

MONTEREY COUNTY BOARD OF SUPERVISORS

MEETING: January 11, 2011 – Consent	AGENDA NO.: 50
SUBJECT: Approve and authorize the Chair to sign Amendment No. 3 to Agreement No. A-10489 between the Redevelopment Agency and the County of Monterey for implementation of the Hyland Drive/El Rancho Way Street and Storm Drain Improvement Project in the community of Boronda to: a) Extend the term of Agreement to June 30, 2013; and b) Reduce the financing required for design and construction of the project by \$394,273 for a total project cost not to exceed \$3,190,127.	
DEPARTMENT: RMA -- Redevelopment & Housing Office	

RECOMMENDATION:

It is recommended that the Board of Supervisors of the County of Monterey approve and authorize the Chair to sign Amendment No. 3 to Agreement No. A-10489 between the Redevelopment Agency and the County of Monterey for implementation of the Hyland Drive/El Rancho Way Street and Storm Drain Improvement Project in the community of Boronda to:

- a) Extend the term of Agreement to June 30, 2013; and
- b) Reduce the financing required for design and construction of the project by \$394,273 for a total project cost not to exceed \$3,190,127.

SUMMARY:

The recommended action will extend the term of the agreement and reduce the funding committed by the Redevelopment Agency for the Boronda Storm Drain Project.

DISCUSSION:

On September 12, 2000, the Board of Supervisors approved the *Boronda Redevelopment Area Storm Drain Master Plan* to address storm drain deficiencies on County roads in the community. The Master Plan lists the Hyland Drive and El Rancho Way Project (Project) as a priority for the community. The Project includes installation of curb, gutter, sidewalk, storm drain lines and inlets and reconstruction of the street pavement. The improvements will reduce localized flooding in the Boronda Redevelopment Project Area and provide sidewalks for pedestrians and school children thereby eliminating blighting conditions in the Redevelopment Project Area.

On June 20, 2006, the Board approved Agreement No. A-10489 to design the Project for the amount of \$296,008. As part of that approval process, the Board of Supervisors made the following findings in compliance with Health & Safety Code §33345:

- 1) The building, facilities, structure or other improvements are of benefit to the Project Area;
- 2) No other reasonable means of financing the improvements are available to the community; and
- 3) The cost of acquiring the land or the cost of improvements will assist in the elimination of one or more blighting conditions.

The conditions which supported the findings have not changed since original approval of the Agreement. In fact, the recent economic downturn, including increased unemployment and deflation of residential property values, has served to intensify the need for Redevelopment Agency assistance to finance the improvements.

On February 13, 2007, the Board approved Amendment No. 1 to the Agreement to provide up to \$1,603,992 in financial assistance for the Project, for a total amount of \$1,900,000, to provide bidding, construction, and construction management services, and to extend the term of the Agreement to December 31, 2008.

On June 16, 2009 the Board approved Amendment No. 2 to the Agreement to provide increased financing in the amount of \$1,684,400 for design and construction for a total Project cost not to exceed \$3,584,400, and to extend the term of the Agreement to December 31, 2012.

The recommended action will:

- Reaffirm the cooperation of both the County and Agency to complete the Project;
- Provide that the County Redevelopment and Housing Office will manage the final permit and right-of-way acquisition, bidding, and construction of the Project. This will include: selecting and managing consultants for construction management, geotechnical testing, construction staking, and design services during construction; advertising for bids; opening and review of bids; recommendation for award of contract; management of construction contract; and utility coordination.
- Provide that the Department of Public Works will provide technical review and support of the final design, bidding, and construction of the Project to ensure the completed improvements may be accepted into to the County road maintenance system. Public Works will be reimbursed on a time-and-material basis for its services in this regard. It is presently estimated that the budget for these services will not exceed a total of \$81,360.
- Extend the term of the Agreement to June 30, 2013.
- Reduce the financing committed for design and construction of the project by \$394,273 for a total project cost not to exceed \$3,190,127.

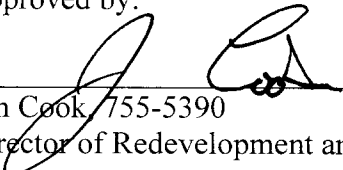
OTHER AGENCY INVOLVEMENT:

County Counsel has reviewed and approved the Amendment as to form. The Department of Public Works will provide technical support for completion of the project and concurs with the recommended reimbursement.

FINANCING:

Expenses incurred in accordance with the agreement will be reimbursed by the Redevelopment Agency of the County of Monterey. Funds for implementation of the project are contained in the budget of the Boronda Redevelopment Project Area (Fund 172, Unit 8209). The total anticipated cost of the project is \$3,190,127.

Approved by:



Jim Cook, 755-5390
Director of Redevelopment and Housing

Date: 12/23/10

Attachment: Proposed Amendment No. 3; Amendment No. 2; Amendment No.1; and Agreement No. A-10489