

**March 11, 2020**

**STATEMENT OF PROCEEDINGS**

*The Minutes of the*

***FLOOD CONTROL DISTRICT  
REGULAR MEETING***

**COUNTY OF SAN DIEGO**

STATEMENT OF PROCEEDINGS  
COUNTY OF SAN DIEGO FLOOD CONTROL DISTRICT  
REGULAR MEETING  
MEETING AGENDA  
**WEDNESDAY, MARCH 11, 2020, 9:00 AM**  
BOARD OF SUPERVISORS NORTH CHAMBER  
1600 PACIFIC HIGHWAY ROOM 310  
SAN DIEGO, CA 92101

A. REGULAR SESSION: Meeting was called to order at 9:01 a.m.

PRESENT: Directors Greg Cox, Chairman; Jim Desmond, Vice-Chairman; Dianne Jacob; Kristin Gaspar; Nathan Fletcher; also, Erin Demorest, Assistant Clerk of the Board of Supervisors.

B. Public Communication: No Speakers

NOTICE: THE BOARD OF SUPERVISORS MAY TAKE ANY ACTION WITH RESPECT TO THE ITEMS INCLUDED ON THIS AGENDA. RECOMMENDATIONS MADE BY COUNTY STAFF DO NOT LIMIT ACTIONS THAT THE BOARD OF SUPERVISORS MAY TAKE. MEMBERS OF THE PUBLIC SHOULD NOT RELY UPON THE RECOMMENDATIONS IN THE BOARD LETTER AS DETERMINATIVE OF THE ACTION THE BOARD OF SUPERVISORS MAY TAKE ON A PARTICULAR MATTER.

**Agenda Items**

<b>Agenda #</b>	<b>Subject</b>
1.	ESTABLISH APPROPRIATIONS, ADVERTISE AND AWARD A CONSTRUCTION CONTRACT FOR LEMON CREST DRIVE DRAINAGE FACILITY EXTENSION IMPROVEMENTS PROJECT [FUNDING SOURCE: FLOOD CONTROL DISTRICT; AVAILABLE PRIOR YEAR FUND BALANCE IN THE SAN DIEGO COUNTY FLOOD CONTROL DISTRICT FUND] (4 VOTES)

**1. SUBJECT: ESTABLISH APPROPRIATIONS, ADVERTISE AND AWARD A CONSTRUCTION CONTRACT FOR LEMON CREST DRIVE DRAINAGE FACILITY EXTENSION IMPROVEMENTS PROJECT (DISTRICT: 2)**

**OVERVIEW**

Lemon Crest Drive is a road maintained by the County of San Diego (County) in the community of Lakeside, between Winter Gardens Boulevard and Riverview Drive. This section of road historically has experienced significant flooding during regular storm events due to a lack of drainage facilities in the area. On September 27, 2017 (05), the Board of Supervisors (Board) approved a project (2017 Project) to capture the stormwater flows that run onto the road from a dirt channel on a private property and contribute to the flooding on the roadway. The 2017 Project included construction of a 20-foot wide concrete drainage inlet box (Inlet) in the front yard of the private property to capture the stormwater runoff and convey the water underground in a large culvert to an existing downstream storm drain to keep the water from flooding onto the road and adjacent properties.

After construction was complete, concerns were raised that the size and location of the Inlet was not what was envisioned for the front yard of a residential neighborhood, and that the Inlet was a nuisance for the County to secure and maintain. Department of Public Works (DPW) staff reevaluated the Inlet and determined that extending the culvert to the backyard of the private property would minimize visibility of the structure for the community and reduce concerns that children and animals would try to gain access. DPW also determined that moving the Inlet away from the road would make it safer if a vehicle were to leave the road at this location, would reduce the possibility of the Inlet being “tagged” or vandalized, and would create a safe work area for staff to pull off the road to maintain the Inlet.

The cost of the work to extend the culvert to the backyard and reconstruct the Inlet exceeds the Public Contract Code authority for the contract approved by the Board on September 27, 2017. DPW has developed a supplemental project that will remove the existing Inlet and extend the new culvert through the private property to the backyard to capture the stormwater flows at the back of the property with a new Inlet (2020 Project). The 2020 Project will require new permits with the applicable resource agencies, as well as agreements with private property owners for rights to access their property to construct and maintain the new drainage culvert and related facilities. All permits and agreements will be obtained before project is advertised.

This is a request to establish appropriations and approve the advertisement and subsequent award of a construction contract to the lowest responsive and responsible bidder. This is also a request to adopt the associated Mitigated Negative Declaration. If approved, construction is scheduled to begin summer 2020 and be completed by Fall 2020. The construction cost is estimated to be \$800,000, including contingency. Remaining project funds of \$419,000 will be used for development and right-of-way acquisition, for a total request of \$1,219,000, and the funding source is available prior year fund balance in the San Diego County Flood Control District.

**RECOMMENDATION(S)**

**CHIEF ADMINISTRATIVE OFFICER**

1. Find, on the basis of the record, that there is no substantial evidence that the Lemon Crest Drive Drainage Facility Extension Improvements project will have a significant effect on the environment. Consider the Mitigated Negative Declaration, on file with the Department of Public Works dated March 11, 2020, State Clearinghouse # 2019120436

(Attachment B), together with comments received during public review (Attachment C), and adopt it, finding that it reflects the independent judgment and analysis of the San Diego County Flood Control District Board of Directors.

2. Adopt the Statement of Location and Custodian of Record. (Attachment D)
3. Adopt the Mitigation Monitoring and Reporting Program prepared in accordance with Public Resources Code section 21081.6, and authorize the Director, Department of Public Works to ensure compliance with the Mitigation Monitoring and Reporting Program. (Attachment E)
4. Establish appropriations of \$1,219,000 in the San Diego County Flood Control District for the Lemon Crest Drive Drainage Facility Extension Improvements project based on prior year available fund balance in the San Diego County Flood Control District Fund. **(4 VOTES)**
5. Authorize the Director, Department of Purchasing and Contracting, to take any action necessary to advertise and award a contract and to take other action authorized by Section 401, et seq. of the San Diego County Administrative Code with respect to contracting for the Lemon Crest Drive Drainage Facility Extension Improvements project.
6. Designate the Director, Department of Public Works, as County Officer responsible for administering the construction contract, in accordance with San Diego County Board Policy F-41, Public Works Construction Projects.

#### **FISCAL IMPACT**

Funds for this request are not included in the Fiscal Year 2019-20 Operational Plan in the Department of Public Works, San Diego County Flood Control District. If approved, construction costs for the Lemon Crest Drive Drainage Facility Extension Improvements project is estimated at \$800,000, including contingency. Remaining funds will be used for project development and right of way acquisition for a total project cost of \$1,219,000. The funding source is Flood Control District (\$1,219,000). The funding source is available prior year fund balance in the San Diego County Flood Control District Fund. There will be no change in net General Fund cost and no additional staff years.

#### **BUSINESS IMPACT STATEMENT**

Flood Control District construction contracts are competitively bid and help stimulate the local economy.

#### **ACTION:**

ON MOTION of Director Jacob, seconded by Director Gaspar, the Board of Directors of the San Diego County Flood Control District took action as recommended, on Consent.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

There being no further business, the Board of Directors of the San Diego County Flood Control District adjourned at 9:24 a.m.

ANDREW POTTER  
Clerk of the Board of Directors of the  
San Diego County Flood Control District

Notes: Santiago

NOTE: This Statement of Proceedings sets forth all actions taken by the San Diego County Flood Control District on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Directors, on Tuesday, April 21, 2020.

  
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GREG COX  
Chairman

Attest:

  
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ANDREW POTTER  
Clerk of the Board