



County of Santa Cruz

PARKS, OPEN SPACE & CULTURAL SERVICES

979 17 th AVENUE, SANTA CRUZ, CA 95062

(831) 454-7900 FAX: (831) 454-7940 TDD: (831) 454-7978

BARRY C. SAMUEL, DIRECTOR

October 16, 2000

AGENDA: October 24, 2000

BOARD OF SUPERVISORS
County of Santa Cruz
701 Ocean Street
Santa Cruz, CA 95060

SUBJECT: RECOMMENDATION OF AWARD OF CONTRACT FOR NORTH COAST BEACHES PROJECT PHASE I, SCOTT CREEK BEACH, FEDERAL PROJECT NO. STPLE- 5936(004) COUNTY PROPOSAL NUMBER 99C 1-020

Dear Members of the Board:

On September 26, 2000, your Board deferred the award of the contract for the North Coast Beaches Project Phase I, Scott Creek Beach until October 24, 2000. This deferral was necessary in order to put together the financing package and associated documents for the project. The two bids which were received do not include a restroom building. We are working with the Coastal Conservancy to delete the restroom from the project. Reber Construction Company submitted the low bid in the amount of \$506,293, while Granite Construction submitted the second lowest bid at \$588,588. The engineers estimate for the project was \$505,977.

The financing for the Scott Creek Beach project is supported from three different grant sources as well as f&ding from the Off-Road Vehicle fund and CSA-11 residual funds. The grant sources include: (1) Transportation Enhancement Activities Program (TEA) \$290,000; (2) State Coastal Conservancy original grant funds \$60,000 and grant amendment funds \$32,500; (3) Congestion Mitigation and Air Quality Improvements (CMAQ) \$155,000. The other funding contributions are from the Off-Road Vehicle Fund \$40,000 and CSA-11 residual funds \$19,284.

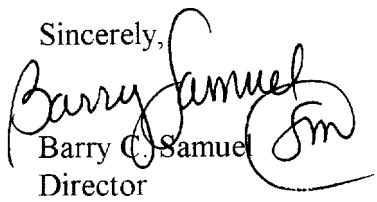
To move forward with the project, the grant funding will need to be accepted by your Board through the adoption of resolutions accepting unanticipated revenue. In addition, the Program Supplement Agreement between the County and the State Department of Transportation for the TEA funding will need to be approved by your Board as well as the amendment to the State Coastal Conservancy Agreement. The Program Supplement Agreement for the CMAQ grant funds has not been issued by the State Department of Transportation, but will be forthcoming.

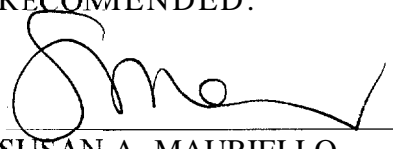
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Due to the complex nature of this project, there will be a need for supplemental contracts which include: resident engineer, on-site archaeologist, and environmental consultant. These contracts will be brought before your Board for approval on or before November 14, 2000.

It is therefore RECOMMENDED that your Board take the following actions:

1. Adopt the resolution and approve the agreement accepting the terms as set forth in the Program Supplement No. MO24 to Local Agency State Agreement for Federal-Aid Project No. 05-5936 in the amount of \$290,000 for the North Coast Beaches Project, Phase I, Scott Creek Beach and authorize the Director of Parks to sign the agreement on behalf of the County.
2. Adopt the resolution accepting unanticipated revenue from the California Coastal Conservancy in the amount of \$32,500 for the North Coast Beaches Project, Phase I, Scott Creek Beach and approve the Grant Agreement No. 90-095, Amendment 4 and authorize the Director of Parks to sign the agreement on behalf of the County.
3. Adopt the resolution accepting unanticipated revenue from the Congestion Mitigation and Air Quality Improvement Program in the amount of \$155,000 for the North Coast Beaches Project, Phase I, Scott Creek Beach and authorize the Director of Parks to sign the agreement on behalf of the County.
4. Award a contract to Reber Construction Company in the amount of \$506,293 for the North Coast Beaches Project, Phase I, Scott Creek Beach and authorize the Director of Parks to sign the contract and take related actions on behalf of the County.
5. Authorize the Director of Parks to approve change orders for the Reber Construction Company contract for the North Coast Beaches Project, Phase I, Scott Creek Beach up to the amount of \$50,629 on behalf of the County.

Sincerely,

 Barry C. Samuel
 Director

RECOMENDED:

 SUSAN A. MAURIELLO
 County Administrative Officer

BCS:ro

Attachments: AUD 60, ADM 29
Attachment A-E

cc: County Administrative Office, County Counsel, Auditor-Controller, General Services Department, Parks, Open Space and Cultural Services, State Coastal Conservancy, State Department of Transportation, Contractor

ATTACHMENT A

PROGRAM SUPPLEMENT NO. MO24
 to
 ADMINISTERING AGENCY-STATE AGREEMENT
 FOR FEDERAL-AID PROJECTS NO. 05-5936

Date: September 14, 2000 0327
 Location: 05-SCR-O-CR
 Project Number: STPLE-5936(004)
 E.A. Number: 05-068014

This Program Supplement is hereby incorporated into the Agency-State Agreement for Federal Aid which was entered into between the Agency and the State on 06/29/97 and is subject to all the terms and conditions thereof. This Program Supplement is adopted in accordance with Article I of the aforementioned Master Agreement under authority of Resolution No. _____, approved by the Agency on _____ (See copy attached).

The Agency further stipulates that as a condition to payment of funds obligated to this project, it accepts and will comply with the covenants or remarks set forth on the following pages.

PROJECT LOCATION:

In Santa Cruz County along SR 1 @ Scott Creek Beach

TYPE OF WORK : Const bus stop, boardwalk

LENGTH: 0.1 (MILES)

PROJECT CLASSIFICATION OR PHASE(S) OF WORK

Preliminary Engineering Right-Of-Way Construction
 Construction Engineering

| Estf.mated Cost | Federal Funds | | Matching Funds | | |
|-----------------|---------------|--------------|----------------|--------|--------|
| | Q22 | \$290,000.00 | LOCAL | | OTHER |
| \$588,853.00 | | | \$298,853.00 | \$0.00 | \$0.00 |

SANTA CRUZ COUNTY

STATE OF CALIFORNIA
 Department of Transportation

By _____

By _____

Date _____

Chief, Office of Local Programs
 Project Implementation

Attest _____

Date _____

Title _____

I hereby certify upon my personal knowledge that budgeted funds are available for this encumbrance:

Accounting Officer *[Signature]* Date 9.26.00 \$290,000.00

| Chapter | Statutes | Item | Year | Program | BC | Category | Fund Source | AMOUNT |
|---------|----------|--------------|-----------|---------------|----|----------|-------------|------------|
| 52 | 2000 | 2660-101-890 | 2000-2001 | 20.30.010.810 | C | 262040 | 892-F | 290,000.00 |

51

BEFORE THE BOARD OF SUPERVISORS
OF THE COUNTY OF SANTA CRUZ, CALIFORNIA

RESOLUTION NO. _____

On the motion of Supervisor
duly seconded by Supervisor
The following Resolution is adopted:

RESOLUTION ACCEPTING THE TERMS AS SET FORTH IN
THE PROGRAM SUPPLEMENT NO. MO24 TO LOCAL AGENCY-STATE AGREEMENT
FOR FEDERAL -AID PROJECT NO. 05-5936, FOR THE FOLLOWING PROJECT:

NORTH COAST BEACHES PROJECT,
PHASE 1,
SCOTT CREEK BEACH

WHEREAS, the United States Congress has enacted the Intermodal Surface Transportation Efficiency Act of 1991, which is intended to provide over 200 million in Federal dollars over a 6-year period as matching funds to local, state, and federal agencies and non-profit entities for transportation enhancement activities; and

WHEREAS, the Department of Parks, Open Space and Cultural Services has submitted and received notification of a grant award in the amount of \$290,000; and

WHEREAS, the grant recipient must enter into an agreement with the State of California to carry out the North Coast Beaches Project, Phase 1, Scott Creek Beach;

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of the County of Santa Cruz:

1. Approve the terms of the Program Supplement No. MO24 to Local Agency-State Agreement For Federal-Aid Projects No. 05-5936 for construction associated with the North Coast Beaches, Phase 1, Scott Creek Beach;
2. Appoints Barry C. Samuel, Director of the Department of Parks, Open Space and Cultural Services, as agent of the County of Santa Cruz, California, to conduct all negotiations, execute and submit all documents, including, but not limited to, agreements, payment requests, etc., which may be necessary for the completion of the aforementioned project.

(Page 2)

PASSED AND ADOPTED by the Board of Supervisors of the County of Santa Cruz, State of California, this 24th day of October, 2000, by the following vote:

AYES: SUPERVISORS
NOES: SUPERVISORS
ABSENT: SUPERVISORS

Chairperson of said Board

ATTEST: _____
Clerk of said Board

Approved as to form:



Assistant County Counsel

DISTRIBUTION: Supervisor Wormhoudt
CAO
County Counsel
Auditor-Controller
POSCS
Caltrans

STANDARD AGREEMENT, APPROVED BY THE
 STD. REV. 1-91 ATTORNEY GENERAL

0330

| | |
|--|------------------|
| CONTRACT NUMBER 90-095 | AM. NO. 4 |
| TAXPAYERS FEDERAL EMPLOYER IDENTIFICATION NUMBER | |

THIS AGREEMENT, made and entered into this _____ day of _____
 in the State of California, by and between State of California, through its duly elected or appointed, qualified and acting

| | | |
|---|-------------------------------------|-----------------------------------|
| TITLE OF OFFICER ACTING FOR STATE Executive Officer | AGENCY State Coastal Conservancy | hereafter called the State, and |
| CONTRACTOR'S NAME County of Santa Cruz | | , hereafter called the Contractor |

WITNESSETH: That the Contractor for and in consideration of the covenants, conditions, agreements, and stipulations of the State hereinafter expressed, does hereby agree to furnish to the State services and materials as follows: (Set forth service to be rendered by Contractor, amount to be paid Contractor, time for performance or completion, and attach plans or specifications, if any.)

The State Coastal Conservancy ("the Conservancy") and the County of Santa Cruz ("the grantee") agree to amend their existing Agreement No. 90-095 as follows:

(Continued on the following page)

CONTINUED ON _____ SHEETS, EACH BEARING NAME OF CONTRACTOR AND CONTRACT NUMBER.

The provisions on the reverse side hereof constitute a part of this agreement.
 IN WITNESS WHEREOF, this agreement has been executed by the parties hereto, upon the date first above written.

| STATE OF CALIFORNIA | CONTRACTOR |
|---|--|
| AGENCY State Coastal Conservancy | CONTRACTOR (If other than an individual, state whether a corporation, partnership, etc.) County of Santa Cruz |
| BY (AUTHORIZED SIGNATURE) > | BY (AUTHORIZED SIGNATURE) > |
| PRINTED NAME OF PERSON SIGNING William Ahern | PRINTED NAME AND TITLE OF PERSON SIGNING Barry C. Samuel, Director |
| TITLE Executive Officer | ADDRESS Parks, Open Space & Cultural Services 979 - 17th Avenue, Santa Cruz, CA 95062 |

| | | |
|--|--|---------------------------------------|
| AMOUNT ENCUMBERED BY THIS DOCUMENT \$ 32,500.00 | PROGRAM/CATEGORY (CODE AND TITLE) Capital Outlay/Other Local Assistance | FUND TITLE General Fund/ WC&PCF |
| PRIOR AMOUNT ENCUMBERED FOR THIS CONTRACT \$ 325,000.00 | (OPTIONAL USE) Santa Cruz North Coast Beaches | |
| TOTAL AMOUNT ENCUMBERED TO DATE \$ 357,500 | ITEM 3760-301-0001(1)=32,500 3760-610-0786(3)=325,000 | CHARTER 52 467 |
| | | STATUTE 2000 1990 |
| | | FISCAL YEAR 00/01 90/91 |
| | OBJECT OF EXPENDITURE CODE AND TITLE) Access | |

Department of General Services
 Use Only
 I Certify that this grant agreement/
 amendment is exempt from
 Department of General Services approval.

| | | |
|--|-----------|---------|
| I hereby certify, upon my own personal knowledge that budgeted funds are available for the period and purpose of the expenditure stated above. | T.B.A. NO | B.R. NO |
| SIGNATURE OF ACCOUNTING OFFICER 51 | DATE | |

County of Santa Cruz
Grant Agreement No. 90-095, Amendment 4
Page 2

SCOPE OF AGREEMENT

The amount in this section is changed to and shall not exceed three hundred fifty-seven thousand five hundred dollars (\$357,500).

All other terms and conditions of the existing agreement shall remain in effect.

BEFORE THE BOARD OF SUPERVISORS
OF THE COUNTY OF SANTA CRUZ, STATE OF CALIFORNIA

Resolution No. _____

On the motion of Supervisor _____
duly seconded by Supervisor _____
the following resolution is adopted:

RESOLUTION ACCEPTING UNANTICIPATED REVENUE

Whereas, the County of Santa Cruz is a recipient of funds from State Coastal Conservancy
for Scott Creek Beach program; and
Improvements

WHEREAS, the County is recipient of funds in the amount of \$_____ which are either in excess of those anticipated or are not specifically set forth in the current fiscal year budget of the County; and

WHEREAS, pursuant to Government Code Section 29130 (c) / 29064 (b), such funds may be made available for specific appropriation by four-fifths vote of the Board of Supervisors;

N OW, THEREFORE, BE IT RESOLVED AND ORDERED that the Santa Cruz County Auditor-Controller accept funds in the amount of \$32,500 D e p a r t m e n t _____

| <u>T/C</u> | <u>Index Number</u> | <u>Revenue Subobject Number</u> | <u>Account Name</u> | <u>Amount</u> |
|------------|---------------------|---------------------------------|---------------------------|---------------|
| 001 | 191130 | 0860 | State Coastal Conservancy | \$32,500 |

and that such funds be and are hereby appropriated as follows:

| <u>T / C</u> | <u>Index Number</u> | <u>Expenditure Subobject Number</u> | <u>PRJ/UCD</u> | <u>Account Name</u> | <u>Amount</u> |
|--------------|---------------------|-------------------------------------|----------------|---------------------------|---------------|
| 01 | 191130 | 6610 | | Structures & Improvements | \$32,500 |

DEPARTMENT HEAD I hereby certify that the fiscal provisions have been researched and that the Revenue(s) (has been) (will be) received within the current fiscal year.

By _____
Department Head

Date _____

COUNTY ADMINISTRATIVE OFFICER

/ _____ / Recommended to Board

/ _____ / Not recommended to Board

PASSED AND ADOPTED by the Board of Supervisors of the County of Santa Cruz, State of California, this _____ day of _____, 19 ____ by the following vote (requires four-fifths vote for approval):

A.YES: SUPERVISORS
NOES: SUPERVISORS
ABSENT: SUPERVISORS

Chairperson of the Board

ATTEST:

Clerk of the Board

APPROVED AS TO FORM:

Marie Costa

County Counsel

APPROVED AS TO ACCOUNTING DETAIL:

Jinda Chou, 10/16/00

Auditor-Controller

Distribution:

- Auditor-Controller
- County Counsel
- County Administrative Officer
- Originating Department

BEFORE THE BOARD OF SUPERVISORS
OF THE COUNTY OF SANTA CRUZ, STATE OF CALIFORNIA

Resolution No. _____

On the motion of Supervisor _____
duly seconded by Supervisor _____
the following resolution is adopted:

RESOLUTION ACCEPTING UNANTICIPATED REVENUE

Whereas, the County of Santa Cruz is a recipient of funds from Congestion Mitigation and
Air Quality Improvement for Scott Creek Beach program; and
rrogram Improvements

WHEREAS, the County is recipient of funds in the amount of \$ 155,000 which are either in excess of
those anticipated or are not specifically set forth in the current fiscal year budget of the County; and

WHEREAS, pursuant to Government Code Section 29 130 (c) / 29064 (b), such funds may be made available
for specific appropriation by four-fifths vote of the Board of Supervisors;

NOW, THEREFORE, BE IT RESOLVED AND ORDERED that the Santa Cruz County Auditor-Controller
accept funds in the amount of \$ 155,000 D e p a r t m e n t _____

| <u>T/C</u> | <u>Index Number</u> | <u>Revenue Subobject Number</u> | <u>Account Name</u> | <u>Amount</u> |
|------------|---------------------|-------------------------------------|---------------------|---------------|
| 001 | 191146 | 1096 | Fed-Other | \$155,000 |

and that such funds be and are hereby appropriated as follows:

| <u>T / C</u> | <u>Index Number</u> | <u>Expenditure Subobject Number</u> | <u>PRJ/UCD</u> | <u>Account Name</u> | <u>Amount</u> |
|--------------|---------------------|---|----------------|---------------------------|---------------|
| 021 | 191146 | 6610 | | Structures & Improvements | \$155,000 |

DEPARTMENT HEAD I hereby certify that the fiscal provisions have been researched and that the
Revenue(s) (has been) (will be) received within the current fiscal year.

By _____
Department Head

Date _____

COUNTY ADMINISTRATIVE OFFICER

/ _____ / Recommended to Board

/ _____ / Not recommended to Board

P 4SSED AND ADOPTED by the Board of Supervisors of the County of Santa Cruz, State of California, this _____ day of, _____, 19 by the following vote (requires four-fifths vote for approval):

AYES: SUPERVISORS
NOES: SUPERVISORS
ABSENT: SUPERVISORS

Chairperson of the Board

ATTEST:

Clerk of the Board

APPROVED AS TO FORM:

APPROVED AS TO ACCOUNTING DETAIL:

Marie Costa

County Counsel

Linda ... 10, 16/00

Auditor-Controller

Distribution:

- Auditor-Controller
- County Counsel
- County Administrative Officer
- Originating Department

COUNTY OF SANTA CRUZ
REQUEST FOR APPROVAL OF AGREEMENT

0336

TO: Board of Supervisors
County Administrative Officer
County Counsel
Auditor-Controller

FROM: Parks, Open Space & Cultural Services (Dept.)
Randy Law (Signature) 10/16/00 (Date)

The Board of Supervisors is hereby requested to approve the attached agreement and authorize the execution of the same.

1. Said agreement is between the County of Santa Cruz (Agency)
and Reber Construction Co., Inc., P O Box 273, Santa Cruz, CA 95061 (Name & Address)

2. The agreement will provide construction services for beach access and sand dune restoration at Scott Creek Beach

3. The agreement is needed because the County cannot provide the services

4. Period of the agreement is from 10/24/00 to 6/30/2001

5. Anticipated cost is \$ 556,922 including contingencies (Fixed amount; Monthly rate; Not to exceed)

6. Remrks: 191146/6610 \$250,138 ✓ 191130/6610 \$33,500 = Aud 60.
Aud 60 = 191146/6610 \$155,000 134910/6610 \$79,284

7. Appropriations are budgeted in 134936/3740 \$40,000 (Index#) (Subobject)

FD 211/c NOTE: IF APPROPRIATIONS ARE INSUFFICIENT, ATTACH COMPLETED FORM AUD-74

Appropriations are available and have been encumbered. Contract No. C002278 Date 10/16/00
are not will be

GARY A. KNUTSON, Auditor - Controller
BY Linda Chou Deputy.

Pending approval of Aud 60's

Proposa reviewed and approved. It is recommended that the Board of Supervisors approve the agreement and authorize the Director of County Parks to execute the same on behalf of the County of Santa Cruz

(Agency) County Administrative Officer

Remarks: (Analyst) B y - - Date 10/16

Agreement approved as to form. Date _____

- Distribution:
- Bd. of Supv. - White
- Auditor-Controller - Blue
- County Counsel - Green *
- Co. Admin. Officer - Canary
- Auditor-Controller - Pink
- Originating Dept. - Goldenrod

To Orig. Dept. if rejected.
, DM - 29 (6195)

State of California)
County of Santa Cruz) ss
I _____ ex-officio Clerk of the Board of Supervisors of the County of Santa Cruz,
State of California, do hereby certify that the foregoing request for approval of agreement was approved by
said Board of Supervisors as recommended by the County Administrative Officer by an order duly entered
in the minutes of said Board on _____ County Administrative Officer
By _____ Deputy Clerk