



DEPARTMENT OF PUBLIC WORKS

Quality, Excellence, Innovation

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DIRECTOR

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Board of Supervisors
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Dear Board Members:

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Traffic Operations

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SUBJECT: Modification #1 to the Contract between the County of Marin (County), Marin County Flood Control and Water Conservation District (District), Sonoma-Marina Area Transit District (SMART) and the Association of Bay Area Governments (ABAG) extending the contract and changing the Agencies' participation percentages until March 31, 2018.

RECOMMENDATIONS: 1) Execute Modification #1 to the Contract; and 2) Authorize the Department of Finance to increase appropriations and revenue per the Fiscal Impact section below.

SUMMARY: On November 6, 2012, your Board approved a contract agreement to fund a staff position at the San Francisco Regional Water Quality Control Board (Regional Board) for two years to process permit applications for projects brought forth by the County, District and SMART. The agreement funded the position with time on projects split between the three agencies according to the following percentages: County (25%), District (25%) and SMART (50%). Paul Modrell was hired by ABAG to fill this position and in April 2013 he began working to expedite permit processing in an efficient and professional manner for all three agencies.

The current contract with ABAG for this work expires on July 1, 2014, therefore in order to continue support of long term project planning and permit acquisition from the Regional Board, a contract modification is recommended that extends the contract until March 31, 2018. Attachment A describes the estimated cost to fund the permit staffer through March 31, 2018 for each agency. SMART has projected that they will complete their permit acquisition phase in June 2015; after that point in time the staffer's time will be spent on County and District projects and potentially on projects for the Marin County Open Space District (MCOSD) in 2015.

MCOSD is proposing to become a signatory to the ABAG agreement to facilitate permitting for their maintenance projects. When MCOSD moves forward with their permit applications, we will be returning to your board to adjust the projected annual budget amounts for each agency. Due to original contract encumbrances, the project is fully funded through March 31, 2015.

The budget modifications listed in the fiscal impact section below pertain to the County, District and SMART. The obligation of these three agencies under this agreement is limited to providing funding and general work priorities as described in the attached contract budget and project list.

FISCAL IMPACT: Attachment A shows the existing budget for Years One and Two of the original contract (\$325,015) and the estimated cost for Years 3-5 (\$539,839) per agency (County, SMART and District) is shown in Attachment A. During Year 3, SMART funding will go from \$14,282 to zero. The remaining balance of funds will be split 50/50 between the County and the Flood Control District. We will return to your Board to amend this contract and budget once the MCOSD determines their contribution amount and project list.

Recommended budgetary adjustments to fund Contract Modification #1 for Year 3 (4/15-3/16) are shown below. Each agency will return to their respective Boards to encumber funds for Year 4 (4/16-3/17) and Year 5 (4/17-3/18) of this contract. There is no increase in net County cost from the General Fund.

Fund	Fund Center	Commitment Item #	Increase Appropriation/ Amount
10000 (GF)	4100995071 (ABAG Permit Staffer)	5210100 (Professional Services)	\$ 92,830
10000 (GF)	4100995071 (ABAG Permit Staffer)	4640316 (Other Work -- Government)	\$14,281
10000 (GF)	4100995071 (ABAG Permit Staffer)	4810110 (Transfers In)	\$78,549

Fund	Fund Center	Transfer from Commitment Item #	Transfer to Commitment Item #	Amount
23360 (CSA #29)	6274011000 (Paradise Cay)	5210100 (Professional Services)	5490120 (Transfers Out)	\$ 1,579
23710 (FCZ #1)	6210011000 (Novato)	5210100 (Professional Services)	5490120 (Transfers Out)	\$ 11,052
23720 (FCZ #3)	6214011000 (Richardson Bay)	5210100 (Professional Services)	5490120 (Transfers Out)	\$ 9,473
23730 (FCZ #4)	6215011000 (Bel Aire)	5210100 (Professional Services)	5490120 (Transfers Out)	\$ 4,737
23750 (FCZ #5)	6216011000 (Stinson Beach)	5210100 (Professional Services)	5490120 (Transfers Out)	\$ 5,526
23770 (FCZ #7)	6218011000 (Santa Venetia)	5210100 (Professional Services)	5490120 (Transfers Out)	\$ 3,947
23781 (FCZ #9)	6219011000 (Ross Valley)	5210100 (Professional Services)	5490120 (Transfers Out)	\$ 42,235

Fund	Transfer from Fund Center	Commitment Item #	Amount	Transfer to Fund	Fund Center	Commitment Item #	Amount
10000 (GF)	4100131000 (Water Resources)	5210100	\$73,549	10000 (GF)	4100995071 (ABAG Permit Staffer)	5210100 (Professional Services)	\$73,549
10000 (GF)	4100995010 (Watershed Stewardship)	5210100	\$5,000	10000 (GF)	4100995071 (ABAG Permit Staffer)	5210100 (Professional Services)	\$5,000

REVIEWED BY: Department of Finance N/A
 County Counsel N/A
 Human Resources N/A

Respectfully submitted,



Tracy J. Clay
Principal Civil Engineer

Cc: Kellie Bivin; DPW Accounting

FMBB Doc. # 100020321, 100020322 SA Doc.# 101128938 (Flood Control-BOS letter)
FMBB Doc. # 100020324 (County/General Fund BOS letter)

Attachments:

- ABAG Contract Agreement Modification #1; Project # 102214- Permit Assistance; January 14, 2014;
- Project List

P:\Division-Wide\BOS\2014\Packets\060314 ABAG Contract Modification #1\County



ATTACHMENT A- BUDGET			
Salary	Estimated Budget Rate	Hrs/Yr	Cost
ORIGINAL CONTRACT			
YEAR 1- (04/01/13-03/30/14)			
P-3 A Environmental Specialist	74.66	1796	\$ 134,088
Training + Travel			\$ 2,500
Employee Total			\$ 136,588
ABAG overhead (15%)			\$ 20,488
SUB-TOTAL YEAR 1			\$ 157,076
County of Marin DPW			\$ 39,269
County Flood Control District			\$ 39,269
SMART			\$ 78,538
			\$ 157,076
YEAR 2- (4/01/2014- 03/31/15)			
P-3 B Environmental Specialist	79.92	1796	\$ 143,534
Training + Travel			\$ 2,500
Employee Total			\$ 146,034
ABAG overhead (15%)			\$ 21,905
SUB-TOTAL YEAR 2			\$ 167,939
County of Marin DPW			\$ 41,985
County Flood Control District			\$ 41,985
SMART			\$ 83,970
			\$ 167,939
TOTAL ORIGINAL CONTRACT			\$ 325,015
CONTRACT MODIFICATION			
YEAR 3 - (4/15-03/16)			
P-3 D Environmental Specialist	\$ 81.59	1796	\$ 146,527
Training + Travel			\$ 2,500
Employee Total			\$ 149,027
ABAG overhead (15%)			\$ 22,354
Sub-Total Year 3			\$ 171,381
DPW			\$ 78,549
Flood Control			\$ 78,549
SMART 50% for 2 months only			\$ 14,282
Total Year 3			\$ 171,381
YEAR 4 (04/16-03/17)			
P-3 E Environmental Specialist	\$ 85.67	1796	\$ 153,853
Training + Travel			\$ 2,500
Employee Total			\$ 156,353
ABAG overhead (15%)			\$ 23,453
Sub-Total Year 4			\$ 179,806
DPW			\$ 89,903
Flood Control			\$ 89,903
Total Year 4			\$ 179,806
YEAR 5 (04/17-03/18)			
P-3 E Environmental Specialist	\$ 89.95	1796	\$ 161,545
Training + Travel			\$ 2,500
Employee Total			\$ 164,045
ABAG overhead (15%)			\$ 24,607
Sub-Total Year 5			\$ 188,652
DPW			\$ 94,326
Flood Control			\$ 94,326
Total Year 5			\$ 188,652
	1st contract	# Contract Modification	Total
Total DPW	\$ 76,253	\$ 262,778	\$ 339,031
Total Flood Control	\$ 86,254	\$ 262,778	\$ 349,032
Total SMART	\$ 162,508	\$ 14,282	\$ 176,790
TOTAL ALL AGENCIES	\$ 325,015	\$ 539,839	\$ 864,854