



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:** July 16, 2019  
**Placement:** Administrative  
**Estimated Tme:** 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, (805) 568-3010  
Director(s)  
Contact Info: Thomas D. Fayram, Deputy Public Works Director, (805) 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: N/A

**Other Concurrence: Risk Management**

As to form: Yes

**Recommended Actions:**

That the Board of Directors:

- a) Approve and authorize the Chair to execute Amendment No. 1 to the Agreement for Services of Independent Contractor with Filippin Engineering (a local vendor) for construction management and inspection services for the North Avenue Storm Drain Improvement Project – East Phase, increasing the contract amount of \$102,168 by \$23,000 for a revised total not-to-exceed contract amount of \$125,168, and increasing the contingency amount of 10,216.80 by \$2,300, for a revised total contingency amount of \$12,516.80;
- b) Authorize the Public Works Director or designee to approve additions to the work performed under the Agreement for Services of Independent Contractor with Filippin Engineering; and
- c) 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:

C:\Users\cdownie\AppData\Local\Microsoft\Windows\INetCache\Content.Outlook\OC7XNC1W\NorthAve\_FE Contract Amend1 (BL) (FINAL).docx

!BoardLetter2006.dot v 1106c

<http://santabarbara.legistar.com/LegislationDetail.aspx?ID=994641&GUID=35A2884C-5835-446F-A3F6-C2C0A644ECFF>

**Summary Text:**

This item is on the agenda to approve and authorize Amendment No. 1 to the Agreement with Filippin Engineering.

On January 29, 2019, the Board entered into an agreement with Filippin Engineering to provide construction management and inspection services for the North Avenue Storm Drain Improvement Project – East Phase in the amount of \$102,168 plus a contingency authorized in the amount of \$10,216.80.

Costs for construction management and inspection services are directly related to the operations and efficiencies of the construction contractor. The vast majority of projects result in construction management and inspection services coming in within the original contract amount. On this project, although the project will be completed within the contract time allotted, an inordinate amount of construction management was required due to the contractor’s inefficiencies. The District requests that the Board authorize and approve Amendment No. 1 which compensates Filippin Engineering for additional construction management and inspection service costs resulting from 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 drain pipes 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 will be completed this summer.

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, approved by the Board on January 29, 2019, 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.

**Fiscal and Facilities Impacts:**

Budgeted: Yes

**Fiscal Analysis:**

<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			\$ 137,684.80
State			
Federal			
Fees			
Other:			
Total	\$ -	\$ -	\$ 137,684.80

**Narrative:**

Costs for this phase of the project are included in the adopted 2019-20 budget in the Water Resources Division of the Public Works Department as shown on page D-305 in the budget book. No General Fund monies will be utilized for this project.

This project is also included in the 2019-2024 County’s Capital Improvements Program on page D115.

**Special Instructions:**

Direct the Clerk of the Board to send two originals of Amendment No. 1 to the Agreement with Filippin Engineering and a copy of the minute order of these actions to the Flood Control District office, Attn: Christina Lopez.

**Attachments:**

- Attachment A - Amendment No. 1 to the Agreement for Services of Independent Contractor w/ Filippin Engineering (includes contract summary)
  
- Attachment B - Copy of Agreement for Services of Independent Contractor w/ Filippin Engineering (original agreement)

**Authored by:**

Karen Sullivan, Civil Engineer, (805) 568-3458

**North Avenue Storm Drain Improvement Project – East Phase**

**PROJECT LOCATION MAP**

