



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:** Public Works  
**Department No.:** 054  
**For Agenda Of:** September 17, 2024  
**Placement:** Administrative  
**Estimated Time:**  
**Continued Item:** No  
**If Yes, date from:**  
**Vote Required:** Majority

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**TO:** Board of Supervisors

**FROM:** Department Chris Sneddon, Public Works Director, 805-568-3010  
Director(s)  
Contact Info: Mostafa Estaji, Deputy Director, Transportation, 805-568-3064

**SUBJECT:** Santa Claus Lane Streetscape Improvements Projects Phase 1A Construction Contracts Award and Memorandum of Understanding; State Project No. LPPSB1L-6090(096); County Project No. 720783; First Supervisorial District

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**County Counsel Concurrence**

As to form: Yes

Other Concurrence: Risk Management

As to form: Yes

**Auditor-Controller Concurrence**

As to form: Yes

**Recommended Actions:**

That the Board of Supervisors:

- a) Approve and authorize the Chair to execute the attached Memorandum of Understanding with the Santa Barbara County Association of Governments (SBCAG) for reimbursement to the County of Santa Barbara for work on the Santa Claus Lane Streetscape Improvements Project Phase 1A, First Supervisorial District; and
- b) Approve the plans and specifications, on file in the Public Works Department Office, for construction of Santa Claus Lane Streetscape Improvements Project Phase 1A, First Supervisorial District; and
- c) Award the attached construction contract for the Santa Claus Lane Streetscape Improvements Project Phase 1A; in the amount of \$5,672,689.35 to the lowest responsible bidder, Toro Enterprises, Inc., PO BOX 6285, Oxnard, CA 93031, subject to the provision of documents and certifications, as set forth in the specifications applicable to the project, as required under California law; and
- d) Authorize the Public Works Director, or designee to approve change orders for the Santa Claus Lane Streetscape Improvements Project Phase 1A for a contingency amount up to \$304,935, plus an additional amount of \$176,000 for supplemental work items for the construction of Santa Claus Lane Streetscape Improvements Project Phase 1A; County Project 720783; State Project LPPSB1L-6090(096); First Supervisorial District, for a total not to exceed authorization of \$6,153,624; and

- e) Consider the environmental effects of the project as shown in the Final Mitigated Negative Declaration (19NGD-00000-00005) dated September 16, 2019, adopted by the County of Santa Barbara on September 25, 2019, and find that pursuant to California Environmental Quality Act Guidelines §15162, no substantial changes are proposed, and there are no substantial changes in circumstances or new information of substantial importance regarding significant impacts or feasibility of mitigation measures and alternative, and therefore approval of the Recommended Actions are within the scope of the Final Mitigated Negative Declaration (19NGD-00000-00005). The Final Mitigated Negative Declaration can be found here:  
<https://cosantabarbara.app.box.com/s/q97rv82305oyfnbdjhcyxrrdhu3dgkqy/file/527282257113>

**Summary Text:**

This item is on the agenda to approve the Memorandum of Understanding between the County and SBCAG to fund the construction phase of the Santa Claus Lane Streetscape Improvements Project Phase 1A, to approve the Plans and Specifications, and award construction contracts for the Santa Claus Lane Streetscape Improvements Project Phase 1A; County Project 720783; State Project LPPSB1L-6090(096); First Supervisorial District to the lowest responsible bidder, Toro Enterprises, Inc.

On June 20, 2024, two (2) bids were opened for the Santa Claus Lane Streetscape Improvements Project Phase 1. Toro Enterprises submitted the lowest responsible bid in the amount of \$14,604,153.95, which is 53.7% above the Engineers Estimate. Granite Construction submitted the second lowest bid in the amount of \$16,500,209.00, which is 64.8% above the Engineers Estimate. These costs were prohibitive in awarding the contract, due to insufficient funding. The County of Santa Barbara Public Works Department rejected all bids for the original scope of the project (Phase 1). The Department then revised and reduced the scope of the construction, and advertised a new Santa Claus Lane Streetscape Improvements Project Phase 1A, with a bid opening date of August 15, 2024.

On Thursday, August 15, 2024, three (3) bids were opened for the Santa Claus Lane Streetscape Improvements Project Phase 1A. Toro Enterprises, Inc. submitted the lowest responsible bid in the amount of \$5,672,689.35 which is 37% below the Engineer's Estimate. The Department analyzed the bid and determined the lowest bidder is responsible and responsive.

The Project was bid in accordance with the Public Contract Code, which requires the award to go to the lowest responsible bidder. Public Works recommends awarding the contract to Toro Enterprises, Inc.

**Background:**

The County Board of Supervisors approved a Baseline Funding Agreement on August 14, 2018 with SBCAG, Caltrans, and the California Transportation Commission to receive funds awarded for the implementation of the Highway 101 Multimodal Corridor project from Cycle 1 of the Road Repair and Accountability Act of 2017 (Senate Bill 1 Funding). The MOU for these projects was approved by your Board on June 4, 2019 with Amendment No. 2 approved by your Board on November 29, 2022 (Attachment B). This MOU with SBCAG allows the County to be reimbursed for work performed to develop and construct these projects. Funding and responsibilities are included in the MOU.

The proposed Santa Claus Lane Streetscape Improvements Project Phase 1A is located on Santa Claus Lane between Padaro Lane and Sandpoint Road, and includes connection to the recently constructed Santa Claus Lane Bike Path, which is partially a County-maintained facility. The eastern end of the project area is located approximately 1/5 of a mile west of the City of Carpinteria, within the unincorporated area of the County of Santa Barbara.

These improvements to Santa Claus Lane were developed in coordination with adjacent proposed and completed improvements involving Caltrans, City of Carpinteria, Union Pacific Railroad (UPRR), and the California Public Utility Commission, for the completing a segment of the California Coastal Trail. Phase 1A of the Santa Claus Lane Streetscape Improvements Project is the first of multiple County-led projects to provide enhanced, multi-modal transportation improvements on Santa Claus Lane, as part of the suite of parallel projects to offset impacts associated with the Highway 101 expansion. Future phases of the project will include construction of an at-grade pedestrian crossing of UPRR facilities to provide controlled access to Santa Claus Lane Beach coastal resources, provide increased coastal parking, traffic calming measures, and continuous sidewalk along the ocean-side of Santa Claus Lane. With these improvements, multi-modal transportation between the City of Carpinteria and the Village of Summerland will be significantly improved.

Prior to and during construction, the Department will implement a public outreach program to inform the public about the project construction schedule and traffic control impacts. During construction, while work is being performed that impacts traffic conveyance, the Contractor is permitted to utilize traffic control for one lane of alternating traffic control. Full width of the traveled way will be open to traffic when no active construction activities in the traveled way or within 6 feet of the traveled way, as well as each Friday after 3:30p.m. and on Saturdays, Sundays and holidays.

**CEQA:** The Final Mitigated Negative Declaration (19NGD-00000-00005) for the Project was adopted by the Planning Commission on September 25, 2019. Potentially significant, but mitigatable impacts were identified in the following areas: Aesthetics/Visual Resources, Biology, Noise, Recreation Traffic, Water, Resources. The Board adopted a Mitigation Monitoring and Reporting Program for the Project which includes MM Aest-01 through MM Aest-05, MM Bio-01 through MM Bio-06, MM Noise-01, MM Recreation-01, MM Wat-01 through MM Wat-03. Since the Board's approval of the MND, the Project has not significantly changed and all mitigation measures continue to apply to the Project. There is no new information regarding potential significant impacts of the Project not known at the time the MND was approved that would require additional environmental review at this time.

MM Bio-02 Wetland Mitigation Plan (Plan) requires a wetland enhancement, restoration, and/or establishment plan prepared by a County approved qualified professional and designed to mitigate permanent and temporary direct wetland impacts (e.g., fill in wetlands) and indirect wetland impacts (e.g., development in wetland buffer strip). This Plan has been prepared for implementation in the Carpinteria Salt Marsh and requires a separate agreement for the Plan implementation.

Construction of the streetscape portion of the project and retaining structures would result in approximately 0.07 acre of temporary impacts and 0.14 acre of permanent impacts to wetlands. To mitigate for the 0.22 acre of impacts this Plan proposes the restoration of 0.53 acre of nearby wetland adjacent areas. Mitigation activities will occur at outfalls to the northwest

(Arroyo Paredon creek) and southeast (Carpinteria Salt Marsh), where water from the Project Area reconnects with larger waterways. The Project proposes restoration Plans of 0.09 acre at Arroyo Paredon creek, and 0.50 acre in the Carpinteria Salt Marsh.

**Fiscal and Facilities Impacts:**

Budgeted: Yes

**Fiscal Analysis:**

<b><u>Funding Sources</u></b>	<b><u>Construction Contract</u></b>	<b><u>Construction Engineering Costs</u></b>	<b><u>UPRR/ Mitigation</u></b>	<b><u>Total Project Cost:</u></b>
State - SBC-SCCP	6,153,624.00	877,303.22		\$ 7,030,927.22
Other: Measure A			580,000.00	\$ 580,000.00
<b>Total</b>	<b>\$ 6,153,624.00</b>	<b>\$ 877,303.22</b>	<b>\$ 580,000.00</b>	<b>\$ 7,610,927.22</b>

Narrative:

Approval of the MOU will provide the budget allocated to the construction of the Santa Claus Lane Streetscape Improvements Project Phase 1A. With the approval of the MOU, a total of \$7,610,972.22 is committed to the Project for construction phase of work. The total anticipated cost for the construction contracts is \$6,153,624.00, with anticipated Construction Engineering (CE) costs of \$877,303.22. Additional Agency Furnished costs for UPRR access and post-construction environmental mitigation for a total of \$580,000.00 will be funded. The funds made available by this MOU are allocated by Solutions for Congested Corridors (SCCP) program and Measure A funds administered by SBCAG. SCCP is a state grant processed through SBCAG. Through approval of the MOU, SBCAG would reimburse the County for 100% of all eligible expenses incurred. This project is budgeted in Fund 0017, Dept 054, Prog 2830, Org 0600, Projects 720783.

**Special Instructions:**

Please forward to Public Works, Transportation, 123 East Anapamu Street, Attn: Yanette Luna, 805-568-3094. One fully executed document to remain on file with the Clerk of the Board.

- A certified, stamped Minute Order approving these Board actions
- Two Board executed duplicate original MOU documents
- One original executed contract to be filed with the Clerk of the Board and one duplicate original signature page to return to Public Works
- One original Special Provisions signature sheet to be filed with the Clerk of the Board and one duplicate original signature page to return to Public Works
- One original Title Sheet (half-size) to be filed with the Clerk of the Board and one duplicate original signature page to return to Public Works

**Attachments:**

- Attachment A: Memorandum of Understanding – Santa Claus Lane Streetscape Improvements Project Phase 1 Construction Funding (2 Duplicate Original)

- Attachment B: Memorandum of Understanding Amend No. 2 – Summerland Coastal Access Projects
- Attachment C: 720783 Santa Claus Lane Streetscape Improvements Project Phase 1A Construction Contract (1 original, 2 duplicate signature sheets)
- Attachment D: 720783 Santa Claus Lane Streetscape Improvements Project Phase 1A Original Signed Special Provisions Signature Sheets (2 Duplicate Originals)
- Attachment E: 720783 Santa Claus Lane Streetscape Improvements Project Phase 1A Original Signed Title Sheets (half-size) (2 Duplicate Originals)
- Attachment F: Mitigated Negative Declaration (CEQA) 720783 Santa Claus Lane Beach Access and Streetscape Improvements Project Findings and Conditions of Approval (approved at the Planning Commission September 25, 2019)

**Authored by:**

Christian Doolittle, Public Works Transportation, 805-803-8777