



A Tradition of Stewardship
A Commitment to Service

Agenda Date: 11/25/2014

Agenda Placement: 6H

NAPA COUNTY BOARD OF SUPERVISORS Board Agenda Letter

TO: Board of Supervisors

FROM: Steven Lederer - Director of Public Works
Public Works

REPORT BY: John Vicencio, ASSOCIATE ENGINEER - 259-8369

SUBJECT: Napa River Rutherford Reach Restoration Project Reaches 5, 6, 7 & 9 , Re-vegetation - Award of Contract and Funding Agreement with Caltrans

RECOMMENDATION

Director of Public Works requests the following actions pertaining to the "Napa River Rutherford Restoration Project, Reaches 5, 6, 7 & 9, Re-Vegetation Contract" PW 14-34:

1. Award the contract to Empire Landscaping of Davis, CA for their low base bid of \$509,167 and authorization for the Chairman to sign the construction contract;
2. Approval of and authorization for the Chairman to sign Cooperative Agreement No. 04-2546 with California Department of Transportation (CALTRANS) to provide funding to the County in the amount of \$212,270 for providing offsite tree replacement as part of the revegetation effort to comply with the terms of the approved environmental documents for the replacement of the Troutdale Bridge located on State Route 29; and
3. Approval of Budget Transfer No. DPW004 appropriating \$212,270 in the Public Works Projects Subdivision, Program 13028 budget with offsetting revenues from CALTRANS Cooperative Agreement No. 04-2546 for providing offsite planting services as outlined in item 2 above. (4/5 vote required)

EXECUTIVE SUMMARY

On September 9, 2014 the Board of Supervisors approved plans and specifications for the "Napa River Rutherford Reach Restoration Project Reaches 5, 6, 7 & 9, Re-Vegetation Contract", PW 14-34 and authorized Public Works to advertise for sealed bids and for opening of the bids at a time, date, and location to be published by the Director of Public Works pursuant to Section 20150.8 of the Public Contract Code. Bids were opened on October 9, 2014 with the successful low bidder being Empire Landscaping of Davis, CA. Empire Landscaping is not a local vendor.

Approval of Cooperative Agreement No. 04-2546 will establish a mechanism for the California Department of Transportation to provide support funding to the County for the Reaches 5, 6, 7 & 9 revegetation efforts which will

include offsite tree replanting that is needed by Caltrans associated with their replacement of the Troutdale Bridge on State Route 29 to meet their environmental obligations.

FISCAL IMPACT

Is there a Fiscal Impact?	Yes
Is it currently budgeted?	Yes
Where is it budgeted?	Rutherford Reaches 5, 6, 7 & 9 Public Works Projects-Fund 1000 Subdivision 12205-00 Program 13028
Is it Mandatory or Discretionary?	Discretionary
Discretionary Justification:	This phase of the restoration project provides for the removal of invasive species and the planting, establishment, and maintenance of native plant species in the river's expanded riparian area.
Is the general fund affected?	No
Future fiscal impact:	The revegetation work includes 3 years of plant establishment that will extend beyond Fiscal Year 2015-16. Following this 3 year period, maintenance will be funded by an assessment district that was created by the Flood Control District.
Consequences if not approved:	Potential loss of funding, landowner involvement, and continued degradation of the Napa River can occur.
Additional Information:	This project will be funded with revenues from Cooperative Agreement No. 04-2546 with the California Department of Transportation in the amount of \$212,270, The remaining balance of the project costs (\$296,897) will be funded using previously awarded and budgeted funds from the FY2012 US EPA, San Francisco Bay Water Quality Improvement Fund Grant matched with County Measure A funds.

ENVIRONMENTAL IMPACT

ENVIRONMENTAL DETERMINATION: Mitigated Negative Declaration Prepared. According to the Mitigated Negative Declaration, the proposed project would have, if mitigation measures are not included, potentially significant environmental impacts in the following areas: Aesthetics, Cultural/Palaeontological Resources, Air Quality. This project site is not on any of the lists of hazardous waste sites enumerated under Government code section 65962.5 Project permit obtained from United States Army Corps of Engineers will include additional environmental evaluations to comply with NEPA as may be needed if Federal grant funds are used to fund future construction efforts.

BACKGROUND AND DISCUSSION

Reaches 5, 6, 7 & 9 are the final phase of the Rutherford Restoration Project which contains 9 reaches and spans 4.5 miles beginning at Zinfandel Lane and ending at the Oakville Crossroad. A construction contract for Reaches 5, 6, 7 & 9 was awarded to Hanford ARC on June 17, 2014. Construction activities included regrading vertical banks in specific areas to reduce sediment load into the river. Large Woody Debris structures and Boulder Clusters were installed and placed at specific locations in the river to provide additional habitat and refugia for migrating native fish. Construction was completed in October of 2014.

Reaches 5, 6, 7 & 9 Revegetation Contract - Subject of this item

Construction of Reaches 5, 6, 7 & 9 is now complete; revegetation of all disturbed areas will be performed during the winter/spring. Invasive plant species that have been removed will be replaced with native vegetation that has been propagated from the Napa River watershed. These new plantings will be monitored and maintained over a 3 year period to assure that they become properly established. The subject contract covers revegetation of both east and west banks of Reaches 5, 6, 7 & 9.

On September 9, 2014 the Board of Supervisors approved plans and specifications for the Napa River Rutherford Restoration Project Reaches 5, 6, 7 & 9, Re-Vegetation, PW 14-34, and authorized Public Works to advertise for sealed bids and for opening the bids at a time, date, and location to be published by the Director of Public Works pursuant to Section 20150.8 of the Public Contract Code.

Bids were opened on October 9, 2014 with the apparent low bidder being Empire Landscaping of Davis, CA. Staff reviewed the minimum qualifications of the lowest bidder and determined that Empire Landscaping is qualified to provide services for this project. The bid from Empire Landscaping in the amount of \$509,167 is below the engineer's estimate of \$591,871 and within the project budget.

On October 9, 2014, the following bids were received:

Contractor	Total
Empire Landscaping,	\$509,167
SMP Services, Inc. Roseville, CA	\$537,557
Hanford ARC, Sonoma, CA	\$562,999
Wabo Landscape & Construction, Hercules, CA	\$912,144

The responsive low bidder is Empire Landscaping of Davis, CA, Public Contract Code requires that the construction contract be awarded to the lowest responsible and responsive bidder regardless of whether the low bidder is local or not.

Local Vendor Outreach

Staff reached out to the local construction contractor community by advertising the request for bids in the Napa Valley Register, the Solano-Napa Builder's Exchange and by posting on the County website. Staff also sent "Notices to Contractors" to local contractors to let them know about the bidding opportunities. Once the contract is awarded, the County will contact the Napa County Workforce Investment Board (WIB) and will require the successful contractor to contact the WIB to let the WIB know of its hiring needs.

The California Department of Transportation (CALTRANS) is proposing to replace the Troutdale Bridge located on State Route 29. In order to comply with the terms of the approved environmental document under the California Environmental Quality Act (CEQA) obligations for the project, CALTRANS must provide mitigation for offsite planting

of 652 trees and provide a 3 year establishment period. Staff has been working with CALTRANS to satisfy their mitigation requirements through a Cooperative Agreement which will compensate the County in the amount of \$212,270 for providing offsite planting through the Reach 5, 6, 7 & 9 revegetation project. The 652 trees the County proposes to plant as part of this agreement are above and beyond the trees the County is required to plant to meet its environmental obligations for the Reaches 5,6,7 and 9 Project.

SUPPORTING DOCUMENTS

None

CEO Recommendation: Approve

Reviewed By: Molly Rattigan