

**SANTA BARBARA COUNTY  
BOARD AGENDA LETTER**



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

Agenda Number:

A-11

**Prepared on:** 4/8/02  
**Department Name:** PW/Laguna Sanitation District  
**Department No.:** 054  
**Agenda Date:** 5/14/02  
**Placement:** Administrative  
**Estimate Time:**  
**Continued Item:** NO  
**If Yes, date from:**  
**Document File Name:**

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**TO:** Board of Directors  
Laguna County Sanitation District

**FROM:** Phillip M. Demery *PMD*  
Director, Public Works Department

**STAFF CONTACT:** Mark Schleich, Deputy Director *Mark Schleich*  
Martin Wilder, District Manager, x8755

**SUBJECT:** Amend Purchase Order Contract for Additional Construction Management Services for the Dutard-Solomon Trunk Sewer Line Project, Fourth and Fifth Supervisorial Districts

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**Recommendation(s):**

That the Board of Directors:

- A. Authorize the Purchasing Agent to amend Contract No. 819512 with MNS Engineers, Inc. for construction management services from \$209,525 to \$219,525 for the Laguna County Sanitation District's Dutard-Solomon Trunk Sewer Line project.

**Alignment with Board Strategic Plan:**

The recommendation(s) are primarily aligned with Goal No. 2: A safe and healthy community in which to live, work and visit.

**Executive Summary and Discussion:**

The Dutard-Solomon trunk sewer line project involved the construction of a new trunk line from the town of Orcutt to the wastewater treatment plant. The project was a planned capital improvement since 1959 to provide additional capacity and to replace the main lift station located at the corner of Blosser Road and Clark Avenue. The project also removed a temporary lift station serving the WesTrails development. The project was included in the Orcutt Community Plan EIR dated December 1995 and approved by the Board July 22, 1997 (Clerk of the Board file No. 20,536).

MNS Engineers, Inc. was selected from the list of vendors on the Public Works Department Master Services Agreement (MSA) list to perform construction management services for this project. Because the contract amount exceeded the balance remaining for this vendor under the MSA program, Contract No. 8190512 was issued in the amount of \$90,000 on June 5, 2001 through the Purchasing Division of the General Services Department.

Construction bids were opened on June 21, 2001 with the lowest bid submitted by Kenko, Inc. The bid was protested on June 27, 2001, by the Southern California Labor/Management Operating Engineer's Contract Compliance office based on California Occupational Safety and Health Administration (Cal-OSHA) citations, work performance and prevailing wage infractions. Based on a response from the contractor and due diligence performed by County Counsel and staff, it was determined that there was not sufficient evidence to consider the bidder to be non-responsible. The construction contract was awarded by the Board on August 7, 2001. However, to ensure proper inspection of the work, the Board on September 25, 2001, authorized the Purchasing Agent (pursuant to Government Code Section 25502.5 and County Code Section 2.42 for purchase orders over \$100,000) to amend Contract No. 8190512 to the amount of \$160,800 to include an additional construction inspector.

During the course of the work, it was determined that the contractor would need to work longer days and on Saturdays in order to complete major construction items before the rainy season. At that time the contractor planned to complete all the work by mid February. Therefore, on February 5, 2002, the Board further authorized the Purchasing Agent to amend Contract No. 8190512 to the amount of \$209,525 to provide for additional construction management services to account for the greater work load through mid February.

The actual construction completion date was February 28, 2002, which was still within the allotted contractual time of early March. The Notice of Completion was accepted by the Board on March 16, 2002. The Statement of Final Quantities accepted by the Board on April 16, 2002 finalized the construction contract costs at \$1,940,342.80, which was under the budgeted amount of \$2,004,481.25.

Therefore, to provide for construction management services through the actual completion date and to provide for contract close out services, this action requests the addition of \$10,000 to the construction management contract for a final amount of \$219,525.

**Mandates and Service Levels:**

There are no changes to service levels with this action.

**Fiscal and Facilities Impacts:**

Funds are available from District service charges in Department 054, Fund 2870, Account 8200.

**Special Instructions:**

Direct the Clerk of the Board to send a certified copy of the Minute Order to John McMillin, Purchasing Manager (2690), and Martin Wilder, Laguna County Sanitation District Manager (x8750).

**Concurrence:**

General Services – Purchasing Division