

STANDARD AGREEMENT

- APPROVED BY THE ATTORNEY GENERAL

9-30-14 #9 12-0581

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|---|---------------------|
| CONTRACT # CTA 12 010 | AM. NO. 1 |
| TAXPAYER'S FEDERAL EMPLOYER IDENTIFICATION # 94-6000511 | |

STD. 2 (REV. 5-91)

THIS AGREEMENT, made and entered into this 6th day of August, 2014, 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 Director

AGENCY
California Tahoe Conservancy

, hereafter called the State, and

CONTRACTOR'S NAME
COUNTY OF EL DORADO

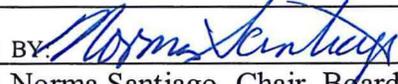
, hereafter called the Contractor.

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 and specifications, if any.)*

1. Scope of Agreement

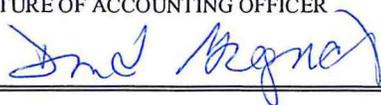
The Agreement numbered CTA 12 010 dated December 14, 2012 (hereafter "the Agreement") between the California Tahoe Conservancy (hereafter "the Conservancy") and the County of El Dorado (hereafter "the County") is hereby amended as follows:

CONTINUED ON 6 SHEETS, EACH BEARING NAME OF CONTRACTOR AND CONTRACT NUMBER.
IN WITNESS WHEREOF, the parties have executed this agreement hereto, upon the date first above written.

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|---|---|
| STATE OF CALIFORNIA | CONTRACTOR |
| AGENCY California Tahoe Conservancy | CONTRACTOR (If other than an individual, state whether a corporation, partnership, etc.) COUNTY OF EL DORADO |
| BY:  Patrick Wright, Executive Director | BY:  9/30/14 Norma Santiago, Chair, Board of Supervisors |
| 1061 Third Street South Lake Tahoe, CA 96150 | 330 Fair Lane Placerville, CA 95667 |

ATTEST: James S. Mitrising
Clerk of the Board of Supervisors

Kathryn Tylet, Deputy Clerk
9/30/14

| | | |
|---|---|-----------------------|
| AMOUNT ENCUMBERED BY THIS DOCUMENT \$ 0 | PROGRAM/CATEGORY (CODE AND TITLE) Local Assistance | FUND TITLE Prop 50 |
| PRIOR AMOUNT ENCUMBERED FOR THIS CONTRACT \$ 225,000 | (OPTIONAL USE) PCA 60350 | |
| TOTAL AMOUNT ENCUMBERED TO DATE \$ 225,000 | ITEM 3125-101-6031 | CHAPTER 171 |
| | STATUTE 07 | FISCAL YEAR 2007 |
| | OBJECT OF EXPENDITURE (CODE AND TITLE) 666/751 | |
| 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. |
| SIGNATURE OF ACCOUNTING OFFICER X  | | B.R. NO. |
| | | DATE 10/20/14 |

Department of General Services
Use Only

CONTRACTOR STATE AGENCY DEPT. OF GEN. SER. CONTROLLER

1. Exhibit A, Conservancy Staff Recommendation containing the Conservancy board resolution of December 14, 2012 is amended through the addition of Exhibit A-1, the revised Conservancy Staff Recommendation.
2. Exhibit B, the estimated Project Schedule and Budget is amended through the addition of Exhibit B-1, the Revised Estimated Project Schedule and Budget.
3. All other terms and conditions of the original Agreement numbered CTA 12 010 shall remain unchanged and in full force and effect.

Exhibit A-1

Amended August 6th, 2014

Golden Bear Erosion Control Project Amendment

This amendment expands the project's boundaries of the existing contract for the Golden Bear Erosion Control Project (Project), grant agreement CTA 12010 for the purpose of using remaining site improvement funds in an adjoining area. The expansion of the boundaries is consistent with and authorized under the original Project, staff recommendation which states "Any remaining funds in site improvement projects will be used, if necessary, to extend improvements to adjoining areas." The Board authorized the Soil Erosion Control Grants to El Dorado County, Golden Bear Erosion Control Project, on December 14, 2012 resolution number 12-12-02.

Project Location Expanded To Include Adjoining Area

The Golden Bear Erosion Control Project is located within the Montgomery Estates Unit Number 7 subdivision and is bordered by Trout Creek to the north, Pioneer Trail to the east, Conservancy and U.S. Forest Service parcels to the south, and Sourdough Trail to the west.

The adjoining area for the proposed improvement is within the Golden Bear Erosion Control Project Phase 2 area, which adjoins the Golden Bear Erosion Control Project Phase 1 at the corner of Sourdough Trail and Golden Bear Trail , see attachment 1.

Background

The bid for the Project is showing that there will be funds remaining in the construction budget and El Dorado County (County) is requesting to use these funds to extend water quality improvements into Golden Bear ECP Phase 2. The additional improvement is designed to stabilize an eroding slope within the County Right of Way (ROW) on Goldpan Court below CTC parcel APN 088-163-07.

Budget and Schedule

The estimated remaining funds, approximately \$21,000 in the projects construction budget are allowable for utilization in expanding the project improvements into an adjoining area. Expanding the project area for this amendment does not affect the original detailed budget or schedule for this Project, see exhibit B-1.

California Environmental Quality Act (CEQA) Compliance

El Dorado County, acting as the Lead Agency, filed an Notice of Exemption (NOE), class 3, on October 24, 2012 for this Project to comply with CEQA. The Conservancy filed our own NOE, class 3, for the Project following our December 14, 2012 Board meeting. The Conservancy will file a new NOE, class 4 (Minor Alterations to Land), for the proposed improvement on Goldpan Court.

Summary of Authorization for Use of Remaining Funds into Adjoining Areas

- The Board authorization of December 14, 2012, for the Soil Erosion Control Grants to El Dorado County, Golden Bear Erosion Control Project allowed for "Any remaining funds in site improvement projects will be used, if necessary, to extend improvements to adjoining areas."
- Goldpan Court is within the Golden Bear ECP Phase 2, which adjoins the original project boundary, Golden Bear ECP Phase 1, at the corner of Sourdough Trail and Golden Bear Trail, therefore the project areas are adjoining, see attachment 1 for a map of the adjoining Phase 2 project area shown in white.
- Pursuant to CEQA Guidelines (Cal. Code Regs., tit. 14, § 15000 et seq.), certain classes of activities are statutorily exempt from CEQA or are exempt because they have been determined by the Secretary for Natural Resources to have no significant effect on the environment. Pursuant to Public Resources Code section 21082, the Conservancy has also adopted regulations to implement, interpret, and make specific, the provisions of CEQA. (Cal. Code Regs., tit. 14, § 12100 et seq.) Staff has evaluated this project, and has found it to be exempt under CEQA. This project qualifies for a categorical exemption under CEQA Guidelines, section 15304 class 4 (Minor Alterations to Land). (See also Cal. Code Regs., tit. 14, § 12102.4.)
- The Conservancy, acting as a responsible agency approving of the Project, will file a NOE, class 4 (Minor Alterations to Land), with the State Clearinghouse pursuant to CEQA Guidelines, section 15062.

Exhibit B-1

Project Schedule Golden Bear ECP

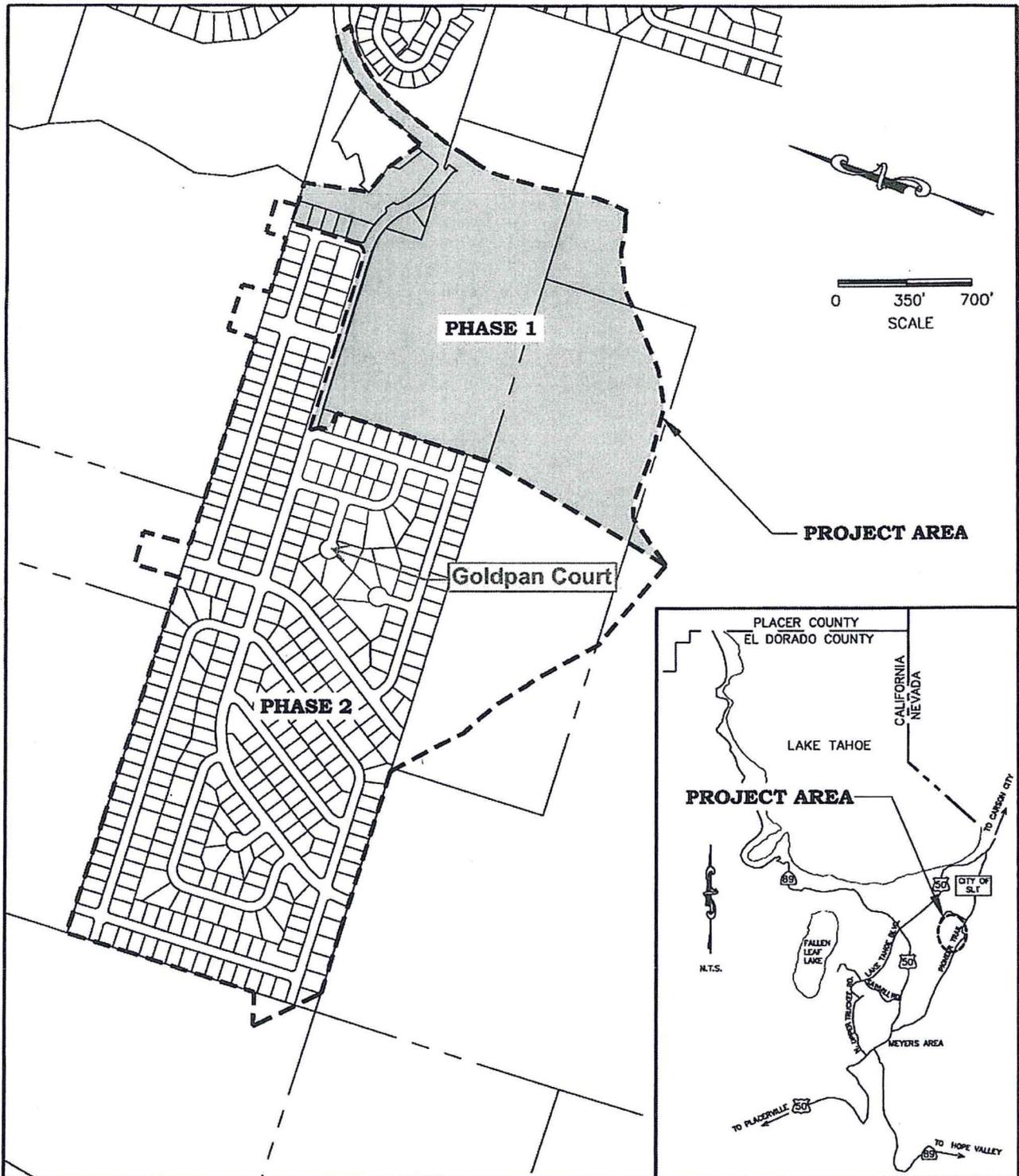
Site Improvement Grant Schedule

| Activity | Date |
|--|----------------|
| Plans, Specifications, Engineers Estimate, and Permits | July 2014 |
| Bid Advertisement | July 2014 |
| Bid Award | August 2014 |
| Begin Construction | September 2014 |
| End Construction | October 2014 |
| Final Report/Record Drawings | January 2015 |
| Annual Monitoring Report | June 2015 |
| Final Monitoring Report | December 2016 |

Project Budget

There are no changes to the original Project budget. The approved construction budget item remains at \$135,000. The total site improvement grant for design and construction of the Project remains at the approved \$225,000.

Attachment 1



EL DORADO COUNTY
SOUTH LAKE TAHOE OFFICE



SOIL EROSION CONTROL GRANTS PROGRAM
GOLDEN BEAR EROSION CONTROL PROJECT

Project Location Map

DATE: 11/10

PROJECT NO.: 95176

BY: JTC

FIGURE

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