



# County of El Dorado

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## Legislation Text

**File #:** 08-0465, **Version:** 1

Transportation Department recommending the following pertaining to Angora 3 Erosion Control Project 95160, upon approval by County Counsel:

- (1) Approve the Plans and Contract Documents and authorize the Chairman to sign the Plans;
- (2) Authorize advertisement for construction bids; and
- (3) Authorize the Director of Transportation to sign an Escrow Agreement, if needed.

**RECOMMENDED ACTION:** Approve.

**FUNDING:** California Tahoe Conservancy Grant Funds and Tahoe Regional Planning Agency Water Quality Mitigation Funds

BUDGET SUMMARY:		
Total Estimated Cost		\$2,875,713.00
Funding		
Budgeted*	\$2,875,713.00	
New Funding	\$	
Savings	\$	
Other	\$	
Total Funding Available	\$2,875,713.00	
Change To Net County Cost		\$0.00

\*The budget for this project is included in the proposed FY 08-09 budget and the 2008 adopted Five-Year Capital Improvement Program under project numbers 95160 and 95164. Due to funding constraints, this project was split into two phases (Angora 3A - 95160 and Angora 3B - 95164). Some of the improvements originally planned for the Angora 3A project were constructed in 2007 under the Angora Fire Emergency Rehabilitation Projects. Because the remaining Angora 3A project was smaller in scope and with the receipt of a recent grant augmentation, the Angora 3B project was combined with the remaining Angora 3A project, which will be constructed during the 2008 construction season under one construction contract (project number 95160).

### Fiscal Impact/Change to Net County Cost:

There is no Fiscal Impact associated with this agenda item as the Board will not be obligating the County with the current requested action. The obligation will come with the subsequent action of awarding the bid. There is no Net County Cost. Funding for the Angora 3 Erosion Control Project (Project) will be provided by the California Tahoe Conservancy and the Tahoe Regional Planning Agency.

### Reason for Recommendation:

The Project area is located in eastern El Dorado County, in the Tahoe Basin. The Project area is located within an existing residential development bounded to the north by Lake Tahoe Boulevard and portions of View Circle, to the northwest by the parcels west of Mt. Rainier Drive and Pyramid Circle, to the south by North Upper Truckee Road, and to the east by parcels east of Mountain Meadow Drive. Other streets in the Project area include Dixie Mountain Drive, the southern portion of Lake Tahoe Boulevard, Mt. Shasta Circle, Mt. Diablo Circle, Mt. Olympia Circle, Snow Mountain Drive, and Pyramid Court. The Project area includes portions of Mountain View Estates Unit Nos. 1, 2, 3, 4, and 5. The Project area is within the area of the Angora Fire of 2007.

Due to the large size and cost of constructing the Project, the area has been subdivided into two bid schedules (Schedule 1 and Schedule 2). The Project will be bid as a Base Bid (Schedule 1) and Additive Alternate Bid (Schedule 2) under a single contract.

- A. Base Bid (Schedule 1) consists of construction of erosion control improvements including tree removal, curb and gutter with tie-in pavement, sediment traps, drainage inlets, culverts, rock-lined channels, grass-lined swales, sod salvage and transplant, porous pavement, sediment basins, and bio-retention areas, humus, mulch, and tackifier applications. These improvements are proposed for construction on the following streets: the westerly portions of Pyramid Circle and Mt. Rainier Drive, Lake Tahoe Boulevard at Mt. Rainier Drive, the westerly portion of Mt. Shasta Circle, and Mt. Diablo Circle.
- B. Additive Alternate Bid (Schedule 2) consists of construction of erosion control improvements including tree removal, curb and gutter with tie-in pavement, sediment traps, drainage inlets, culverts, rock-lined channels, grass-lined swales, sod salvage and transplant, sediment basins, and bio-retention areas, humus, mulch, and tackifier applications. These improvements are proposed for construction on the following streets: Pyramid Circle, Mt. Shasta Circle, Mt. Diablo Circle, North Upper Truckee Road, Portions of Lake Tahoe Boulevard, Dixie Mountain Drive, and Mountain Meadow Drive.

1) Approve the Plans and Contract Documents; Authorize the Board Chairman to Sign the Plans:

In order to complete the construction of the Project during this construction season, the Transportation Department (Department) requests the Board approve the Plans and Contract Documents and authorize the Chairman to sign the Plans. The Plans, Contract Documents, and Plan Cover Sheet for the Board Chairman's signature are filed with the Board Clerk. Because of the large volume of the Plans and Contract Documents, the Department has elected not to include these documents in the agenda packet.

2) Authorize Advertisement for Construction Bids:

At the May 21, 1996 Board meeting, the Board authorized the Department to advertise for erosion control construction bids with bid openings at the Department's Tahoe Engineering Division (TED) office until such time as the Board rescinds said authorization.

The Project is a Lake Tahoe Environmental Improvement Program (EIP) project and is consistent with the County's objectives related to improving and restoring the Lake Tahoe environment. Therefore, the Department is seeking the Board's permission to advertise for the Project construction bids with the bids to be opened at the TED office at 924B Emerald Bay Road in South Lake Tahoe on Friday, June 13, 2008.

The Department will proceed with the bid process and return to the Board for consideration to award the construction contract, pursuant to the Department's recommendation. The Department anticipates scheduling the construction contract award for the June 17, 2008 Board meeting.

**3) Authorize the Director of Transportation to sign an Escrow Agreement:**

Pursuant to Special Provisions Section 5-1.15, "Payments," of the Contract Documents and the State of California Standard Specifications Section 9-1.06, "Partial Payments," the County shall retain 10 percent of the value of work done from each Contractor payment as security for the fulfillment of the contract. Alternatively, pursuant to the State of California Standard Specifications Section 9-1.065, "Payments of Withheld Funds," and pursuant to Public Contract Code Section 22300, the Contractor may request that payment of retentions earned be made directly to an Escrow Agent. The Contractor shall receive the interest earned on the investment.

In accordance with these provisions, the Contractor may request in writing that the County make payment of retention funds directly into an escrow account, which would necessitate an Escrow Agreement. To help expedite this process if requested by the Contractor, the Department requests that the Board authorize the Director of Transportation to execute the Escrow Agreement. Upon satisfactory completion of the contract and upon written notification from the Director of Transportation, the Contractor shall receive from the Escrow Agent all retention paid into the account and any interest earned thereon.

Action to be taken following Board approval:

- 1) The Board Clerk will obtain the Chairman's signature on the Plans and return them to the Department.
- 2) Upon approval, the Department will advertise for construction bids and open bids on June 13, 2008 at the TED office at 924B Emerald Bay Road in South Lake Tahoe.
- 3) The Department will forward a recommendation of award for the Board's consideration under a separate agenda item, anticipated for the June 17, 2008 Board meeting.
- 4) Upon approval of the recommendation, the Director of Transportation will sign the Escrow Agreement, if needed. The Department will make retention payments to the Escrow Agent. After satisfactory completion of the contract, the Director of Transportation will make written notification to the Escrow Agent. All retention paid into and interest earned in the escrow account will be released to the Contractor.

Contact:

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Director of Transportation

Concurrences: