

March 13, 2007

Board of Directors
Marin County Open Space District
3501 Civic Center Drive
San Rafael, California 94903

**SUBJECT: REQUEST TO AUTHORIZE PRESIDENT TO EXECUTE SECOND
ADDENDUM TO AGREEMENT WITH KERMANI CONSULTING
GROUP FOR DISASTER RECOVERY ASSISTANCE**

RECOMMENDATION:

1. Authorize the President and the Secretary to execute the attached Second Addendum to Agreement with Kermani Consulting Group for cost recovery assistance related to the repair of damage to Open Space District lands and facilities caused by the storms of January and April 2006, increasing total compensation by \$118,000, extending the term of the agreement to December 31, 2007, and amending the scope of services.

SUMMARY: The attached addendum reflects the cost for additional services to be provided by Kermani Consulting Group to manage the cost recovery effort related to the winter storm disasters of 2005/2006.

The District has 93 damage locations for which it has requested reimbursement for the cost of repair from the Federal Emergency Management Agency (FEMA) and the State of California Office of Emergency Services. As previously reported to you, FEMA initially denied funding to repair many of the damaged locations, and in other cases approved funding at an amount less than necessary to repair the damage. The attached addendum will enable Kermani Consulting Group to review FEMA's project determinations and to file the necessary appeals for projects that were denied reimbursement or approved for reimbursement at a level lower than requested by the District.

For the Board's information, repair work on 56 storm damage sites has been completed, and the planning and/or bid process is underway for the remaining 37 sites. Construction for the latter sites will begin in the spring and continue through the autumn of 2007.

FISCAL IMPACT: The proposed addendum increases Kermani Consulting Group's total compensation from \$57,500 to \$175,500. Sufficient funds to offset the additional costs will be available from FEMA reimbursements and/or the Open Space District's Special Revenue Fund (5490120) for uninsured losses.

REVIEWED BY: ☐ Auditor-Controller ☒ N/A
 ☒ County Counsel ☐ N/A
 ☐ Human Resources ☒ N/A

Respectfully submitted,

Ronald Miska
Assistant General Manager

RMM/kbl
attachment

c: Dan Eilerman
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 Parks and Open Space Commission
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 Press