

EL DORADO COUNTY BOARD OF SUPERVISORS
AGENDA ITEM TRANSMITTAL
Meeting of December 5, 2006

AGENDA TITLE: Final Report and Termination of Emergency Contracting Authority granted to immediately stabilize and repair roads severely damaged by 2005/2006 storms, including Mosquito Road, Church Mine Road and Cosumnes Mine Road.

DEPARTMENT: Transportation

DEPT SIGNOFF:

CAO USE ONLY:

CONTACT: Liz Diamond

DATE: November 21. **PHONE:** x5982

DEPARTMENT SUMMARY AND REQUESTED BOARD ACTION:

The Department of Transportation (DOT) recommends the Board accept this final report and terminate the authority granted on January 10, 2006 for the DOT to proceed under Public Contract Code Sections 20395, 22035, and 22050 to dispense with competitive bidding requirements to immediately secure assistance from outside contractors and consultants to perform the necessary emergency repairs pursuant to written contracts signed by the Chairman of the Board.

CAO RECOMMENDATIONS:

Recommend approval. Laura A. Gell 11/27/06

Financial impact?) Yes (X) No

Funding Source: () Gen Fund () Other

BUDGET SUMMARY:

Other:

Total Est. Cost _____

Funding

CAO Office Use Only:

Budgeted _____

4/5's Vote Required () Yes (X) No

New Funding _____

Change in Policy () Yes (X) No

Savings _____

New Personnel () Yes (X) No

Other _____

CONCURRENCES:

Total Funding _____

Risk Management

Change in Net County Cost _____

County Counsel

Other

***Explain:**

BOARD ACTIONS:

Vote: Unanimous _____ Or

I hereby certify that this is a true and correct copy of an action taken and entered into the minutes of the Board of Supervisors

Ayes:

Date: _____

Noes:

Abstentions:

Attest: Cindy Keck, Board of Supervisors Clerk

Absent:

By: _____

COUNTY OF EL DORADO DEPARTMENT OF TRANSPORTATION



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Date: November 21, 2006

Board of Supervisors
330 Fair Lane
Placerville, California 95667

Title: Final Report and Termination of Emergency Contracting Authority granted to immediately stabilize and repair roads severely damaged by December 2005/January 2006 storms including Mosquito, Church Mine and Cosumnes Mine Road.

Meeting Date: December 5, 2006

District/Supervisor: All Districts / All Supervisors

Dear Members of the Board:

Recommendations:

The Department of Transportation (DOT) recommends the Board accept this final report and terminate the authority granted on January 10, 2006 for the DOT to proceed under Public Contract Code Sections 20395, 22035, and 22050 to dispense with competitive bidding requirements to immediately secure assistance from outside contractors and consultants to perform the necessary emergency repairs pursuant to written contracts signed by the Chairman of the Board.

Reason for Recommendation:

As a result of a series of rain storms that occurred at the end of 2005 and beginning of 2006, severe damage occurred to many County roads. A State of Emergency was declared for the County of El Dorado by Governor Schwarzenegger on January 3, 2006. The Board further ratified resolutions declaring the emergency at its Special Board Meeting of January 5, 2006. A Federal declaration of a State of Emergency followed.

The extent of the damage at three locations, Mosquito Road, Church Mine Road, and Consumnes Mine Road was so severe that the use of general contractors was necessary to immediately stabilize and repair the sites. On January 10, 2006, the Board authorized the Department of Transportation to proceed under Public Contract Code Sections 20395, 22035, and 22050 to dispense with competitive bidding requirements to immediately secure assistance from outside contractors and consultants to perform the necessary emergency repairs pursuant to written contracts signed by the Chairman of the Board.

The Department, with the approval of the Board Chair for various contracts, has proceeded with the work and repairs have been completed at all three locations. Utilization of the emergency contract provisions of the Public Contract Code is no longer needed. Approval of the staff recommendation will terminate the emergency authority granted on January 10, 2006.

Fiscal Impact:

There is no direct fiscal impact associated with the termination of the emergency contract provisions.

The costs associated with these three projects are estimated as follows:

	FEMA/OES Preliminary Estimate	Estimated Final Cost	Difference
Church Mine Road	\$ 338,000	\$ 379,000	\$ 41,000
Cosumnes Mine Road	\$ 178,000	\$ 152,000	\$ (26,000)
Mosquito Road	\$ 1,940,000	\$ 2,900,000	\$ 960,000
Total	\$ 2,456,000	\$ 3,431,000	\$ 975,000

Given the Federal and State declarations of a State of Emergency, the DOT is in the process of submitting reimbursement requests to the Federal Emergency Management Agency (FEMA) and the State Office of Emergency Services for eligible costs. Under the emergency declarations, staff continues to be hopeful FEMA will reimbursement 75% of actual costs, and OES will reimburse 25% of actual costs, subject to limitations in overhead and administration.

Since both agencies operate on a reimbursement only basis, and do not guarantee full reimbursement, the cost associated with these projects is currently being paid by the road fund.

Invoicing to OES, for both FEMA and OES funds is ongoing. To date the County has received \$958,468 in reimbursements for DOT related emergency repairs Countywide. An accounting of all emergency related costs is underway and will be reported as part of the mid-year budget projections.

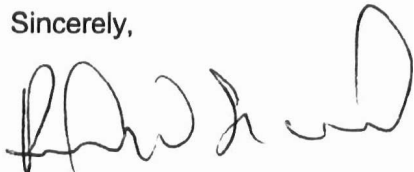
Net County Cost:

There is no cost to the General Fund at this time. Should reimbursements from FEMA and OES be substantially less than anticipated, a contribution from the General Fund may need to be considered to reduce impacts to road fund programs.

Action to be Taken Following Approval:

None.

Sincerely,



Richard W. Shepard, P.E.
Director of Transportation