



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: 06/17/14
Placement: Administrative
Estimated Tme: N/A
Continued Item: No
If Yes, date from:
Vote Required: Majority

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: Las Vegas/San Pedro Creeks Capacity Improvement Project, Second Supervisorial District

County Counsel Concurrence

As to form: Yes

Other Concurrence: Yes

As to form: Risk Management

Auditor-Controller Concurrence

As to form: Yes

Recommended Actions:

- a) Approve and authorize the Chair to execute Reimbursement Agreements with the following fiber optic companies to reimburse for relocation costs of their facilities in advance of the Union Pacific Railroad (UPRR) railroad bridge construction:
 - 1) CenturyLink, Inc. for a total contract amount not to exceed \$220,616.87,
 - 2) Sprint Communications Company, L.P. for a total contract amount not to exceed \$494,649.
 - 3) MCI Communications Services, Inc. for a total contract amount not to exceed \$87,492.
- b) Authorize the Public Works Director to advertise and receive bids for the Conform Grading portion of the Las Vegas San Pedro Creeks Capacity Improvement Project; and
- c) Determine, pursuant to 14 CCR 15162, that a Mitigated Negative Declaration (MND) was adopted for the Las Vegas-San Pedro Creeks Capacity Improvement Project on October 4, 2011 <http://santabarbara.legistar.com/LegislationDetail.aspx?ID=983726&GUID=3C81EDE1-E69A-4FAA-A743-0099299F0EED> and an Addendum to the MND was approved on April 10, 2012 <http://santabarbara.legistar.com/LegislationDetail.aspx?ID=1103714&GUID=F3ACBE62-BDEE-41C5-94D7-EB0E733B7BC8>, that no substantial changes are proposed in the project, no substantial changes have occurred with respect to the circumstances under which the project is

undertaken, and no new information of substantial importance has been received with respect to the project or the mitigation measures, and therefore no new EIR or Negative Declaration is required for the approval of the recommended actions.

Summary Text:

On May 7, 2013, the Board of Directors of the County Flood Control District (District) received a report on the status of the Las Vegas/San Pedro Creeks Capacity Improvement Project. At that time, the Board authorized and directed the Public Works Director to negotiate a reimbursement agreement with the Union Pacific Railroad (UPRR) for the construction of the enlarged railroad bridges over Las Vegas and San Pedro Creeks.

There are five fiber optic carriers located along the UPRR railroad tracks and some of their facilities need to be relocated prior to the reconstruction of the UPRR bridges. The fiber carriers perform their own planning, engineering and construction and the District reimburses the fiber carriers for these services. Now that the design for the relocation has been completed, two of the carriers have determined that their facilities will not need to be relocated for this project. To cover reimbursement of construction relocation costs, staff recommends that the Chair of the Board approve and authorize execution of the Reimbursement Agreements with the fiber optic companies listed. The total not to exceed contract amounts are based on cost estimates plus a 15% contingency.

The reimbursement agreement with UPRR for the construction of the railroad bridges will also be brought to the Board in the near future.

The District will be bidding and administering the construction of the “Conform Grading” project which covers the transitional work between the UPRR and Caltrans’ rights- of- way along San Pedro Creek, and also downstream of the UPRR right of way along San Pedro and Las Vegas Creeks. That work will occur shortly after the completion of the UPRR bridge reconstructions. Project landscaping and irrigation are not included in the Conform Grading construction contract and the cost of this work is anticipated to allow for a separate, negotiated, contract, in conformance with the California Public Contract Code.

On January 14, 2014, the Board authorized the District to proceed with right-of-way negotiations. Easements will be brought back in the future to the Board for acceptance.

The Las Vegas/San Pedro Creeks Capacity Improvement Project has been included in the County’s Capital Improvement Program since 2000. Coordination between the multiple agencies, completion of CEQA, and ultimately Caltrans funding have driven the project schedule. The project could not move forward until the Caltrans work was funded.

Background:

Serious flooding in the Goleta area occurred in 1995 and again several times since on Las Vegas and San Pedro Creeks, above U.S. 101. This flooding was a result of the culverts at Calle Real and U.S. 101 being overwhelmed and flood waters backing up into the adjacent residential areas. In addition to the flooded homes and businesses, U.S. 101 has been closed several times due to flooding. U.S. 101 is a critical transportation facility for the County, especially during flood emergencies, for moving equipment, material, and general emergency response.

As a result, the District led a multi-agency coordinated effort to address the issue. The agencies involved include the County Flood Control District, City of Santa Barbara, City of Goleta, Caltrans, UPRR, and several permitting agencies. As a part of the effort, the District was the lead agency for initiation and completion of CEQA for all elements of the project. On October 4, 2011, your Board certified a Mitigated Negative Declaration (MND) #11-NGD-0000-00008 for the project. Concurrently, Caltrans was the lead agency for NEPA, secured funding for the work to replace the culverts under U.S. 101, and is currently under construction.

Final design of the UPRR replacement railroad bridges has been completed and District staff has secured the regulatory permits needed for the work.

Fiscal and Facilities Impacts:

Budgeted: Yes

Narrative:

Fiscal Analysis:

General Fund					
State					
Federal					
Fees					
South Coast FZ	\$	802,757.87			
Total	\$	802,757.87	\$	-	\$ -

This project has been ongoing and has been included in budget for the past several of years. These costs as well as construction of the UPRR bridges were included in the proposed FY 14-15 budget in the Water Resources Division in the Public Works Department

To preserve the competitive bidding process for Public Contracts, bid results and construction costs of the Conform Grading project will be provided after the bid opening and when the construction contract comes before the Board for approval. No General Fund monies will be utilized with this project.

The project is also included in the County’s Capital Improvement Program on page B-142.

Special Instructions:

Direct the Clerk of the Board to send certified copies of the minute order of this actin to the Flood Control District office, Attn: Christina Lopez and to Purchasing, Attn: Mark Masoner

Attachments:

- Reimbursement Agreement w/MCI
- Reimbursement Agreement w/Sprint
- Reimbursement Agreement w/CenturyLink, Inc.

Authored by: Jon Frye, Civil Engineer Manager, 568-3444