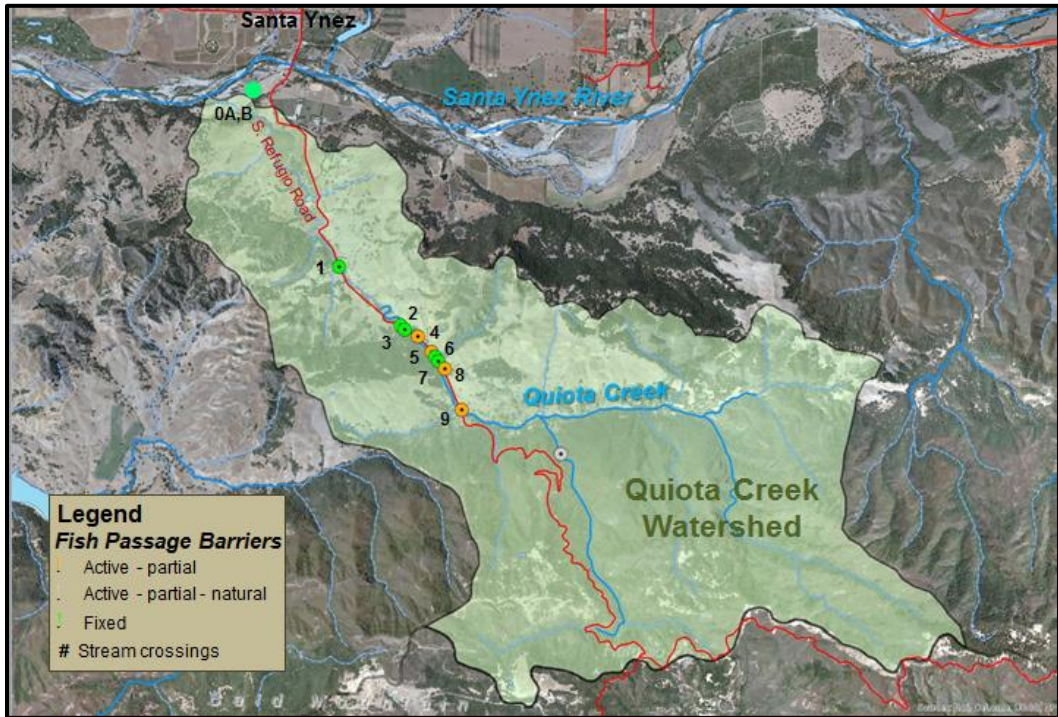


Figure 1 – South Refugio Road, Quiota Creek Crossings

Fiscal and Facilities Impacts:

Budgeted: Yes

Fiscal Analysis:

<u>Funding Sources</u>	<u>Total One-Time Project Cost</u>
Highway Bridge Program (HBP)	\$ 1,492,615.80
State Toll Credit	\$ 193,384.20
Total	\$ 1,686,000.00

Narrative:

Total project cost is estimated at \$1,686,000.00. The Federal Highway Bridge Program (HBP) will fund \$1,492,615.80 (88.53% of participating costs); matching funds of \$193,384.20 (11.47% of participating funds) will be provided by California Toll Credit will fund the 11.47%. Funds for this project are budgeted in Department 054, Fund 0017, Org Unit 0600, Program 2830. COMBS will be responsible for all non-participating costs.

Special Instructions:

Please forward the following items to the Public Works Department, Transportation Division, Engineering Section Office, 123 E. Anapamu St., Santa Barbara, Attn: Blair Gilbertson, 568- 3064:

- A certified, stamped Minute Order approving these Board actions

- Two duplicate original signature pages from the Project Cooperative Agreement; keep one original for your file. Signature pages from COMB will be returned to you, once the agreement is fully executed

Attachments:

Attachment A: Project Cooperative Agreement (3 originals)

Attachment B: Notice of Exemption

Authored by:

Walter Rubalcava, Engineering Section Manager, 739-8775

cc: Project File

G:\Board Letters\2016\Transportation\862383 COMBS Crossing 8 Cooperation Agreement\862383 COMB Cooperation Agreement BL.docx