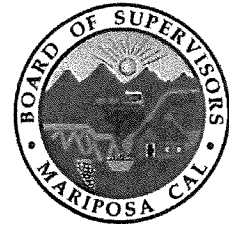




# MARIPOSA COUNTY

Administration · 966-3222



## RESOLUTION - ACTION REQUESTED 2019-356

MEETING: June 25, 2019  
TO: The Board of Supervisors  
FROM: Dallin Kimble, County Administrative Officer  
RE: Approve Fourth Amendment to Blue Ridge Tree Mortality Contract

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### RECOMMENDATION AND JUSTIFICATION:

Approve a Fourth Amendment to the Blue Ridge Services, Inc. Agreement for Tree Mortality Operations Management Services to Provide an Additional \$2,000,000 for a New Not-To-Exceed Amount of \$5,500,000; Approve Budget Action Increasing Revenue and Appropriations in the Current Fiscal Year (\$800,000); and Authorize the Board of Supervisors Chair to Sign the Amendment.

For more than two years, the County has been working with Blue Ridge Services, Inc. to mitigate hazard trees impacted by the tree mortality disaster and protect local infrastructure. The primary source of funds for this project has been the California Disaster Assistance Act (CDAA), which reimburses 75% of expenses related to disaster recovery. Each jurisdiction is required to provide the remaining 25% in cash or donated time and materials.

In 2018, CAL FIRE awarded the County a \$798,000 Local Assistance for Tree Mortality (LATM) grant. With agreement from the state controller, counties that received LATM grants were allowed to use these funds as match for CDAA reimbursements through the end of January 2020. This was a substantial boost to the County's financial ability to mitigate hazard trees.

Now two other factors have given us the ability to expand the scope of this important project. First, Blue Ridge Services has continued to donate some of their time as a match for CDAA reimbursements. These generous donations have allowed available dollars to stretch much farther.

Second, in addition to the 75% cost reimbursements from CDAA, CDAA also provides a reimbursement of 7.5% of each invoice to cover the administrative burden of managing the grant. Our County has chosen to reinvest these dollars to match future reimbursements, stretching local dollars even more.

With approximately seven months left to wrap up this project, and a dramatic decline in the cost of tree felling and removal, our approach is paying big dividends. Projections now show that we will be able to complete approximately \$5.5 million in tree mortality mitigation work for a total cost to the County General Fund of less than

## Resolution - Action Requested 2019-356

\$140,000 budgeted in prior fiscal years.

This item amends the existing contract, which is now exhausted, to allow for the completion of the project. Staff is also recommending a budget action that would allocate additional funds to pay invoices in the current fiscal year.

### **BACKGROUND AND HISTORY OF BOARD ACTIONS:**

The Board of Supervisors declared a State of Emergency related to tree mortality with Resolution 2015-446 and has regularly renewed this action.

On July 19, 2016, the Board directed staff to prepare an RFQ for a Tree Mortality Operations Manager, which was approved with Resolution 16-500 on September 20, 2016.

On December 20, 2016, the Board approved the selection of Blue Ridge Services, Inc., and directed staff to draft an agreement. The resulting agreement was approved on February 7, 2017, and is attached to this item.

The first amendment to the agreement was approved with Resolution 2017-073 on February 21, 2017. This amendment expanded the agreement from \$160,000 to \$320,000.

The second amendment to the agreement was approved with Resolution 2017-704 on October 17, 2017. This amendment expanded the agreement from \$320,000 to \$560,000.

A third amendment to the agreement was approved with Resolution 2018-120 on March 27, 2018. This amendment extended the project deadline to February 28, 2020, and increased the total not-to-exceed amount to \$3,500,000.

### **ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:**

Do not approve the amendment. Staff will seek other funds to pay Blue Ridge Services for work that has been completed and the tree mortality mitigation project will close.

### **FINANCIAL IMPACT:**

**The amended amount includes an additional amount of \$2,000,000 to account for Cal Fire grant funding and reimbursements from Cal OES. No additional general funds are required.**

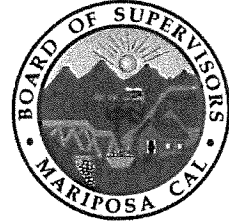
### **ATTACHMENTS:**

**Blue Ridge Tree Mortality Fourth Amendment FY20 (DOCX)**  
**Blue Ridge Services Third Amendment (DOCX)**  
**Second Amendment (PDF)**  
**2017.02.21 Contract Amendment (DOCX)**  
**FY17 Blue Ridge Services Agreement (DOCX)**  
**BRS Budget Action Form (XLSX)**  
**County TM Cash Flow Final Draft - Share.xlsx (PDF)**



# MARIPOSA COUNTY

Administration · 966-3222



## RESOLUTION - ACTION REQUESTED 2019-356

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

**MOVER:** Merlin Jones, District II Supervisor

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

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



**FOURTH AMENDMENT TO AGREEMENT FOR TREE MORTALITY OPERATIONS  
MANAGEMENT SERVICES**

**THIS FOURTH AMENDMENT TO AGREEMENT FOR TREE MORTALITY OPERATIONS MANAGEMENT SERVICES** is made and entered into this date, June 25, 2019, by and between the County of Mariposa, a political subdivision of the State of California, hereinafter referred to as “**County**”, and Blue Ridge Services, Inc., hereinafter referred to as “**Contractor**”.

**WHEREAS**, the **County** and **Contractor** entered into an Agreement dated February 7, 2017, wherein **Contractor** agreed to provide tree mortality operations management services; and

**WHEREAS**, the **County** and **Contractor** entered into a first amendment dated February 21, 2017, which amended the total compensation to a not-to-exceed amount of \$320,000; and

**WHEREAS**, the **County** and **Contractor** entered into a second amendment dated October 10, 2017, which amended the total compensation to a not-to-exceed amount of \$560,000; and

**WHEREAS**, the **County** and **Contractor** entered into a third amendment dated March 27, 2018, which amended the term to extend through February 28, 2020, and increased the total compensation a not-to-exceed amount of \$3,500,000; and

**WHEREAS**, the **County** and **Contractor** desire to amend said Agreement to allow additional compensation for additional services;

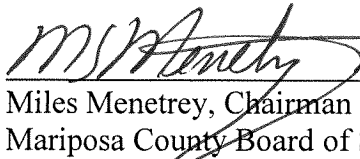
**NOW, THEREFORE**, the parties hereto in consideration of the mutual covenants herein recited, hereby agree as follows:

1. Paragraph 3, “COMPENSATION”, is hereby amended to provide that an additional \$2,000,000 will be added to the amended contract price of \$3,500,000, making the total compensation paid to **Contractor** the not to exceed amount of \$5,500,000.


2. Except as herein amended, the agreement dated February 7, 2017 together with the amendments cited above 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.

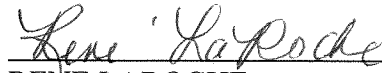
**COUNTY OF MARIPOSA:**

  
\_\_\_\_\_  
Miles Menetrey, Chairman  
Mariposa County Board of Supervisors

**CONTRACTOR:**

  
\_\_\_\_\_  
Neal Bolton, President  
Blue Ridge Services, Inc.

**ATTEST:**

  
\_\_\_\_\_  
RENE LAROCHE  
Clerk of the Board

**APPROVED AS TO FORM:**

  
\_\_\_\_\_  
STEVEN W. DAHLEM  
County Counsel