



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:** Flood Control  
**Department No.:** 054  
**For Agenda Of:** January 29, 2019  
**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 Scott D. McGolpin, Public Works Director, 568-3010  
Director(s)  
Contact Info: Thomas D. Fayram, Deputy Public Works Director, 568-3436

**SUBJECT:** North Avenue Storm Drain Improvement Project – East Phase, Fourth Supervisorial District

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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 Directors:

- a) Approve and authorize the Chair to execute “Joint Exercise of Powers Agreement” with the City of Lompoc to share services for the North Avenue Storm Drain Improvement Project – East Phase;
- b) Approve plans and specifications for the North Avenue Storm Drain Improvement Project – East Phase;
- c) Award the construction contract for the North Avenue Storm Drain Improvement Project – East Phase, in the amount of \$299,822.70 (including \$35,000 in itemized supplemental work) to the lowest responsible bidder Cedro Construction, Inc. (a tri-county vendor), subject to the provisions of documents and certifications, as set forth in the plans and specifications applicable to the project and as required by law;
- d) Approve and authorize the Chair to execute the attached Construction Contract upon return of the contractor’s executed contract documents, and the review and approval of the County Counsel, Auditor-Controller, and Risk Manager or their authorized representatives;

- e) Authorize the Public Works Director or designee to approve changes or additions to the work being performed under the Construction Contract, in an amount not to exceed \$27,491.14 for the North Avenue Storm Drain Improvement Project – East Phase;
- f) Approve and authorize the Chair to execute the Agreement for Services of Independent Contractor with Filippin Engineering (a local vendor) to provide construction management and inspection services for the North Avenue Storm Drain Improvement Project – East Phase, for the period of January 29, 2019 through December 31, 2019 in an amount not to exceed \$102,168;
- g) Authorize the Public Works Director or designee to approve amendments to the professional services agreement with Filippin Engineering in an amount not to exceed \$10,216.80;
- h) Determine that the North Avenue Storm Drain Improvement Project – East Phase to be carried out is for the benefit of a single zone; and
- i) Determine that the North Avenue Storm Drain Improvement Project was found by the Board to be exempt from the provisions of the California Environmental Quality Act, pursuant to State California Environmental Quality Act Guidelines Section 15304, Minor Alterations to Land, on Nov. 11, 2011, upon approval of the project; that a Notice of Exemption was filed on that basis, and the proposed action is within the scope of that Notice of Exemption. The Notice of Exemption and associated information can be found at:  
<http://santabarbara.legistar.com/LegislationDetail.aspx?ID=994641&GUID=35A2884C-5835-446F-A3F6-C2C0A644ECFF>

**Summary Text:**

This item is on the agenda in order to obtain authorization to execute the amended and restated Joint Exercise of Powers Agreement with the City of Lompoc, to award the construction contract, approve the construction management and inspection contract, and to approve the plans and specifications for North Avenue Storm Drain Improvement Project – East Phase.

On December 11, 2018, the Flood Control District received four bids for the North Avenue Storm Drain Improvement Project – East Phase. Cedro Construction, Inc. submitted the lowest responsive bid in the amount of \$299,822.70. The second lowest responsive bid was in the amount of \$309,469.65. The highest responsive bid was in the amount of \$492,234. The engineer’s construction cost estimate was \$425,902.

This project was bid in accordance with the Public Contract Code, which requires the contract to be awarded to the lowest responsible and responsive bidder. The Department analyzed the bids and determined the low bid is responsive and responsible. Public Works recommends awarding this contract to Cedro Construction, Inc.

Filippin Engineering is on the Prequalified Consultant List for Professional Services for construction management for the Public Works Department. The Board approved the Prequalified Consultant list in January 2018. In 2017, the Public Works Department requested Statement of Qualifications for ten professional services categories and conducted a fair, competitive selection process. Filippin was

selected for this project based on their demonstrated competence and professional qualification to enter into an agreement to provide full-time construction inspection and material testing services needed for this project.

**Background:**

The North Avenue Storm Drain Improvement Project – East Phase is the second of a two-phased project, which will provide additional storm water inlet structures and storm drainpipes at the intersection of H Street and North Avenue in the City of Lompoc (City). The Flood Control District (District) and City staff have worked together for many years to prioritize drainage improvements in the City. This project has been identified by the City as high priority due to the lack of sufficient drainage controls in this area.

The West Phase portion of this project was completed in January of 2013. Construction of the East Phase, which is the final phase of the project, is anticipated to begin in April of 2019.

Pursuant to the Joint Exercise of Powers Agreement for the North Avenue Storm Drain Improvement Project (“Prior Agreement”) between the District and the City approved by the Board on November 15, 2011, and the amended Joint Exercise of Powers Agreement for the North Avenue Storm Drain Improvement Project – East Phase, recommended for approval in this Board action, the District will fund the design and construction costs, excluding costs for street lamp relocation, for both phases of the North Avenue Storm Drain Improvement Project. All of the constructed facilities will be owned, operated, and maintained by the City. This phase will complete the project.

**Fiscal and Facilities Impacts:**

Budgeted: Yes

<b><u>Funding Sources</u></b>	<b><u>Current FY Cost:</u></b>	<b><u>Annualized On-going Cost:</u></b>	<b><u>Total One-Time Project Cost</u></b>
Lompoc City FZ			\$ 439,698.64
State			
Federal			
Fees			
Other:			
<b>Total</b>	\$ -	\$ -	\$ 439,698.64

**Fiscal Analysis:**

Narrative:

Costs for this project were included in the Adopted FY 2018-19 budget in the Water Resources Division of the Public Works Department as shown on page D-309. No General Fund monies will be utilized for this project.

The project is also included in the 2018-2023 Capital Improvement Program on page D-124.

**Special Instructions:**

Direct the Clerk of the Board to send a copy of the Joint Exercise of Powers Agreement, two originals of the Agreement with Filippin Engineering, an original of the Agreement with Cedro Construction, Inc. and a copy of the minute order of these actions to the Flood Control District office: Attn: Christina Lopez.

**Attachments:**

- Attachment A - Joint Exercise of Powers Agreement – North Avenue Storm Drain Improvement Project – East Phase
- Attachment B - 2011 Joint Exercise of Powers Agreement – North Avenue Storm Drain Improvement Project (Prior Agreement)
- Attachment C - Plans and Specs
- Attachment D - Agreement w/Cedro Construction, Inc. (2 originals and includes the contract summary)
- Attachment E - Agreement for Services of Independent Contractor with Filippin Engineering (3 originals and includes the contract summary)

**Authored by:**

Karen Sullivan, Civil Engineer, 568-3458

# North Avenue Storm Drain Project – East Phase

## PROJECT LOCATION MAP

