

RESOLUTION NO. .

**BOARD OF SUPERVISORS, COUNTY OF SAN MATEO, STATE OF CALIFORNIA
ACTING AS THE GOVERNING BOARD OF THE MENLO PARK HIGHWAY
LIGHTING DISTRICT**

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**RESOLUTION: AUTHORIZING THE PRESIDENT OF THE BOARD OF
SUPERVISORS TO EXECUTE AN AGREEMENT FOR PROJECT MANAGEMENT,
CONSTRUCTION MANAGEMENT, AND CONSTRUCTION COST REIMBURSEMENT
TO COUNTY IN CONJUNCTION WITH THE MIDDLEFIELD ROAD UNDERGROUND
UTILITY DISTRICT (PHASE II) AND MIDDLEFIELD ROAD IMPROVEMENT PROJECT
IN THE NORTH FAIR OAKS AREA OF SAN MATEO COUNTY**

RESOLVED, by the Board of Supervisors of the County of San Mateo, State of California, acting as the Governing Board of the Menlo Park Highway Lighting District (District), that

WHEREAS, on November 5, 2002, the County of San Mateo Board of Supervisors (Board) adopted Resolution No. 065657, which approved the Middlefield Road Underground Utility District – Phase II, which included Middlefield Road from Fifth Avenue to MacArthur Avenue; and

WHEREAS, on November 17, 2015, the Board adopted Resolution No. 074209 to modify the boundaries of the existing Middlefield Road Underground Utility District - Phase II from Fifth Avenue to MacArthur Avenue in the North Fair Oaks Area and authorized the Director of Public Works to make minor adjustments if necessary, to the Middlefield Road Underground Utility District -Phase II Boundary hereafter; and

WHEREAS, the County and the Utilities agreed to combine the undergrounding with the Middlefield Road Improvement Project (Project) to facilitate construction and coordination of the joint improvements; and

WHEREAS, the Department of Public Works prepared the Plans and Specifications for the Project; and

WHEREAS, the Utilities, including the District, are joint trench participants and are responsible for completing all underground facilities work, including but not limited to, underground conduit construction, pulling cables through the conduits, utility connections, removing joint utility poles, restoring the adjacent concrete pavement and landscaping area; and

WHEREAS, the County has agreed to administer the bidding, awarding, construction, inspections, project management, and construction management for the road improvements, joint trench, and underground conduit placement construction work associated with the Project; and

WHEREAS, there are additional and separate costs to the County associated with managing the undergrounding portion of the Project that should be shared among all joint trench participants, based on their respective trench occupancy; and

WHEREAS, each of the participating Utilities has agreed to and approved the terms and conditions for bidding, awarding, construction, inspection, and payment reimbursement for this Project; and

WHEREAS, the Board has considered and concurs with the recommendation of the Director of Public Works to execute the Agreement for Project Management, Construction Management, and Construction Cost Reimbursement to the County on behalf of the District.

NOW THEREFORE, IT IS HEREBY DETERMINED AND ORDERED that the Board of Supervisors be and is hereby authorizing:

1. The President of this Board of Supervisors to execute said Agreement for Project Management, Construction Management, and Construction Cost Reimbursement to County in Conjunction with the Middlefield Road Underground Utility District (Phase II) and Middlefield Road Improvement Project in the North Fair Oaks Area for and on behalf of the Menlo Park Highway Lighting District and the Clerk of the Board shall attest the President's signature thereto.

2. The Director of Public Works or the Director's designee to execute amendments, on behalf of the Menlo Park Highway Lighting District, to the Agreement for Project Management, Construction Management, and Construction Cost Reimbursement to County in Conjunction with the Middlefield Road Underground Utility District (Phase II) and Middlefield Road Improvement Project in the North Fair Oaks Area with any additions, clarifications, and other changes as the Director of Public Works, or the Director's designee, deems necessary or advisable after consultation with County Counsel.

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