

RESOLUTION NO. _____

BOARD OF SUPERVISORS, COUNTY OF SAN MATEO, STATE OF CALIFORNIA

* * * * *

RESOLUTION AUTHORIZING: A) THE DIRECTOR OF PUBLIC WORKS TO PROCEED WITH FINALIZING THE PLANS AND SPECIFICATIONS FOR PHASE ONE OF THE TUNITAS CREEK BEACH IMPROVEMENT PROJECT; AND B) THE DIRECTOR OF PUBLIC WORKS TO PROCEED WITH ADVERTISING FOR BIDS ON THE TUNITAS CREEK BEACH IMPROVEMENT PROJECT AND REPORT BACK TO THIS BOARD WITH RECOMMENDATIONS ON AWARDING A CONTRACT

RESOLVED, by the Board of Supervisors of the County of San Mateo, State of California, that

WHEREAS, on May 14, 2019, this Board adopted Resolution No. 076591 authorizing the President of the Board of Supervisors to execute a grant agreement with the California State Coastal Conservancy (SCC) for \$3,000,000 to fund the planning, permitting, and design of visitor-serving amenities at the Tunitas Creek Beach property; and authorizing the County of San Mateo Parks Department Director (Parks Director) to execute amendments to the grant agreement to modify the agreement's terms, so long as the modified term(s) are within the current or revised fiscal provisions; and

WHEREAS, on August 6, 2019, this Board adopted Resolution No. 076842 authorizing the Parks Director to execute an agreement with CSW|ST2 for the professional services required to design and permit the Tunitas Creek Beach Improvement Project (Project), for an amount not to exceed \$939,470, and a term expiring August 6, 2022; and authorizing the Parks Director to execute amendments to the agreement to modify the County's maximum fiscal obligation by no more than \$25,000, and/or modify the agreement's terms and/or services, so long as the modified term(s) and/or services is/are within the current or revised fiscal provisions; and

WHEREAS, the Parks Director authorized the First Amendment to the agreement with CSW|ST2 increasing the not to exceed amount by \$10,400 to \$949,870; and

WHEREAS, on September 17, 2019, this Board reviewed and accepted the Tunitas Creek Beach Committee's Vision Document; and

WHEREAS, on March 10, 2020, this Board adopted Resolution Nos. 077270, 077271, and 077272 authorizing the President of the Board of Supervisors to execute a Certificate of Acceptance and Irrevocable Offer to Dedicate Title in Fee, both to be recorded concurrently with the Grant Deed for the County of San Mateo's acquisition of the real property located at 20775 Cabrillo Highway South, in unincorporated San Mateo County, also known as the Tunitas Creek Beach Property for \$3,200,000; authorizing the establishment of the Tunitas Creek Beach Trust Fund, and the transfer of \$2,000,000 from Non-Departmental Services into the Tunitas Creek Beach Trust Fund; and authorizing the Parks Director, or the Director's designee, to execute the Post Transfer Agreement between the County and the Peninsula Open Space Trust (POST) thereby establishing the County's rights and obligations for accessing funds raised by the POST for the benefit of the Tunitas Creek Beach Property; and

WHEREAS, on February 23, 2021, this Board approved the Preferred Plan for the Project and directed the County of San Mateo Parks Department (Parks) to proceed with the preparation of Plans, Specifications, and Estimates and a California Environmental Quality Act (CEQA) review; and

WHEREAS, on December 14, 2021, this Board adopted Resolution No. 078636, which certified the Initial Study/Mitigated Negative Declaration ("IS/MND") which is consistent with CEQA requirements and was completed October 2021; and

WHEREAS, on December 14, 2021, this Board also adopted Resolution No. 078635, authorizing the Parks Director, or the Parks Director's designee, to submit an application to the California Department of Parks and Recreation's Proposition 68 Per Capita Grant Program seeking \$828,430 in grant funds to construct a portion of the Project; and

WHEREAS, on April 19, 2022, this Board adopted Resolution No. 078841 authorizing the President of the Board of Supervisors to execute an amendment to the grant agreement with the SCC for an additional \$760,000 in grant funding, for a new total not to exceed amount of \$3,760,000, to allow for grant funding to be used to construct coastal public access and visitor-serving amenities at Tunitas Creek beach, and to extend the term of the grant agreement to December 31, 2043; and authorizing the Parks Director, or the Parks Director's designee, to execute further amendments to the grant agreement to modify the agreement's terms, including to accept additional grant funds, so long as the modified term(s) are within the current or revised fiscal provisions; and

WHEREAS, on June 28, 2022, this Board adopted Resolution No. 079011 authorizing the President of the Board of Supervisors to execute a Second Amendment to the Agreement with CSW|ST2; to enable the delivery of professional services required to design and permit the Project, to increase the contract amount by \$166,000 for a new total not-to-exceed amount of \$1,115,870, and to extend the agreement's term through December 31, 2023; and authorizing the Parks Director, or the Parks Director's designee, to execute further amendments to the agreement to modify the County's maximum fiscal obligation by no more than \$25,000 (in aggregate), and/or to

modify the agreement's terms and/or services, so long as the modified term(s) and/or services is/are within the current of revised fiscal provisions; and

WHEREAS, upon receiving the final construction documents and permit approvals from other agencies for the Project, the Parks Department and Department of Public Works (Public Works) recommend moving forward with advertising for bids; and

WHEREAS, the Director of Public Works has recommended that this Board authorize the finalization of the plans and specifications and call for bids for the Project to shorten the time to award a contract and enable commencement of construction in the Spring/Summer of 2023; and

WHEREAS, this Board has considered and agrees with the recommendations of the Director of Public Works.

NOW, THEREFORE, IT IS HEREBY DETERMINED AND ORDERED as follows:

1. The Director of Public Works is authorized to proceed with finalizing the plans and specifications for Phase One of the Tunitas Creek Beach Improvement Project.
2. The Director of Public Works is directed to advertise for bids for Tunitas Creek Beach Improvement Project and to report to this Board with recommendations on awarding a contract to the lowest responsible bidder for said Tunitas Creek Beach Improvement Project once bids are received and confirmed.

3. The Director of Public Works is authorized to extend the call for bids and bid opening up to sixty (60) calendar days beyond the time and date originally set forth by the plans and specifications.
4. The Department of Public Works is further directed to cause the Notice inviting sealed bids to be published for three (3) times in a weekly local newspaper of general circulation, published in the County, and obtain an affidavit of said publication, a copy of which shall be placed on file with the Department of Public Works.

* * * * *