

AGENDA DATE: January 23, 2007



RESOURCE MANAGEMENT AGENCY

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Roger Hunt	Administrative Services

HENRY HASH, DIRECTOR

MICHAEL D. ELLZEY, ASSOCIATE DIRECTOR

AGENDA ITEM

ITEM NO. _____
Districts 2 & 3

SUBJECT:

Fifth Amendment to Road 108 Widening Project Agreement for Planning, Preliminary Engineering, Preliminary Right of Way and Environmental Services.

REQUEST (S):

1. Approve the Fifth Amendment to Road 108 Widening Project Agreement for Planning, Preliminary Engineering, Preliminary Right of Way and Environmental Services with Omni-Means Ltd., amending the scope of services and the total compensation from \$652,889.75 to \$688,243.72.
2. Authorize the Chairman to sign said Amendment to Agreement.

SUMMARY:

On November 20, 2001 your Board approved Agreement No. 20913 with Omni-Means, Ltd., to provide planning, preliminary engineering, preliminary right of way and environmental services for the Road 108 Widening Project. Subsequently, Amendment No. 1 was executed on July 8, 2003 to add additional cultural resources services and extend the contract deadline, Amendment No. 2 was executed on January 4, 2005 to extend the contract deadline to June 30, 2005, Amendment No. 3 was executed on June 28, 2005 to extend the contract deadline to June 30, 2007, and Amendment No. 4 was executed on April 4, 2006 to update biological, hydrology, water quality, community impact, floodplain evaluation and drainage report as a result of a project suspension.

The project proposes to widen Road 108 from a two lane undivided road to a four lane road with a median. The project limits are from Leland Avenue in the City of Tulare to Caldwell Avenue (Avenue 280) in the City of Visalia, a distance of approximately 4.75 miles.

Due to the project suspension in 2003, the historical properties and noise environmental technical studies completed prior to the suspension had to be updated and verified. Since the suspension, the requirement for

a paleontological technical study was needed that was not in the original scope of services. A draft biological assessment was prepared that deleted the impact to the valley longhorn elderberry beetle and further assessed the impact to the San Joaquin kit fox. The Federal Highway Administration determined that a Categorical Exclusion was the appropriate document under the National Environmental Policy Act (NEPA) which requires a different level of coordination with Caltrans and FHWA. The environmental document prepared for this project was a stand-alone Environmental Impact Report for California Environmental Quality Act (CEQA) compliance rather than a joint environmental document with NEPA.

These changes in the scope of work, while consistent with the character of work needed for this project, emerged quite late in the process of preparing the draft environmental document. The environmental process must be completed in the early spring of 2007 for the project to proceed to the next phases of work in June 2007. In order to meet those time constraints, the tasks described under this amendment were performed to prepare the draft environmental document for public review in November 2006.

FINANCING:

The total additional compensation associated with this contract amendment is \$35,353.97. Funding for this expenditure is included in the Roads Budget under account number 014-225-2300-2150. This revenue is 11.47% State funds and about 88.53% Federal funds under account numbers 014-225-2300-5416 and 014-225-2300-5716 respectively. This project is 100% funded through the State Transportation Improvement Program (STIP).

ALTERNATIVES:

Do not approve the Fifth Amendment to the Road 108 Widening Project Agreement. County staff does not recommend this, as County staff could not complete the project with current staffing.

INVOLVEMENT OF OTHER DEPARTMENTS OR AGENCIES:

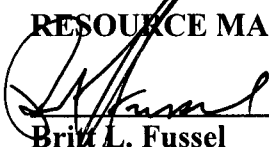
County Counsel has reviewed the Fifth Amendment to the Road 108 Widening Project Agreement and approved it as to form. Federal and State funding has been approved by the Tulare County Association of Governments and is coordinated by Caltrans. Portions of the project are within the Cities of Tulare and Visalia. Corporate officials from the Consultant have approved and signed the amendment.


SIGNATURE REQUIREMENTS:

Chairman of the Board to sign both copies of the Fifth Amendment to the Road 108 Widening Project Agreement. County Administrative Officer/Clerk of the Board of Supervisors or authorized Deputy to attest to the Resolution and the Fifth Amendment to the Road 108 Widening Project Agreement.

ADMINISTRATIVE SIGN OFF:

PS **RESOURCE MANAGEMENT AGENCY**

 1/9/07
Britt L. Fussel
Assistant Director - Engineering


Henry Hash, Director

Submittal Date: January 10, 2007

Attachments: Resolution
Vicinity Map
Fifth Amendment to Agreement

BEFORE THE BOARD OF SUPERVISORS

COUNTY OF TULARE, STATE OF CALIFORNIA

IN THE MATTER OF APPROVING THE)	
FIFTH AMENDMENT TO ROAD 108)	
WIDENING PROJECT AGREEMENT FOR)	RESOLUTION NO.
PLANNING, PRELIMINARY ENGINEERING,)	AGREEMENT NO. 20913-E
PRELIMINARY RIGHT OF WAY AND)	
ENVIRONMENTAL SERVICES.)	

UPON MOTION OF SUPERVISOR _____, SECONDED BY SUPERVISOR, _____

THE FOLLOWING WAS ADOPTED BY THE BOARD OF SUPERVISORS, AT
AN OFFICIAL MEETING HELD JANUARY 23, 2007, BY THE FOLLOWING VOTE:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST: C. BRIAN HADDIX
County Administrative Officer/
Clerk of the Board of Supervisors

By _____
Deputy Clerk

* * * * *

1. Approved the Fifth Amendment to Road 108 Widening Project Agreement for Planning, Preliminary Engineering, Preliminary Right of Way and Environmental Services with Omni-Means Ltd., amending the scope of services and the total compensation from \$652,889.75 to \$688,243.72.
2. Authorized the Chairman to sign said Amendment to Agreement.

