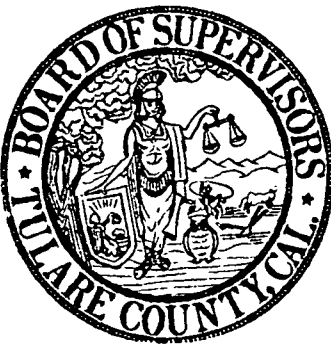


BEFORE THE BOARD OF SUPERVISORS COUNTY OF TULARE, STATE OF CALIFORNIA

IN THE MATTER OF AWARD CONTRACT)	
FOR PHASE 1 OF THE SEVILLE AND)	Resolution No. 2018-0463
YETTEM WATER SYSTEM)	Agreement No. 28656
IMPROVEMENTS PROJECTS)	

UPON MOTION OF SUPERVISOR ENNIS, SECONDED BY SUPERVISOR VANDER POEL, THE FOLLOWING WAS ADOPTED BY THE BOARD OF SUPERVISORS, AT AN OFFICIAL MEETING HELD JUNE 12, 2018, BY THE FOLLOWING VOTE:

AYES: SUPERVISORS CROCKER, VANDER POEL, SHUKLIAN, WORTHLEY, AND ENNIS
 NOES: NONE
 ABSTAIN: NONE
 ABSENT: NONE



ATTEST: MICHAEL C. SPATA
 COUNTY ADMINISTRATIVE OFFICER/
 CLERK, BOARD OF SUPERVISORS

BY: *Mary Romero*
 Deputy Clerk

* * * * *

1. Approved and awarded the contract to the lowest responsive and responsible bidder, Brough Construction from Arroyo Grande, California, in the amount of \$3,208,507 for construction of Water System Improvements for Yettem Seville (Phase1) including Alternates Nos. 1, 2 & 3; and
2. Authorized the Chairman to sign the contract after review and approval as to form by County Counsel and upon receipt of certificates of insurance, bonds and evidence that the contractor possesses a valid State Contractors License; and
3. Allowed funds for construction contingencies in the amount of \$172,925 to cover unexpected construction conditions; and
4. Authorized the director of the Resource Management Agency or his designee to approve change order up to the amount of \$172,925.



**RESOURCE
MANAGEMENT AGENCY
COUNTY OF TULARE
AGENDA ITEM**

BOARD OF SUPERVISORS

KUYLER CROCKER
District One

PETE VANDER POEL
District Two

AMY SHUKLIAN
District Three

J. STEVEN WORTHLEY
District Four

MIKE ENNIS
District Five

AGENDA DATE: June 12, 2018

Public Hearing Required	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Scheduled Public Hearing w/Clerk	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Published Notice Required	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Advertised Published Notice	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
County Counsel Sign-Off	Yes <input checked="" type="checkbox"/>	N/A <input type="checkbox"/>
Contract via Streamline	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Meet & Confer Required	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Electronic file(s) has been sent	Yes <input checked="" type="checkbox"/>	N/A <input type="checkbox"/>
Budget Transfer (Aud 308) attached	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Personnel Resolution attached	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Agreements are attached and signature line for Chairman is marked with tab(s)/flag(s)	Yes <input checked="" type="checkbox"/>	N/A <input type="checkbox"/>

CONTACT PERSON: Celeste Perez PHONE: 559-624-7010

SUBJECT: Award Contract for Phase 1 of the Seville and Yettem Water System Improvements Projects

REQUEST(S):

That the Board of Supervisors:

1. Approve and award the contract to the lowest responsive and responsible bidder, Brough Construction from Arroyo Grande, California, in the amount of \$3,208,507 for construction of Water System Improvements for Yettem Seville (Phase1) including Alternates Nos. 1, 2 & 3; and
2. Authorize the Chairman to sign the contract after review and approval as to form by County Counsel and upon receipt of certificates of insurance, bonds and evidence that the contractor possesses a valid State Contractors License; and
3. Allow funds for construction contingencies in the amount of \$172,925 to cover unexpected construction conditions; and
4. Authorize the director of the Resource Management Agency or his designee to approve change order up to the amount of \$172,925.

SUMMARY:

Tulare County is the lead agency for the Seville and Yettem Water System Improvements Project (the "Project"). Phase 1 of the Project is to design and construct a new community based municipal storage tank, water distribution system, and appurtenances in the community of Seville. The new municipal system will

SUBJECT: Award Contract for Phase 1 of the Seville and Yettem Water System Improvements Projects

DATE: June 12, 2018

replace the existing distribution system, which has excessive leaks and requires the community be in a continuous “boil water” status.

Construction plans and specifications were approved and the project was authorized to bid on January 9, 2018 by Resolution No. 2018-0040.

Base Bids received were calculated as follows:

Contractor	Base Bid	Total Bid*
Brough Construction, Inc.	\$1,726,657.75	\$3,208,507.75
West Valley Construction Company, Inc.	\$1,912,460.50	\$3,758,000.50
Floyd Johnson Construction Company	\$1,962,365.00	\$3,613,095.00
Dawson-Mauldin Construction, Inc	\$2,341,427.00	\$3,694,427.00
Emmett's Excavation, Inc.	\$2,525,899.00	\$4,072,899.00
Bill Nelson General Engineering Construction, Inc	\$3,451,803.00	\$5,679,706.00

*Base Bid plus Alternates Nos. 1, 2, & 3

The lowest base bid of \$1,726,658 was submitted by Brough Construction, Inc. of Arroyo Grande, CA. This bid is approximately 33 percent lower than the Engineers Estimate of \$2,585,815. The bids came in lower than estimated due to lower unit costs for both temporary and permanent resurfacing. These items accounted for approximately 22 percent of the difference.

The selection was made on the Base Bid without consideration of the three alternatives. When the alternatives were factored in, Brough Construction was still the lowest bidder by \$404,588. The Alternates include the water tank site preparation, an emergency generator, and a 211,000 gal storage tank.

Construction is anticipated to begin on or before July 1, 2018 and be completed by March 31, 2019.

Project funding will be \$4,028,896 dollars from Prop 1, and the project budget is as follows:

\$41,411 – Reimbursement for previous expenditures for purchase of land for the Seville well site under Resolution No. 2017-0197

\$3,208,507 – Construction

\$172,925 – Construction Contingencies

\$55,096 – Other Project Contingencies

\$405,850 – Construction Management including Permit Fees

\$145,106 – Project Administration and Staff Time

The need for this project is urgent. As noted, the community of Seville is under a continuous boil water notice. In addition, the excessive leakage makes it practically

SUBJECT: Award Contract for Phase 1 of the Seville and Yettem Water System Improvements Projects

DATE: June 12, 2018

impossible to maintain adequate supply as the wells cannot keep up with the demand in the warmer months leading to system shut downs during peak times.

The Phase 1 of the Project offers a long-term, safe, and reliable solution to Seville's lack of water and exposure to unsafe drinking water.

The County Environmental Officer had previously reviewed the project and determined that a Notice of Exemption was appropriate as the project was exempt as a Declared Emergency (Public Resources Code Sec. 21080(b)(2)-(4) & State CEQA Guidelines Secs. 15269(a)-(c) & 15359) and as New Construction or Conversion of Small Structures (State CEQA Guidelines Sec. 15303).

FISCAL IMPACT/FINANCING:

There is No Net County Cost to the General Fund.

The project funding and budget will be \$4,028,896, including construction costs of \$3,208,507, construction contingency of \$172,925, reimbursement of previous expenditures for land purchase of \$41,411, other contingencies of \$55,096, engineering services including resident inspection and administration of \$405,850 and administrative costs of \$145,106 including staff time. Funding will be provided by the State Water Resources Control Board under Prop 1, as approved by your Board in resolution 2018-0277.

LINKAGE TO THE COUNTY OF TULARE STRATEGIC BUSINESS PLAN:

The County's five-year strategic plan includes a Quality of Life initiative to provide an adequate and safe water supply. This project would help the residents of the community of Seville with drought related issues that have impacted both the availability and safety of their drinking water supplies.

ADMINISTRATIVE SIGN-OFF:



Reed Schenke, P.E.
Director

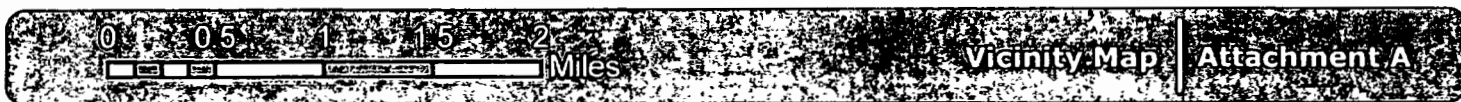
RS:rm/rw

cc: County Administrative Office

Attachment(s) Attachment A – Vicinity Map
Attachment B – Notice of Exemption

Attachment A

Vicinity Map



Attachment B

Notice of Exemption

Notice of Exemption

Fee Exempt per Government Code Section 6103

To: ☐ Office of Planning and Research
1400 Tenth Street, Room 121
Sacramento, CA 95814

X Tulare County Clerk
Room 105, Courthouse
221 South Mooney Boulevard
Visalia, California 93291

FILED
TULARE COUNTY

JUL 14 2016

ROLAND P. HILL
ASSESSOR/CLERK RECORDER
BY:

Lead Agency: Tulare County – Resource Management Agency
5961 So. Mooney Blvd.
Visalia, CA 93277

Applicant(s): Tulare County – Resource Management Agency
5961 So. Mooney Blvd.
Visalia, CA 93277

Phone: (559) 624-7000

Activity/Project Title Yettem-Seville Water Supply and Inter-Connection Project

Activity/Project Location – Specific: Unincorporated Communities of Yettem and Seville (in Tulare County)

Activity/Project Location- Section, Township, Range: N/A

Activity/Project Location – City: The Activity/Project is located within and is adjacent to and/or goes through the unincorporated communities of Yettem and Seville.

Activity/Project Location - County: Tulare County

Description of Nature, Purpose, and Beneficiaries of Activity/Project: The Activity/Project is for an “emergency water trunk line” from the unincorporated “severely disadvantaged community” of Yettem to connect to another “severely disadvantaged community” of Seville. This project will restore and provide a reliable source of drinking water to these rural communities. Included in the project is: a new well (in Yettem); a 211,000 gallon water storage tank in Seville; replacement of the existing, antiquated, and substandard water system with a new water distribution system in the community of Seville; and an interconnect pipeline between Yettem and Seville to consolidate the two systems and provide necessary redundancy in the system.

The proposed Project/Activity would be constructed in phases and would include:

An eight-inch water main will be constructed along State Route 201 (Avenue 384) for approximately 5,500-feet between the communities of Yettem and Seville. The pipeline will remain entirely, to the extent practicable, within the confines of the paved roadway (Caltrans right-of-way) between Yettem and Seville;

A new well is proposed to be constructed to the west of Yettem. The pipeline connecting the new well to the Yettem system will be located along an easement on the existing, maintained gravel driveway, along State Route 201 from Road 136 to Road 140 and along Road 140 south to the existing tank site;

A new water distribution system will be constructed within County rights-of-way in the community of Seville; and

A new 211,000 gallon steel water storage tank (approximately 40-feet diameter) and booster pump facility will be constructed within the community of Seville near the existing Seville well and tank site;

Exempt Status:

☐ Ministerial (PRC Sections 21080(b)(1); 15268);

☒ Declared Emergency (PRC Sections 21080(b)(3); 15269(a));

☐ Emergency Project (PRC Sections 21080(b)(4); 15269(b)(c));

☒ **Categorical Exemptions:** Section 15301 EXISTING FACILITIES – (d) Restoration or rehabilitation of deteriorated or damaged structures, facilities, or mechanical equipment to meet current standards of public health and safety; Section 15302 REPLACEMENT OR RECONSTRUCTION; and Section 15302 NEW CONSTRUCTION OR CONVERSION OF SMALL STRUCTURES – (d) Water main, sewer, electrical, gas, and other utility extensions, including street improvements of reasonable length.

☐ General Rule Exemption (14 Cal. Code Regs. Section 15061(b)(3)) (No Possibility of Significant Impact);

☐ Statutory Exemptions

Reasons Why Activity/Project are Exempt from CEQA:

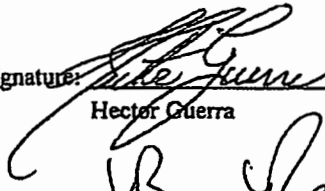
The proposed Activity/Project is excluded or exempt from the California Environmental Quality Act (CEQA) on the grounds that the project is consistent with the following:

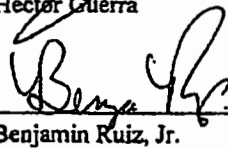
Public Resources Code Section 21080, subdivision (b)(2), (3), and (4) (Emergency), and State CEQA Guidelines Section 15269, subdivision (c) (Emergency). Pursuant to State CEQA Guidelines Section 15359, an "Emergency" applies when a project is necessary "...to prevent or mitigate loss of or damage to life, health, property or essential public services."

Applied here, the proposed improvements to the water supply source are intended to protect the public health, safety and welfare of the residents of Yettem and Seville, particularly in light of the Drought Emergency declared by the California Governor (Executive Order B-36-15) and Tulare County Board of Supervisors (June 28, 2016; reaffirmed Proclamation of a Local Emergency due to Drought in Tulare County Resolution No. 2014-0090 adopted February 4, 2014). The residents of Yettem and Seville are suffering from a lack of water, which includes private wells recently going dry, and contaminated water and this project will help to address this emergency condition. These improvements will respond to this emergency and such improvements can be considered new construction of small structures. Hence, the project is statutorily excluded and categorically exempt from CEQA. Therefore, Public Resources Code Section 21080, subdivision (b)(2), (3), and (4) (Emergency), and State CEQA Guidelines Section 15269, subdivision (c) (Emergency); Section 15301 Existing Facilities – (d) Restoration or rehabilitation of deteriorated or damaged structures, facilities, or mechanical equipment to meet current standards of public health and safety; Section 15302 Replacement or Reconstruction; and Section 15302 New Construction or Conversion of Small Structures – (d) Water main, sewer, electrical, gas, and other utility extensions, including street improvements of reasonable length are applicable and appropriate for this Project.

Name of Public Agency Approving Activity/Project: Tulare County Resource Management Agency

Activity/Project Representative: Reed Schenke, Chief Engineer **Area Code/Telephone:** (559) 624-7142

Signature:  Date: 7/13/16 Title: Chief Environmental Planner
Hector Guerra (559)-624-7121

Signature:  Date: 7/13/16 Title: Interim RMA Director
Benjamin Ruiz, Jr. Environmental Assessment Officer

☒ Signed by Lead Agency

Date received for filing at OPR: _____

☐ Signed by Applicant