



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: 9/23/08  
Placement: Administrative  
Estimated Tme: N/A  
Continued Item: No  
If Yes, date from:  
Vote Required: Majority

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**TO:** Board of Supervisors

**FROM:** Department Scott McGolpin, Public Works Director, 568-3010  
Director(s)  
Contact Info: Mark Schleich, Public Works Deputy Director, 882-3603

**SUBJECT:** **Amendment No. 1 to the contract with EcoSystems Restoration Associates (a Division of P&D Consultants for biological consulting services for the Tajiguas Landfill Reconfiguration and Baron Ranch Restoration Project (3<sup>rd</sup> Supervisorial Districts)**

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**County Counsel Concurrence**

As to form: Yes

**Auditor-Controller Concurrence**

As to form: Yes

**Other Concurrence:** Risk Management

As to form: Yes

**Recommended Actions:** That the Board of Supervisors:

1. Approve and authorize the Chair to execute Amendment No. 1 (Attachment 1) to the contract with EcoSystems Restoration Associates (not a local vendor), to:
  - a. Add to the Scope of Work: "Supplemental Technical Services"
  - b. Amend the contracted budget for a net increase of \$45,440 from \$154,000 to \$199,440.

**Summary Text:**

On February 19, 2008 your Board approved a contract with EcoSystems Restoration Associates for consulting services related to biological support services (regulatory permitting and restoration planning) for the Tajiguas Landfill Reconfiguration and Baron Ranch Restoration Project for a not to exceed amount of \$154,000. The scope of this contract was preparation and submittal of permit application packages and related materials to the: U.S. Army Corps of Engineers in support of a Clean Water Act, Section 404 permit; U.S. Fish and Wildlife Service in support of a Endangered Species Act Section 7 Consultation; California Department of Fish and Game in support of a Streambed Alteration Agreement; and California Regional Water Quality Control Board in support of a Clean Water Act, Section 401 Water Quality Certification and preparation of a Biological Restoration Plan for compensatory mitigation on the Baron Ranch.

The Restoration Plan was completed in July 2008 and the applications were submitted to the various permitting agencies on July 24, 2008. Acquisition of the regulatory permits will require ongoing coordination and negotiations with the permitting agencies. Refinements and/or responses to questions regarding the Restoration Plan may also be necessary during the regulatory permit review process and during the CEQA process. These additional tasks are not included in the consultant's current scope of work.

Due to the addition to the scope of work, this project will require a contract increase of \$45,440; increasing the total contract amount of \$154,000 to \$199,440.

**Background:** On August 13, 2002, the Board of Supervisors certified an EIR (01-EIR-05) for, and approved, the Tajiguas Landfill Expansion Project (Front Canyon Expansion). RRWMD is in the process of implementing the expansion project and the Board has approved several contracts for construction of protective low permeability liners within the approved waste disposal areas. Resource Recovery and Waste Management Division (RRWMD) has identified a potential reconfiguration of a portion of the permitted waste footprint. The reconfiguration allows for better sediment management, reduces grading and grading-related impacts, provides for a significant cost savings as compared to the approved configuration, and would not change the landfill's permitted disposal capacity. The reconfiguration would impact two man-made in-channel sedimentation basins and a portion of upper Pila Creek (an ephemeral drainage). The in-channel sedimentation basins support a breeding population of the federally threatened California red-legged frog and other riparian resources are present within Pila Creek. Therefore, reconfiguration of the waste footprint requires compliance with the California Environmental Quality Act and approvals from various regulatory agencies including the United States Fish and Wildlife Service, the Army Corps of Engineers, California Department of Fish and Game, and the Regional Water Quality Control Board who have jurisdiction over the basins and Pila Creek. EcoSystem's Restoration Associates has assisted RRWMD with permitting, biological resource studies and restoration planning for the proposed Reconfiguration Project. Padre Associates Incorporated has been retained under separate Board contract to prepare the Subsequent Environmental Impact Report (EIR) for the project, which is expected to be available for public review in fall 2008.

**Fiscal and Facilities Impacts:** Funding for this amendment was not included in the FY 2008/09 Budget of the Resource Recovery & Waste Mgt. Enterprise Fund. There are funds available, however, in the Professional Services Line Item Account 7460 in Program 1750 from deferred costs associated with the South Coast Recycle & Transfer Station Improvements Project. The improvement project was budgeted in the amount of \$150,000 and no expenditures are anticipated for the current fiscal year.

<u>Funding Sources</u>	<u>Current FY Cost:</u>	<u>Annualized On-going Cost:</u>	<u>Total One-Time Project Cost</u>
General Fund			
State			
Federal			
Fees			
Enterprise Fund	\$ 199,440.00	\$ -	\$ 199,440.00
Total	\$ 199,440.00	\$ -	\$ 199,440.00

Narrative:

Engineering and environmental compliance projects are included in the enterprise fund's annual budget and are supported by facility tipping fees. The funding for this project is not anticipated to require the use of any of the enterprise fund reserves. Payment for services and/or reimbursement costs shall be

made upon the contractor's satisfactory performance, based on the scope and methodology contained in EXHIBIT A of the contract as determined by County staff.

**Special Instructions:**

Please send certified stamped copies of Amendment No. 1 and the minute order to March Schleich, Joddi Leipner, and Colleen Hankins in the Resource Recovery & Waste Management Division.

**Attachments:**

1. Amendment No. 1 to the Contract with EcoSystems Restoration Associates

**Authored by:** Joddi Leipner, Senior Engineering Environmental Planner, extension 3614