

## RESOLUTION NO. 23-089

**RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS AUTHORIZING DEPARTMENT OF TRANSPORTATION TO ADVERTISE FOR BIDS AND AWARD SIX DEPARTMENT OF TRANSPORTATION CONTRACTS TO CONSTRUCT 2023 STORM DAMAGE PERMANENT REPAIRS ON BUCKEYE ROAD, COUNTY ROAD 650A, MILEPOST 0.05; ELKHORN ROAD, COUNTY ROAD 120, MILEPOST 4.90; LAYTONVILLE-DOS RIOS ROAD, COUNTY ROAD 322, MILEPOST 3.91; OLD STAGE ROAD, COUNTY ROAD 502, MILEPOST 3.03 TO 3.13; PEACOCK ROAD, COUNTY ROAD 619, MILEPOST 0.33, AND ZENIA ROAD, COUNTY ROAD 337L, MILEPOST 0.55, AT AN ESTIMATED COST OF \$1,658,401 (COUNTYWIDE)**

WHEREAS, the Mendocino County Department of Transportation (DOT) is desirous of performing storm damage permanent repairs utilizing contractor forces on Buckeye Road, County Road (CR) 650A, milepost (MP) 0.05; Elkhorn Road, CR 120, MP 4.90; Laytonville-Dos Rios Road, CR 322, MP 3.91; Old Stage Road, CR 502, MP 3.03 to 3.13; Peacock Drive Road, CR 619, MP 0.33, and Zenia Road, CR 337L, MP 0.55; and

WHEREAS, by Resolution Number (No.) 23-012 (January 10, 2023), the Board of Supervisors declared the existence of a Local Emergency related to the December 2022/January 2023 Winter Storms Event; and

WHEREAS, construction costs for these six DOT projects are currently estimated to be some \$1,658,401 and are anticipated to be 93.75% reimbursable through the Federal Emergency Management Agency (FEMA) and California Disasters Assistance Act (CDAA) funding; and

WHEREAS, funding to accommodate construction costs prior to reimbursement has been budgeted through Budget Unit 3030 for Fiscal Year (FY) 2023/24 and FY 2024/25; and

WHEREAS, under Section 20395 of the California Public Contract Code, the Board of Supervisors may authorize the Director of Transportation to execute contract change orders subject to certain cost limitations; and

WHEREAS, by Resolution 07-008, the Board of Supervisors authorized the Director of Transportation to execute changes to any DOT contract that exceeds \$250,000 by up to \$25,000, plus 5% of the amount of the original contract costs adds up to \$250,000, and in no event shall any change or alteration exceed \$150,000; and

WHEREAS, the Director of Transportation recommends and requests authorization to proceed with the advertisement and award of these six DOT contracts to construct the repair of these storm damaged sites upon receiving the authorization to construct the projects from approving agencies.

NOW, THEREFORE, BE IT RESOLVED that the Mendocino County Board of Supervisors hereby:

1. Authorizes and directs the Director of Transportation to sign the Notice to Bidders, inviting bids for construction of storm damage permanent repairs on the above mentioned road segments, upon receiving the funding authorization from approving agencies to proceed with such action; and

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2. Authorizes and directs the Director of Transportation to award the above mentioned DOT contracts, upon confirmation of appropriate low bidders and acceptable contract documents by County Counsel and Risk Management, and report results to the Board through the applicable Chief Executive Officer's Report.

The foregoing Resolution introduced by Supervisor Williams, seconded by Supervisor Mulheren, and carried this 9<sup>th</sup> day of May, 2023, by the following vote:

AYES: Supervisors McGourty, Mulheren, Haschak, Gjerde, and Williams  
NOES: None  
ABSENT: None

WHEREUPON, the Chair declared said Resolution adopted and SO ORDERED.

ATTEST: DARCIE ANTLE  
Clerk of the Board

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GLENN MCGOURTY, Chair  
Mendocino County Board of Supervisors

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Deputy

I hereby certify that according to the provisions of Government Code Section 25103, delivery of this document has been made.

*APPROVED AS TO FORM:*  
CHRISTIAN M. CURTIS  
County Counsel

BY: DARCIE ANTLE  
Clerk of the Board

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Deputy