



City Council Agenda Item

City Council Meeting Date: August 7, 2018

TO: Jim Throop, City Manager

FROM: Craig Dierling, P.E., Principal Civil Engineer
c_dierling@ci.lompoc.ca.us

SUBJECT: Adoption of Resolution No. 6156(18) Approving Joint Exercise of Powers Agreement for the North Avenue Storm Drain Improvements Project, East Phase, City Project No. FY-17-SD-1; and Approving Supplemental Appropriations

Recommendation:

Staff recommends the City Council take the following actions:

- 1) Adopt Resolution No. 6156(18) (Attachment 1) which will:
 - a. Approve the Joint Exercise of Powers Agreement (Agreement) between the City of Lompoc (City) and the Santa Barbara County Flood Control and Water Conservation District (District) for the North Avenue Storm Drain Improvements Project, East Phase, City Project Number FY-17-SD-1 (Project) (Attachment 2);
 - b. Authorize the City Manager to execute the Agreement; and
 - c. Approve supplemental appropriations to provide construction funding for the Project.

Background:

The District collects property taxes within the City for the purposes of providing and maintaining facilities for the collection and discharge of storm water. After a number of years of property tax revenue collection, sufficient funding has accumulated to construct additional storm drain improvements. City and District staff previously identified the storm water flooding of H Street from North Avenue to the East-West Channel as a high priority drainage problem needing improvements, and then worked together to develop the North Avenue Storm Drain Improvements Project. The West Phase of that project was

constructed by the District in 2012 as accumulated fund balance reserves from the collection of property tax revenues were sufficient to fund only the cost of the West Phase of the project. Now the District has accumulated sufficient fund balance resources and desires to utilize the accumulated resources to construct the East Phase (Project).

Discussion:

District and City staff have developed the attached Agreement to construct the Project. (See Exhibit 1 of Attachment 2 for a schematic graphic of the proposed improvements.) Project improvements include drainage inlets on the north and south sides of North Avenue east of H Street, a drainage inlet on the east side of H Street south of North Avenue, storm drain piping, a junction structure, and appurtenant work.

The Agreement proposes the District manage and perform the majority of the Project work, and upon completion and acceptance of the Project by the City, the drainage improvements will become the property of the City to operate and maintain. Additionally, the Agreement proposes the District fund the Project design and construction, with the exception of certain lesser costs designated to the City, as discussed in the Fiscal Impact section below.

Following the City Council's approval of the Agreement, the District plans to request approval from the County Board of Supervisors (Board). After approval by both the City Council and the Board, the District intends to finish the design, advertise for construction bids, and construct the Project during the next year.

Fiscal Impact:

In accordance with the Agreement, most Project costs will be funded by the District with the exception of the following, which are the responsibility of the City:

- Issuance of a business tax certificate to the Project contractor (and sub-contractors) at no charge to the contractor;
- Issue Encroachment Permit to the Project contractor at no charge to the contractor;
- Issue any other permits, certificates, and agreements to the Project contractor as necessary to construct the Project at no charge to the contractor;
- Provide engineering design and prepare and complete construction plans, cost estimates, and material specifications for any water line relocations;
- Electrical and street light relocation work necessary to construct the Project, up to \$10,000;
- Temporarily relocate any City of Lompoc Transit (COLT) bus stops and change the bus route, as necessary for construction of the Project;

- Staff and professional assistance as may be necessary during the progress and construction of the Project including, but not restricted to, review of proposed traffic control plans and construction inspections;
- Certain costs related to unanticipated items in the case those items are encountered in excavations during construction.

In accordance with the Agreement, the City is obligated to fund the proposed street light and electrical items of work. The Project design anticipates the need to relocate certain electrical equipment and to temporarily remove a street light during the Project to allow the contractor to construct the Project street drainage improvements. The City’s Electric Division staff has estimated that street light and electric work to be performed by the City’s Electric Division staff, should cost less than \$10,000 barring unforeseen issues. The Agreement limits the City’s responsibility for street light and electrical work to \$10,000.

To provide for the costs of the electrical and street light work, staff proposes to appropriate \$10,000 of State Gas Tax resources for the anticipated Project costs discussed above because the work is being performed to improve roadway drainage, which is an allowable expenditure of Gas Tax revenue. Staff proposes an additional amount of State Gas Tax resources to provide for the payment of the business license charges on behalf of the contractor, encroachment permit costs paid on behalf of the contractor, and other permits and certificates to be issued on behalf of the contractor. The estimated total of the licenses, permits, and certificates is \$2,500. The proposed supplemental appropriation is shown in Table 1 below.

Table 1 – Budgetary Appropriation			
	Account No.	Account Name	Amount
From	322-340990	Gas Tax – Fund Balance	\$12,500.00
To	322GT1-533940	Gas Tax – Prof Svcs – Permits	2,500.00
	322GT1-536200	Gas Tax – Services – Storm Drains	\$10,000.00

Conclusion:

The approval of the Project Agreement and adoption of Resolution No. 6156(18) will facilitate the completion and funding of the Project.

Respectfully submitted,

Craig Dierling, P.E., Principal Civil Engineer

APPROVED FOR SUBMITTAL TO THE CITY MANAGER:

Kevin P. McCune, P.E., Public Works Director

Brad Wilkie, Management Services Director

APPROVED FOR SUBMITTAL TO THE CITY COUNCIL:

Jim Throop, City Manager

Attachments: 1) [Resolution No. 6156\(18\)](#)
2) [Joint Exercise of Powers Agreement](#)