



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: March 21, 2023
Placement: Administrative
Estimated Time: N/A
Continued Item: No
If Yes, date from:
Vote Required: 4/5 Majority

TO: Board of Supervisors
FROM: Department Director: Scott D. McGolpin, Public Works, 568-3010
Contact Info: Chris Sneddon, Deputy Director, Transportation, 568-3064
SUBJECT: **First Amendment to Contract for Modoc Road Multiuse Trail Segment 1;
Project No. 864050; Second Supervisorial District**

County Counsel Concurrence

As to form: Yes

Other Concurrences: 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 First Amendment to the Contract with Beador Construction, 26320 Lester Circle, Corona, CA 92883, for the Modoc Road Multiuse Trail (Modoc MUT) Segment 1; County Project No. 864050; Second Supervisorial District, increasing the contract contingency amount by \$380,000 for a total contingency amount of \$516,865, resulting in a total contract amount including contingency and supplemental items of \$3,004,165; and
- b) Authorize the Public Works Director or designee to execute a change order in the amount of \$380,000 for unanticipated erosion control, landslide material removal, and pavement repair work; and
- c) Approve a Budget Revision Request No. 0008674. Establish appropriations of \$240,800 in General County Programs General Fund for Other Financing Uses funded by release of Committed Cannabis fund balance. Establish appropriations of \$3,004,200 for Public Works Roads-Capital Infrastructure Fund for Services and Supplies funded by unanticipated revenue from Intergovernmental Revenue - State ATP Grant (\$1.7M), Measure A tax revenues (\$400K), an operating transfer from the General Fund (\$240.8K), and a release of Restricted Purpose of Fund fund balance (\$663,400); and
- d) Determine the project to be exempt from the provisions of the California Environmental Quality Act pursuant to 14 CCR 15304(h) (as the proposed project(s) consists of minor public or private

alterations in the condition of land, water, and/or vegetation which does not involve removal of healthy, mature, scenic trees for (h) the creation of bicycle lanes on existing right of way), On January 26, 2021, a Notice of Exemption was filed on that basis, and the proposed action is within the scope of that Notice of Exemption

Summary Text:

This item is on the agenda to authorize the Chair to execute an amendment to the contract for Modoc Road Multiuse Trail Segment 1. The January 2023 storms caused landslide failures and additional pavement failures to Modoc Road and the project site. The cleanup at the project site will result in additional funding needs in order to complete this project. The original contingency amount was \$136,865. The Department is requesting an additional \$380,000 for landslide material removal, permanent and temporary erosion control measures including hillside stabilization and pavement repairs and resurfacing. This will bring the total contingency amount to \$516,865 and the total construction contract amount up to \$3,004,165, including supplemental items and contingency.

Background:

On May 24, 2022, your Board awarded a contract to Beador Construction Company in the amount of \$2,624,165, including supplemental items and contingency. The Director of Public Works or designee was authorized to approve change orders for a contingency amount up to \$136,865, however the damage that resulted from the storms exceeds this amount and additional funds is required in order to complete the project.

Construction of Modoc Road Multiuse Trail Segment 1 project began in August 2022. This project is the first of two County phases that will complete a major segment of the last gap in a multiuse trail that will connect the City of Santa Barbara path to the Obern Trail. Completion of Phase 1 and 2 of this project, in conjunction with the City’s Project from Calle de Los Amigos to City Limits will create a continuous, separated facility for bicycles and pedestrians extending from Isla Vista to Arroyo Burro Beach.

The recent unprecedented storm caused damaged to the project slopes and road pavement. The estimated force account costs total \$380,000, which include costs for:

- Permanent and Temporary Erosion Control Measures: \$100,000
- Landslide Debris Removal and Subgrade Restoration: \$80,000
- Roadway Paving and Pothole Patching: \$200,000

The Public Contract Code requires Board approval of contract changes that exceed \$210,000.

Fiscal and Facilities Impacts:

Budgeted: Yes

Fiscal Analysis:

| <u>Funding Sources</u> | <u>Original</u> | <u>Increase</u> | <u>Total</u> |
|-------------------------------|------------------------|------------------------|---------------------|
| County Mobility Funds | \$ 240,800.00 | | |
| Measure A | \$ 400,000.00 | | |
| Road Fund - CI | \$ 283,400.00 | \$ 380,000.00 | \$ 663,400.00 |
| State ATP Grant | \$ 1,700,000.00 | | |
| Total | \$ 2,624,200.00 | \$ 380,000.00 | \$ 3,004,200.00 |

Narrative:

By adding \$380,000 to the contingency, the total construction costs, including contingencies, amounts to \$3,004,165 and establish appropriations for FY 22-23. The Department is exploring reimbursement opportunities with FHWA. The amounts by funding source are listed in the table above. Funds for this project are budgeted in Dept. 054, Fund 0017, Org. 0600, Program 2830, Account LI 7510.

Special Instructions:

Please forward the following items to Christy Angkahan in the Public Works Department, Transportation Division, 620 W Foster Road, Santa Maria, CA Tel: 805-803-8780

- A certified, stamped Minute Order approving these recommendations
- One duplicate original executed amendment, one complete original amendment to remain with Clerk of the Board

Attachments:

Attachment A: First Amendment to Board Contract BC21278 (1 duplicate signature page)

Attachment B: Board Contract BC21278

Attachment C: BJE 008764

Attachment D: Notice of Exemption dated January 26, 2021

Authored by: Eric Pearson, P.E.