



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: February 13, 2024
Placement: Administrative
Estimated Time: N/A
Continued Item: No
If Yes, date from:
Vote Required: 4/5

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

FROM: Department Scott D. McGolpin, Public Works Director, (805) 568-3010
Director(s)
Contact Walter Rubalcava, Deputy Director - Water Resources, (805) 568-3436
Info:

SUBJECT: Agreement for Services of Independent Contractor with Cannon Corporation for Construction Management & Inspection of the Village Square Offsite Storm Drain, Fourth Supervisorial District

County Counsel Concurrence

As to form: Yes

Other Concurrence: Risk Management and CEO Budget

As to form: Yes

Recommended Actions:

That the Board of Directors:

- a) Approve, ratify, and authorize the Chair to execute an Agreement for Services of Independent Contractor with Cannon Corporation (tri-county vendor) for Construction Management and Inspection services of the Village Square Offsite Storm Drain for a period of performance from April 12, 2023 through December 31, 2024. This Agreement converts a Purchase Order to a Board Contract and increases funding to \$165,356.00 and increasing the contingency to a total contingency \$16,535.60 for a total not to exceed amount of \$181,891.60, inclusive of the contract amount of \$127,406.00 plus a contingency \$12,740.60 for a total of \$140,146.60; under Purchase Order CN4461;
- b) Approve and authorize the Public Works Director, or designee, to make immaterial changes in accordance with Section 34 of the Agreement, to make amendments to the Agreement with Cannon Corporation in an amount not to exceed the contingency of \$16,535.60, and to extend the term of the Agreement by up to one-year to complete the work within the scope of the Agreement;
- c) Approve Budget Revision Request (BJE No. 0009485) to increase appropriations of \$200,000 in Public Works Los Alamos Flood Zone Fund for Services and Supplies funded by an increase to Charges for Services for the Village Square Drainage Project (Attachment C); (4/5 vote required); and

Auditor-Controller Concurrence

As to form: Yes

- d) Determine that the off-site storm drain improvements for Tract Map 14,608 were previously found by the District, pursuant to the California Environmental Quality Act Guidelines Section 15162, to be within the scope of the environmental review documents for the Project [Environmental Impact Report (05EIR-00000-00005) previously certified September 7, 2005], and that the recommended administrative action is within the scope of that determination.

Summary Text:

This item is on the agenda to approve, ratify, and authorize the Chair to execute an Agreement for Services of Independent Contractor with Cannon Corporation (Attachment A) for construction management and inspection services for the offsite storm drain as part of the Village Square Subdivision, convert Purchase Order CN4661 (Attachment B) to a Board Contract, and approve a Budget Revision Request BJE No. 0009485 (Attachment C).

Service Contract (CN4461) began in the form of a Purchase Order but due to contract amount limitations, we now aim to add a board contract towards completing this effort.

The Board Contract conversion provides additional budget for updates to the scope as a result of difficult field conditions, revisions to the design, and increased inspection service requirements. This Board Contract is necessary to complete the construction management and inspection of the storm drain system.

As a Flood Control District condition of approval of the Village Square Subdivision, TM 14,608, the developer is required to construct off-site storm drain improvements to adequately convey off-site drainage that historically crossed the subdivision area through and around the site finally reaching the San Antonio Creek. The off-site storm drain improvements are of such a size and nature that the Flood Control District is agreeable to accept ownership and future maintenance responsibilities of the facilities due to the regional flood control improvement to the area.

Background:

The Final Map for Tract No. 14,608 was approved by the Board on December 13, 2022. In the fall of 2023, the developer for the Village Square Subdivision (TM 14,608) began construction of various elements of the drainage system with close District coordination. Cannon Corporation has performed construction management and inspections services to ensure drainage facilities are being built to County standards and acceptable design engineer changes. As provided by the Agreement between the Flood Control District and the Developer for Construction and Dedication of Flood Control Improvements in the Los Alamos Community, all construction inspection, easement dedication, and District staff costs are being funded by the developer.

Fiscal and Facilities Impacts:

Budgeted: Budget Revision Included

Narrative:

Budget Revision Request (BJE No. 0009485) increases appropriations of \$200,000 in Public Works Los Alamos Flood Zone Fund for Services and Supplies funded by an increase to Charges for Services for the Village Square Drainage project.

Development review for private developments is an ongoing program in the Flood Control District. Costs for staff review, construction management, inspection, and other project costs will be reimbursed by the developer. Once the facilities are built and accepted by the Flood Control District, the ongoing maintenance costs will be included in our maintenance program in the Los Alamos Flood Zone.

No General Fund monies will be utilized with this project.

Special Instructions:

Direct the Clerk of the Board to email a copy of the signature page of the Agreement for Services of Independent Contract with Cannon Corporation and the minute order of these actions to clopez@countyofsb.org

Attachments:

- Attachment A - Agreement for Services of Independent Contractor with Cannon Corporation for Construction Management and Inspection Services for the Village Square Offsite Storm Drain (an original including BC summary)
- Attachment B - Copy of the Purchasing Service Contract with Cannon Corporation for Construction Management and Inspection Services for the Village Square Offsite Storm Drain Project (CN4461)
- Attachment C - Budget Revision Request (BJE No. 0009485)

Authored by:

Hansel Corsa, Civil Engineer, (805) 803-8784

Figure 1: Off-site storm drain improvements for Tract Map 14,608

