



Agenda Date: 5/17/2005
Agenda Placement: 6G

NAPA COUNTY BOARD OF SUPERVISORS Board Agenda Letter

TO: Board of Supervisors
FROM: Robert Peterson - Director
Public Works
REPORT BY: Martha Burdick, Public Works Admin Manager, 259-8188
SUBJECT: Amend Agreement No. 6420 with Resource Conservation District

RECOMMENDATION

Director of Public Works requests approval of and authorization for the Chair to sign Amendment No. 1 to Agreement No. 6420 with Napa County Resource Conservation District (RCD) for the preliminary design phase of the Rutherford Dust Society river restoration project, extending the term through December 31, 2006 and rescinding Exhibit B (Scope of Work) and replacing with Exhibit B-1 to allow for a 10% adjustment among the identified tasks.

EXECUTIVE SUMMARY

After review by RCD with the subconsultant, it has been determined that amending the current Agreement extending the term through December 31, 2006 and amending the Scope of Work to allow for a 10% adjustment threshold among the approved tasks will give more flexibility to the subconsultant and will produce a more complete and thorough end product for this first stage of design and environmental review.

FISCAL IMPACT

Is there a Fiscal Impact?	Yes
Is it currently budgeted?	Yes
Where is it budgeted?	Capital Improvement Program
Is it Mandatory or Discretionary?	Discretionary
Discretionary Justification:	The County is accumulating Measure "A" funds that can be used for specific flood control and water projects as detailed in the Measure "A" Ordinance. On August 31, 2004 your Board approved a letter of intent to contribute \$270,000 to the Napa County Resource Conservation District (RCD) for the Rutherford

Dust Society (RDS) river restoration project. Amendment No. 6 to Agreement No. A-4202 provides for this funding along with \$30,000 for Napa County staff time for a total of \$300,000.

Is the general fund affected? No

Future fiscal impact: RDS's request of \$270,000 in 2004/05 will provide for the beginning stages of design and environmental review. In addition RDS has requested \$250,000 in 2005/06 to prepare plans and specifications for the project, and anticipates requesting up to \$2,000,000 for construction in future years for a total of \$2,520,000.

Consequences if not approved: River restoration and flood control efforts will be delayed along the Napa River in the Rutherford area.

Additional Information: None

ENVIRONMENTAL IMPACT

ENVIRONMENTAL DETERMINATION: The proposed action is not a project as defined by 14 California Code of Regulations 15378 (State CEQA Guidelines) and therefore CEQA is not applicable.

BACKGROUND AND DISCUSSION

Napa County Resource Conservation District (RCD), has requested a modification to Agreement No. 6420 approved on April 12, 2005, to amend the Scope of Work and extend the term to December 31, 2006. Approval of the requested Amendment will rescind the original Exhibit B - Scope of Work, and replace it with Exhibit B-1 which will allow a +/- ten percent (10%) administrative variation in the task allocation of the \$270,000 Measure A subgrant agreement funds as long as prior written consent has been granted by the Director of Public Works and RCD's District Manager. Any difference of more than ten percent variation in a task allocation shall require an amendment to this Agreement, and payment for changes which exceed the ten percent threshold may be withheld until such time as an appropriate amendment is approved.

SUPPORTING DOCUMENTS

None

CEO Recommendation: Approve

Reviewed By: Michael Stoltz