



**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:** August 23, 2016  
**Placement:** Administrative  
**Estimated Time:** 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:** Lower Mission Creek Flood Control Project Reaches 3 and 4,  
First Supervisorial District

---

**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 the Agreement for Services of Independent Contractor with Bengal Engineering (a local vendor) to provide engineering design services for the Lower Mission Creek Flood Control Project, Reaches 3 and 4, for the period of August 23, 2016 through December 31, 2018 in an amount not to exceed \$362,575.00;
- b) Authorize the Public Works Director or designee to approve amendments to the professional services agreement with Bengal Engineering in an amount not to exceed \$36,257.50; and
- c) Find that pursuant to the California Environmental Quality Act Guidelines section 15162, no substantial changes are proposed, there are no substantial changes in circumstances and no new information of substantial importance has come to light regarding environmental effects of the project or feasibility of mitigation measures and, therefore, this action is within the scope of the project covered by the Environmental Impact Report/Environmental Impact Statement for the Lower Mission Creek Flood Control Project as well as the Findings, and Statement of Overriding Considerations approved and adopted by the Board on May 10, 2011, and therefore, no subsequent environmental document is required. The Findings, Statement of Overriding Considerations,

Environmental Impact Report/Environmental Impact Statement, and associated information can be found at: <http://santabarbara.legistar.com/LegislationDetail.aspx?ID=874496&GUID=D14C4C9B-DEDF-48CB-AB30-D52A228FB5A2>

### **Summary Text:**

This item is on the agenda in order to obtain Board approval and authorization to execute an agreement for design services for the Lower Mission Creek Flood Control Project Reaches 3 and 4.

The City of Santa Barbara (City) and the Flood Control District's (District) previous efforts had focused on implementation of elements of the Lower Mission Creek Flood Control Project below US 101. Those elements of the project are complete or expected to be completed by the summer of 2017. Reaches 3 and 4 represent the first elements of the project located entirely upstream of US 101. Reach 3 is a portion of the open channel between US 101 and Gutierrez Street and Reach 4 is a portion of the open channel between Gutierrez Street and Haley Street (see Exhibit 1). Reach 3 will tie into Reach 2B-2 on its downstream end, where a bypass culvert will extend across US101. A project to replace the Gutierrez Street Bridge is currently being designed by the City.

Bengal Engineering was selected to enter into an agreement to provide design services needed for this phase of the project. Bengal provided similar services on Reaches 1A, Phase 1, and 1B and has thorough insight into this project. Bengal Engineering is also on the Public Works Department's list of pre-qualified firms and is a local vendor.

### **Background:**

The Lower Mission Creek Flood Control Project is a U.S. Army Corps of Engineers project and has been under development since the 1960s. The City and the District, acting as local sponsors for the federal project, worked with the community in the 1990s to develop the current project that addresses the flood control concerns and environmental issues.

In 2001, the City certified the EIR/EIS and approved the project for Lower Mission Creek as did the U.S Army Corps of Engineers subsequent to the City's approval. Since that time, federal funding for construction has not come forward and the City and the Flood Control District have been working on finding opportunities to construct elements of the project as funding options arise. To date, the following project elements have been completed:

#### **Flood Control District Work**

Union Pacific Railroad Culvert work  
Reach 1A-1  
Reach 1A-2  
Reach 2B-1  
Reach 1B

#### **City Work**

Haley – De La Vina Bridge  
Ortega Street Bridge  
Cota Street Bridge

### **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>
South Coast FZ	\$ 398,832.50		
State			
Federal			
Fees			
Other:			
Total	\$ 398,832.50	\$ -	\$ -

**Fiscal Analysis:**

Narrative:

This phase of the project was included in the adopted FY 2016-17 budget under the Water Resources Division of the Public Works Department as shown on page D-302 in the budget book. No General Fund monies will be utilized by this project.

This project is also included in the County Capital Improvement Program on page D-148.

**Key Contract Risks:**

Key risk factors for these agreements are low.

**Special Instructions:**

Direct the Clerk of the Board to send two copies of the Agreement with Bengal Engineering Inc. and a copy of the minute order of this action to the Flood Control District office: Attn: Christina Lopez.

**Attachments:**

Attachment A - Agreement for Services of Independent Contractor with Bengal Engineering Inc. (3 originals) includes contract summary

**Authored by:**

Matt Griffin, Civil Engineer Specialist, 884-8074

## Exhibit 1

