



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:** PW/Flood Control  
**Department No.:** 054  
**For Agenda Of:** April 1, 2025  
**Placement:** Administrative  
**Estimated Time:** N/A  
**Continued Item:** No  
**If Yes, date from:**  
**Vote Required:** Majority

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**TO:** Board of Directors, Flood Control and Water Conservation District

**FROM:** Department Chris Sneddon, Public Works Director, (805)568-3010  
Director(s)  
Contact Walter Rubalcava, Deputy-Director – Flood Control, (805) 568-3436  
Info:

**SUBJECT:** **Amendment to the Agreement for Services of Independent Contractor with Hamner, Jewell & Associates for the Lower Mission Creek Flood Control Project Reach 4, 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 Directors:

- a) Approve and authorize the Chair to execute Amendment No. 3 to the Agreement for Services of Independent Contractor with Beacon Integrated Professional Resources DBA: Hamner, Jewell & Associates (a Tri-County vendor) to provide real property services for the Lower Mission Creek Flood Control Project, Reach 4 (BC 20-123), increasing the contract amount from \$228,100 to a not to exceed of \$293,400, an increase of \$65,300 and updating the Fee Schedule to current year rates;
- b) Authorize an increase of \$6,530 to the contingency amount of \$22,810 to a total contingency amount of \$29,340 to the Agreement for Services with Hamner, Jewell & Associates for additional work that may be needed to complete the project;
- c) Delegate the Public Works Director or designee the authority to extend the term of the Agreement by up to one-year to December 31, 2027 without altering the contract amount, subject to the Board's ability to rescind this delegated authority at any time; and

d) Find that pursuant to the California Environmental Quality Act (CEQA) Guidelines section 15378(b)(5), the actions described above are organizational and administrative activities of government and are not a project as defined in CEQA. The Board approved and adopted the Environmental Impact Report/Environmental Impact Statement for the Lower Mission Creek Flood Control Project as well as the Findings, and Statement of Overriding Considerations on May 10, 2011, and therefore, no subsequent environmental documentation is required. The Findings, Statement of Overriding Considerations, Environmental Impact Report/Environmental Impact Statement, and associated information can be found at:

<http://santabarbara.legistar.com/LegislationDetail.aspx?ID=874496&GUID=D14C4C9B-DEDF-48CB-AB30-D52A228FB5A2>.

### **Summary Text:**

This item is on the agenda to approve Amendment No. 3 to the Agreement with Hamner, Jewell & Associates for real property services for Reach 4 for additional work necessary to complete the Lower Mission Creek Flood Control Project, Reach 4 (Attachment A). This project is in the City of Santa Barbara (City).

On August 18, 2020, the Board entered into an agreement with Hamner, Jewell & Associates for real property services for Reach 4 of the Lower Mission Creek Project (Attachment B). This agreement was subsequently amended by the Board on December 6, 2022 (Amendment 1) and by the Public Works Director, under Board authorization, on September 15, 2024 (Amendment 2), respectively resulting in a total contract amount of \$250,910 (\$228,100 plus contingency of \$22,810) and a term expiring on December 31, 2026 (Attachment C).

Hamner, Jewell & Associates actively coordinated and negotiated easement acquisitions necessary for the construction of Reach 4 of the Lower Mission Creek Flood Control Project. To date, easements across eight of nine properties (consisting of six permanent easements and eight temporary construction easements) have been obtained. Temporary agreements are typically required to have durations and end of date use clauses. Delays in the project beyond Hamner, Jewell & Associates' control, additional expenses outside of the original scope of work, including updating easement offers and negotiations to extend temporary agreements, require an increase in budget for the real property services contract to update and complete the easement actions for Reach 4. Delays in the project are primarily due to the Flood Control and Water Conservation District's (District's) responses to the 2023 and 2024 storm emergencies and associated budget impacts.

### **Background:**

The Lower Mission Creek Flood Control Project is a federal, U.S. Army Corps of Engineers project and has been under development since the 1960s. The City and the District, acting as local sponsors for the federal project, worked with the community in the 1990s to develop the current project that addresses the flood control concerns and environmental issues.

In 2001, the City certified the Environmental Impact Report (EIR)/Environmental Impact Statement (EIS) and approved the project for Lower Mission Creek, as did the U.S Army Corps of Engineers after the City’s approval. Since that time, federal funding for construction has not come forward and the City and the District have been working on finding opportunities to construct elements of the project as funding options arise. To date, the following project elements have been completed:

<b>Flood Control District Work</b>	<b>City Work</b>
Union Pacific Railroad Culvert work	Haley – De La Vina Bridge
Reach 1A-1	Ortega Street Bridge
Reach 1A-2	Cota Street Bridge
Reach 1B	Mason Street Bridge
Reach 2A	Gutierrez Street Bridge
Reach 2B-1	Chapala Street Bridge
Reach 2B-2	Cabrillo Blvd Bridge
Reach 3	De La Guerra Street Bridge

**Fiscal and Facilities Impacts:**

Budgeted: Yes

**Fiscal Analysis:**

<b>Funding Sources</b>	<b>Current FY Cost:</b>	<b>Annualized On-going Cost:</b>	<b>Total Amendment Cost:</b>
South Coast FZ			71,830.00
Other:			
Total	\$ -	\$ -	\$ 71,830.00

**Narrative:**

The contract cost is included in the FY 2024-25 Adopted Budget under the Flood Control District of the Public Works Department reflected on page D-334 in the budget book. Additional funds are budgeted in the proposed FY 2025-26 budget.

Funds are budgeted in Dept. 054, Fund 2610, Program 3005, Project SC8042, Line Item Account 8400.

No General Fund monies were utilized for this project.

This project is also included in the County’s Capital Improvement Program.

**Special Instructions:**

Direct the Clerk of the Board to email copies of the signed amendment and minute order of these actions to [clopez@countyofsb.org](mailto:clopez@countyofsb.org).

**Attachments:**

- Attachment A: Amendment No. 3 to the Agreement for Services of Independent Contractor with Beacon Integrated Professional Resources DBA: Hamner, Jewell & Associates for the Lower Mission Creek Flood Control Project, Reach 4
- Attachment B: Copy of the original Agreement for Services of Independent Contractor with Beacon Integrated Professional Resources DBA: Hamner, Jewell & Associates for the Lower Mission Creek Flood Control Project, Reach 4 (BC 20-123)
- Attachment C: Copies of Amendment Nos. 1 and 2 to Agreement for Services of Independent Contractor with Beacon Integrated Professional Resources DBA: Hamner, Jewell & Associates for the Lower Mission Creek Flood Control Project

**Authored by:**

Thomas Conti, PE, Civil Engineer Specialist, (805) 884-8074

## Exhibit A

