



# MARIPOSA COUNTY

Public Works · 209 966 5356



## RESOLUTION - ACTION REQUESTED 2019-16

MEETING: January 8, 2019

TO: The Board of Supervisors

FROM: Mike Healy, Public Works Director

RE: Approve a Forth Amendment with Willdan Engineering for Indian Gulch Rd Over Bear Creek Bridge #59

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### RECOMMENDATION AND JUSTIFICATION:

Approve a Fourth Amendment with Willdan Engineering and Extend the Term of the Agreement to December 31, 2024, for Bridge Design and Replacement of Indian Gulch Road over Bear Creek Bridge (40C0059); and Authorize the Board of Supervisors Chair to Sign the Amendment.

The March 2018 declared disaster which destroyed the bridge and also affected the surrounding topography and areas of environmental concern. It is anticipated that additional costs will b required which will be if approved 100% reimbursed by the HBP/ FHWA program

The Federal Highway Administration administers the Federal Highway Bridge Program as part of the current Federal Transportation Bill, MAP-21. Caltrans manages the program in the State of California.

Under current regulations 100% of the cost of these contracts, and the staff time necessary for Public Works to manage them, are reimbursable from the Highway Bridge Program.

### BACKGROUND AND HISTORY OF BOARD ACTIONS:

On May 23, 2017 Resolution 2017-323 the Board authorized to extend the date of completion to December 31, 2018.

On March 8, 2016 Resolution 2016-116 the Board authorized to extend the date of completion of the Agreement to December 31, 2017.

On January 6, 2015 Resolution 2015-15 the Board authorized to extend the date of completion of the Agreement to December 31, 2015.

On October 15, 2013 Resolution 2013-460 the Board authorized Public Works to enter into an agreement with Willdan Engineering for bridge design services on Indian Gulch Road Bridge.

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On May 28, 2013 the Board approved a Program Supplement with Caltrans for several bridges.

**ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:**

Do not approve, the Phase II on the design will not be completed.

**FINANCIAL IMPACT:**

**This project is funded through the Federal Bridge Program and as such there is no financial impact to the County**

**ATTACHMENTS:**

<b>Willdan Eng 4th amd #59</b>	<b>(DOC)</b>
<b>Willdan Eng 3rd amd #59</b>	<b>(PDF)</b>
<b>Willdan Eng 2nd amd #59</b>	<b>(PDF)</b>
<b>1st amdmt Willdan 40C0059</b>	<b>(PDF)</b>
<b>Contract Willdan 40C0059</b>	<b>(PDF)</b>

**RESULT: ADOPTED BY CONSENT VOTE [UNANIMOUS]**

**MOVER:** Rosemarie Smallcombe, District I Supervisor

**SECONDER:** Kevin Cann, District IV Supervisor

**AYES:** Smallcombe, Jones, Long, Cann, Menetrey

**FOURTH AMENDMENT TO AGREEMENT FOR BRIDGE DESIGN SERVICES FOR INDIAN GULCH ROAD OVER BEAR CREEK #40C0059**

**THIS FOURTH AMENDMENT TO AGREEMENT FOR BRIDGE DESIGN SERVICES FOR INDIAN GULCH ROAD OVER BEAR CREEK** is made and entered into this 8<sup>th</sup> day of January, 2018,<sup>9</sup> by and between the County of Mariposa, a political subdivision of the State of California, hereinafter referred to as “**County**,” and Willdan Engineering, hereinafter referred to as “**Contractor**.”

**WHEREAS, County and Contractor** have heretofore entered into an Agreement dated October 15, 2013, wherein **Contractor** agreed to provide bridge design services; and

**WHEREAS, County and Contractor** entered into the First Amendment dated January 6, 2015 to extend the term of the Agreement to December 15, 2015.

**WHEREAS, County and Contractor** entered into the Second Amendment dated March 8, 2016 to extend the term of the Agreement to December 31, 2017.

**WHEREAS, County and Contractor** entered into the Third Amendment dated May 23, 2017 to extend the term of the Agreement, expand the scope of service and increase compensation by Two Hundred Fifty Two Thousand Five Hundred Dollars (\$252,500) for a total not to exceed amount of Four Hundred Seventy Eight Thousand One Hundred Dollars (\$478,100).

**WHEREAS, County and Contractor** desire to amend said Agreement extend the term of the Agreement to December 31, 2024 to be provided to **Contractor**;

**NOW, THEREFORE**, the parties hereto in consideration of the mutual covenants herein recited, hereby agree as follows:

1. Paragraph 1.01, “TERM”, is hereby amended to extend the term of the Agreement to December 31, 2024.


2. Except as herein amended, the agreement dated October 15, 2013 together with the First Amendment dated January 6, 2015, the Second Amendment dated March 8, 2016, and the Third Amendment dated May 23, 2017 shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have caused this Amendment to be executed on the date first above written.


**COUNTY OF MARIPOSA:**

  
Chair Miles Menetrey  
Mariposa County Board of Supervisors

**ATTEST:**

  
RENE LAROCHE  
Clerk of the Board

**CONTRACTOR:**

  
Willdan Engineering  
Chad M. Gordon

**APPROVED AS TO FORM:**

  
STEVEN W. DAHLEM  
County Counsel