



MARIPOSA COUNTY

Public Works • 209 966 5356



RESOLUTION - ACTION REQUESTED 2019-17

MEETING: January 8, 2019
TO: The Board of Supervisors
FROM: Mike Healy, Public Works Director
RE: Approve a Fourth Amendment with Willdan Engineering for Old Toll Rd Over Bear Creek Bridge #57

RECOMMENDATION AND JUSTIFICATION:

Approve a Fourth Amendment with Willdan Engineering to Extend the Term of the Agreement to December 31, 2024 for Old Toll Road Over Bear Creek Bridge (40C0057); and Authorize the Board of Supervisors Chair to Sign the Amendment.

The extension is required due to difficulty in securing the right of way permissions. Additionally, the March 2018 declared disaster caused significant damage to the approaches. The result is further studies and environmental scope.

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 2017-326 the Board approved a Third Amendment to extend the term of the Agreement, expand the scope of services, and increase compensation.

On March 8, 2016 Resolution 2016-118 the Board approved a Second Amendment to extend the term of the Agreement to December 31, 2017.

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

On October 15, 2013 Resolution #2013-460 authorized Public Works to enter into an Agreements with Willdan Engineering for bridge design work on Old Toll Road over Bear Creek.

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

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ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

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

FINANCIAL IMPACT:

This project is funded through the Federal Bridge Replacement Program and as such this action has no financial impact to the County.

ATTACHMENTS:

Willdan Eng 4th amd #57	(DOC)
Willdan Eng 3rd amd #57	(PDF)
2nd amdmt Willdan 40C0057	(PDF)
1st Amdmt Willdan 40C0057	(PDF)
Contract Willdan 40C0057	(PDF)

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
THE OLD TOLL BRIDGE OVER BEAR CREEK #40C0057**

THIS FOURTH AMENDMENT TO AGREEMENT FOR BRIDGE DESIGN SERVICES FOR THE OLD TOLL BRIDGE OVER BEAR CREEK is made and entered into this 8th day of January, 2018, 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 services, and increase the compensation by Two Hundred Twelve Thousand Five Hundred Dollars (\$212,500) for a total not the exceed amount of Four Hundred Thirty Seven Thousand Two Hundred Sixty Dollars (\$437,260).

WHEREAS, County and Contractor desire to amend said Agreement to 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 T. GORDON

APPROVED AS TO FORM:



STEVEN W. DAHLEM
County Counsel