



# County of Santa Barbara

## BOARD OF SUPERVISORS

### Minute Order

July 16, 2019

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**Present:** 5 - Supervisor Williams, Supervisor Hart, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

GENERAL SERVICES

File Reference No. 19-00653

- RE:** Consider recommendations regarding the Northern Branch Jail Project, Kitchell CEM, Inc. Amendment No. 4 to the Professional Services Agreement (Agreement), Third District, as follows:
- a) Find that Rosser International, Inc. expressly repudiated its PSA with the County on June 13, 2019, when Rosser stated that it was “going out of business” and will “no longer be providing services” for the Northern Branch Jail project, and therefore, the PSA is terminated based on Rosser’s breach;
  - b) Approve and authorize the Chair to execute the Agreement for Construction Management and Related Professional Services with Kitchell/CEM, Inc., to extend construction management services through the revised contract term; include additional Architectural and Engineering Professional Services; increase compensation by \$949,195.00 for those Additional Services, including \$284,492.00 in extended construction management services, \$664,703.00 for architectural and engineering services, plus a contingency of \$332,351.00 for a new total contract maximum amount not to exceed \$4,582,689.00; and to increase the contract term to December 4, 2020;
  - c) Authorize the General Services Director or designee to expend the above contingency of \$332,351.00, as needed, for services provided by Kitchell in accordance with the Agreement as amended; and
  - d) After considering the Final Subsequent Environmental Impact Report (SEIR), State Clearinghouse No. 2007111099, that the Board of Supervisors certified on March 11, 2008, the December 6, 2011 and October 8, 2013 SEIR addendums, determine pursuant to 14 CCR Section 15162(a) that no subsequent EIR or Negative Declaration is required for this project because: i) No substantial changes are proposed in the project which require major revisions of the 2008 Final Subsequent EIR; ii) No substantial changes have occurred with respect to the circumstances under which the project is undertaken which require major revisions of the 2008 Final Subsequent EIR; and iii) No new information of substantial importance concerning the project’s significant effects or mitigation measures, which was not known and could not have been known with the exercise of reasonable diligence at the time that the Final Subsequent EIR was certified in 2008, has been received.



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A motion was made by Supervisor Hartmann, seconded by Supervisor Adam, that this matter be acted on as follows:

- a) Approved;
- b) Approved and authorized; Chair to execute;
- c) Authorized; and
- d) Approved.

The motion carried by the following vote:

**Ayes:** 5 - Supervisor Williams, Supervisor Hart, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino