



COUNTY OF SAN MATEO
Inter-Departmental Correspondence
County Manager



Date: September 15, 2015
Board Meeting Date: October 20, 2015
Special Notice / Hearing: None
Vote Required: Majority

To: Honorable Board of Supervisors

From: John L. Maltbie, County Manager

Subject: Authority for the Director of Public Works to enter into Right of Entry and Release Agreements for the purpose of repairing and replacing sanitary sewer lines in the Eleanor Drive area for the Fair Oaks Sanitary Sewer Rehabilitation Project.

RECOMMENDATION:

Adopt a resolution authorizing the Director of Public Works to enter into Agreements for Right of Entry and Release for the purpose of repairing and replacing sanitary sewer lines in the Eleanor Drive area for the Fair Oaks Sewer Maintenance District's Sanitary Sewer Rehabilitation Project.

BACKGROUND:

On July 21, 2015, the Board, acting as the Governing Board of the Fair Oaks Sewer Maintenance District (District), adopted Resolution No. 073939, which adopted the plans and specifications for the Sanitary Sewer Rehabilitation Project (Project) along Eleanor Drive and a portion of Stockbridge Avenue and Melanie Lane and authorized execution of an agreement with D'Arcy & Harty Construction, Inc. in the amount of \$1,782,998 for work on the Project.

The Project involves replacing existing sanitary sewer pipes and manholes in poor condition along an approximately 2.3 mile stretch, reconnecting existing sewer laterals to the new District pipes, and restoring existing surfaces (pavement and affected landscaping) affected by the work.

DISCUSSION:

Although significant portions of the Project are within existing sewer or public utility easements, it is anticipated that Right of Entry and Release Agreements (Agreements) with several property owners will be needed for the District to access the easements and perform the work. The County Manager requests authorization for the Director of Public Works to execute Agreements materially of the form attached hereto, subject to

County Counsel review and approval, and to accept or execute on behalf of the County any and all notices, amendments, consents, termination, and documents associated with the Agreements.

Granting authority to the Director of Public Works to enter into these Agreements (which do not require the District to pay for the entry rights being granted) will allow the District to immediately begin work when weather permits, and ensures the ability to address unforeseen changes in configuration in a timely manner. Property owners currently identified by the District have indicated willingness to enter into the necessary Agreements.

County Counsel has reviewed and approved the agreements as to form. The Director of Public Works concurs in this recommendation.

Approval of this action will contribute to the Shared Vision 2025 outcome of a Healthy Community by ensuring that the necessary repair work can be implemented efficiently and effectively to maintain the integrity of the sanitary sewer infrastructure and protecting the environment for the benefit of the public and the environment.

FISCAL IMPACT:

There is no fiscal impact from authorizing the Director of Public Works to enter the agreements.