



## Legislation Text

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**File #:** 2022-0760, **Version:** 1

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**To:** Board of Supervisors

**Department or Agency Name(s):** Transportation and Public Works

**Staff Name and Phone Number:** Johannes J. Hoevertsz, 707-565-2231

**Vote Requirement:** Majority

**Supervisorial District(s):** Fourth

**Title:**

Authorization to Utilize Road Commissioner Authority for Mark West Springs Road Sidewalk Improvements Project

**Recommended Action:**

Adopt a Resolution declaring intention to use Road Commissioner authority under Public Contract Code Section 20395 for the Mark West Springs Road Sidewalk Improvements Project (C21303) and delegating certain authorities to the Director of Transportation and Public Works as to such project. (Fourth District)

**Executive Summary:**

The Department of Transportation and Public Works (TPW) is requesting adoption of a Resolution declaring intention to use Road Commissioner authority under Public Contract Code Section 20395 for the Mark West Springs Road Sidewalk Improvements Project (C21303) and delegating certain authorities to the Director of Transportation and Public Works as to such project. Under the Uniform Public Construction Cost Accounting Act, award of construction contracts above specified dollar thresholds is a function of the Board of Supervisors. However, for the construction, repair, or maintenance of county highways, the Uniform Public Construction Cost Accounting Act allows the Board to authorize the Director of TPW, as the County Road Commissioner, to utilize alternative contracting procedures for such work. In order to complete this project on schedule, the TPW is requesting the Board adopt a Resolution delegating certain public contracting authorities to the Director of TPW for project C21303. If adopted, the Resolution would enable the Director to approve project plans and specifications, award and execute contracts with the lowest responsible bidder, and take other actions to administer the contracts in accordance with the procedures set forth in Section 20395 of the Public Contract Code.

**Discussion:**

As part of the County's \$5 million Infrastructure Resiliency Strategic Plan investment, three new pedestrian and bicycle facilities are scheduled to be completed by 2024. One of these projects is the Mark West Springs Sidewalk Improvements Project ("Project"). The Project consists of new sidewalks, curb & gutter, retaining walls, asphalt concrete to match the existing pavement, striping, as well as artwork in the new sidewalks in the form of shining aggregate and three landmark with key words renewal, unity, and resilience. The Project limits are from Old Redwood Highway to Ursuline Road. The sidewalks will serve John R. Riebli Elementary School in addition to the surrounding community. The engineer's estimate for this Project is \$1,762,000, however, the final contract amount will be based on lowest bid received, which may reflect the number of contractors who

participate in the bid process, market rates for materials and equipment, and the cost of labor.

If approved by the Board, the Director will have the authority to:

1. Prepare or direct preparation of surveys, profiles, cross-sections, plans, and specifications, as needed.
2. Notice and publicly open bids.
3. Award, negotiate, and execute the contracts (including up to a 15% contingency) to the lowest responsible bidder.
4. Reject all bids and advertise for new bids as authorized.
5. Consider and accept or reject protests if filed.
6. Execute change orders as authorized.
7. Take all other actions authorized under and in accordance with the procedures set forth in Section 20390 et seq. of the Public Contract Code.

The competitive bid process is the same regardless of the delegation of authority to award the contract; however, the requested authorization enables the Department to award the contract after the bid process is complete rather than returning to the Board for contract award. The Department anticipates this streamlined award process will allow for work to begin six to eight weeks earlier.

The project is planned to be advertised from July 15 to August 12, 2022. Following advertisement, electronic bids are planned to be opened on August 12, 2022.

**Strategic Plan:**

This item directly supports the County’s Five-year Strategic Plan and is aligned with the following pillar, goal, and objective.

**Pillar:** Resilient Infrastructure

**Goal:** Goal 3: Continue to invest in critical road, bridge, bicycle, and pedestrian infrastructure.

**Objective:** Objective 3: Invest \$5 million by 2024 on new pedestrian and bicycle facilities and adopt maintenance guidelines on roads to consider bicyclists and pedestrians.

**Prior Board Actions:**

None.

**FISCAL SUMMARY**

<b>Expenditures</b>	<b>FY 22-23 Adopted</b>	<b>FY23-24 Projected</b>	<b>FY 24-25 Projected</b>
Budgeted Expenses	\$1,762,000		
Additional Appropriation Requested			

<b>Total Expenditures</b>	<b>\$1,762,000</b>		
<b>Funding Sources</b>			
General Fund/WA GF			
State/Federal			
Fees/Other	\$1,762,000		
Use of Fund Balance			
Contingencies			
<b>Total Sources</b>	<b>\$1,762,000</b>		

**Narrative Explanation of Fiscal Impacts:**

While there is no direct fiscal impact as a result of this Board Item, appropriations for this work are included in the FY 2022-23 TPW Roads Capital Improvement budget (11051-34010103). Sources of funding for this project include \$750,000 of PG&E settlement funds transferred to TPW in FY 2021-22 and allocated for this purpose by District 4. The balance of revenue for this project will come from traditional Roads funding sources including allocations from State Highway Users Tax Account (HUTA) and Road Maintenance and Rehabilitation Act (SB1).

**Narrative Explanation of Staffing Impacts (If Required):**

None.

**Attachments:**

Resolution

**Related Items "On File" with the Clerk of the Board:**

Vicinity Map