

**REPORT/RECOMMENDATION TO THE BOARD OF SUPERVISORS
OF SAN BERNARDINO COUNTY, CALIFORNIA
AND RECORD OF ACTION**

agree. 00-848

August 29, 2000

**FROM: KEN A. MILLER, Director
Department of Public Works - Flood Control**

**SUBJECT: AGREEMENT WITH THE CITY OF REDLANDS FOR THE DESIGN AND
RECONSTRUCTION OF MILL CREEK ZANJA EXPANDED INLET AND NINTH
STREET CULVERT**

RECOMMENDATION: Acting as the governing body of the of the Flood Control District (District), approve agreement with the City of Redlands (City) to administer the design and reconstruction of the Mill Creek Zanja Expanded Inlet and the Ninth Street Culvert (Project) in which the City will pay the District an amount not to exceed \$1 million, less any environmental costs/fees.

BACKGROUND INFORMATION: The Mill Creek Zanja Inlet and the Ninth Street Culvert are considered inadequate to convey major storm flows. As a result, the City has experienced frequent flooding along Redlands Boulevard. The District and the City have jointly requested, in the past, for the Army Corps of Engineers (Corps) to fund and reconstruct the Project but the Corps, after extensive review and analysis, did not feel that the Project met the criteria under the policies and guidelines of the Corps. Recently, the City applied for and obtained a \$1 million grant from the Department of Housing Affairs under the Federal Disaster Recovery Initiative Grant program for the design and reconstruction of the Project. With these funds now available, the City has requested that the District be responsible for administering the Project's design and construction.

Under terms of this agreement, the City shall review and approve the Project's plans and specifications, prepare required environmental documentation, and provide funding to the District in an amount not to exceed \$1 million, less any environmental costs/fees. The District shall prepare all plans, specifications and cost estimates, advertise, award and administer the construction contract, and pay all Project costs exceeding \$1 million, less any environmental costs/fees. Once completed, the District will own, operate and maintain the Project, except for that portion within the right-of-way for Ninth Street. The City and District will enter into a separate "Common Use Agreement" outlining the maintenance and liability responsibilities.

REVIEW BY OTHERS: This item was reviewed by Deputy County Counsel Charles S. Scolastico on July 5, 2000 and the County Administrative Office (Tom Forster, Administrative Analyst).

FINANCIAL IMPACT: The total cost of the Project is estimated to be \$1,055,000. The City will pay up to \$1 million, less any environmental costs/fees. The Federal Government will pay the environmental costs/fees. Funds to cover the additional anticipated cost, in the amount of \$55,000, have been allocated in District's Zone 3 budget for Fiscal Year 2000/01.

SUPERVISORIAL DISTRICT(S): 3rd

PRESENTER: Ken A. Miller

cc: Transportation – Ken Miller
Trans/FCD – Guidry w/agree.
Contractor w/2 agrees. c/o
Trans.
Auditor w/agree.
SBD w/agree.
CAO – Tom Forster
File w/agree.

Record of Action of the Board of Supervisors

**AGREEMENT 00-848
APPROVED BOARD OF SUPERVISORS
COUNTY OF SAN BERNARDINO**

MOTION	<u>SECOND</u>	<u>AYE</u>	<u>AYE</u>	<u>AYE</u>	<u>MOVE</u>
	1	2	3	4	5

EARLENE SPROAT, CLERK OF THE BOARD

BY Regina D. Moore

DATED: August 29, 2000



**SAN BERNARDINO
COUNTY
FLOOD CONTROL
DISTRICT
F A S**

-FOR COUNTY USE ONLY

E	X	New	Vendor Code		Dept.	Contract Number	
M		Change			SC	00-848	
X		Cancel			A		
County Department					Dept.	Orgn.	Contractor's License No.
PUBLIC WORKS							
Flood Control District Contract Representative					Ph. Ext.	Amount of Contract	
Kenneth D. Guidry					7-8120		
Fund	Dept.	Organization	Appr.	Obj/Rev Source	Activity	GRC/PROJ/JOB Number	
Commodity Code			Estimated Payment Total by Fiscal Year				
Project Name			FY	Amount	I/D	FY	Amount
Mill Creek Zanja							
Expanded							
Inlet @ Redlands Blvd.							
and							
Ninth Street							

THIS CONTRACT is entered into in the State of California by and between the San Bernardino County Flood Control District, and

Name

City of Redlands

Address

P.O. Box 3005

Redlands, CA 92373

Phone

(909) 798-7655

Federal ID No. or Social Security No.

IT IS HEREBY AGREED AS FOLLOWS:

(Use space below and additional bond sheets. Set forth service to be rendered, amount to be paid, manner of payment, time for performance or completion, determination of satisfactory performance and cause for termination, other terms and conditions, and attach plans, specifications, and addenda, if any.)

WITNESSETH

WHEREAS, the San Bernardino County Flood Control District's (DISTRICT) Mill Creek Zanja Inlet at Redlands Boulevard, west of Ninth Street (INLET) is considered inadequate to convey major storm flows; and

WHEREAS, the City of Redlands (CITY) has experienced frequent flooding along Redlands Boulevard as a result of inadequate capacity of the INLET; and

WHEREAS, DISTRICT and CITY desire to improve the INLET and have jointly requested and funded a U.S. Army Corps of Engineers Feasibility Study for a project to fund and reconstruct the INLET; and

WHEREAS, the U.S. Army Corps of Engineers determined that the Corps Project was not feasible under the policies and guidelines of the Corps of Engineers; and