

**City of Visalia
Agenda Item Transmittal**

Meeting Date: July 13, 2009

Agenda Item Number (Assigned by City Clerk): 9n

Agenda Item Wording: Authorization for the City Manager to execute an FAA Entitlement Grant Agreement for an amount up to \$550,000 for the rehabilitation of the eastside taxiway edge lighting system, airport signage and the emergency generator for the Visalia Municipal Airport.

Deadline for Action: July 30, 2009

Submitting Department: Administration - Airport

Contact Name and Phone Number: Mario Cifuentez, II
713-4480

Department Recommendation

City Staff recommends that Council authorize the City Manager to execute this FAA Grant Agreement, once it is received. The grant will be for an amount up to \$550,000 and is being awarded as part of a previous year's remaining Entitlement grant. The project includes replacing existing taxiway edge lighting with new LED taxiway lighting and the replacement of airfield guidance signs and emergency generator. The required 5% match for the grant will be paid out of the Airport Enterprise Fund.

Summary/Background

In June, the Federal Aviation Administration (FAA) notified staff that there was funding available from a previous year's entitlement program and that they were prepared to make a grant offer to the Visalia Airport in the amount of \$470,000 if the project could be advertised, awarded and completed by September 30, 2009. Previously, in preparation for the release of federal stimulus funding, the airport had several projects designed already. The taxiway lighting project was one of those projects. Additionally, a recent FAA inspection noted that many of the airport's guidance signs were beginning to fade and a recommendation was made to replace them as part of a future year's grant.

The airfield guidance signs were installed with the taxiway lighting work in 1986. The signs are old now with some of them fading and replacement parts are becoming harder to find. This project will replace the old signs with new LED signs.

The taxiway edge lighting system on the taxiways was also installed in 1986. The system is now 23 years old, the resistance to ground in the cable system is low and extensive maintenance is required on an ongoing basis. The existing lights have incandescent lamps.

For action by:

- City Council
- Redev. Agency Bd.
- Cap. Impr. Corp.
- VPFA

For placement on which agenda:

- Work Session
- Closed Session

Regular Session:

- Consent Calendar
- Regular Item
- Public Hearing

Est. Time (Min.): 10

Review:

Dept. Head _____
(Initials & date required)

Finance _____
City Atty N/A
(Initials & date required or N/A)

City Mgr _____
(Initials Required)

If report is being re-routed after revisions leave date of initials if no significant change has affected Finance or City Attorney Review.

This project will replace all existing lights, transformers and cable and with a modern LED lighting system.

The existing emergency generator and transfer switch are at least 30 years old and the engine uses propane for fuel. The generator and transfer switch are in poor condition and require extensive maintenance and it is difficult to obtain spare parts. This project proposes to replace the existing 30kW system with a new, diesel-powered 100kW system that is capable of powering the entire airport lighting system, instead of just the runway circuit.

All of the airport's lighting and signage is powered by a Pilot-controlled system. This means that the lighting system is activated by the pilots, utilizing the assigned radio frequency, and only used when needed. Consequently, the airport will see some savings in energy usage, but the primary savings from this project will come from reduced man hours needed to maintain the system and less frequent need to change burned out lamps.

Prior Council/Board Actions:

Council has routinely authorized the acceptance of annual FAA grant agreements in the same manner.

Committee/Commission Review and Actions:

Alternatives:

Attachments:

Recommended Motion (and Alternative Motions if expected):
Move to Authorize the City Manager to execute the Federal Aviation Administration Grant Agreement for AIP 25 funding the Rehabilitation of taxiway lighting, airport signage and the emergency generator for the Visalia Municipal Airport.

Environmental Assessment Status

CEQA Review:

NEPA Review:

Tracking Information: *(Staff must list/include appropriate review, assessment, appointment and contract dates and other information that needs to be followed up on at a future date)*

**City of Visalia
Agenda Item Transmittal**

Meeting Date: July 13, 2009

Agenda Item Number (Assigned by City Clerk): 9o

Agenda Item Wording: Authorization to award bid No 08-09-48, Ground Water Monitoring, to Moore Twining for the bid price of \$35,744.

Deadline for Action: July 13, 2009

Submitting Department: Public Works

Contact Name and Phone Number: Jim Ross, Public Works Manager, 713-4466

Department Recommendation:

It is recommended that Council authorize staff to award Bid No. 08-09-48 for groundwater monitoring services at and near the water conservation plant to Moore Twining Laboratories in the amount of \$35,744. This is a one year contract, renewable annually for up to four consecutive one year periods.

Summary:

A condition of the City's wastewater discharge permit is quarterly groundwater sampling of each of the 14 monitoring wells at and near the water conservation plant.

Wells are sampled and analyzed for such constituents as general minerals, pH, electrical conductivity, nitrogen compounds, organic compounds, coliform bacteria, and other constituents. Results are included in quarterly reports which are submitted to the Regional Water Quality Control Board.

For the five years, Moore Twining has held the contract to perform the groundwater monitoring. This contract has expired and a competitive bid process was conducted. Nine bids were received in response to a Request For Bids (RFB). The bid totals are summarized below.

For action by:

City Council
 Redev. Agency Bd.
 Cap. Impr. Corp.
 VPFA

For placement on which agenda:

Work Session
 Closed Session

Regular Session:

Consent Calendar
 Regular Item
 Public Hearing

Est. Time (Min.): 1

Review:

Dept. Head _____
(Initials & date required)

Finance _____
City Atty _____
(Initials & date required or N/A)

City Mgr _____
(Initials Required)

If report is being re-routed after revisions leave date of initials if no significant change has affected Finance or City Attorney Review.

Company	Location	Bid Price
Moore Twining	Fresno, CA	\$35,744.00
BSK Assoc.	Visalia, CA	\$36,587.00
Geocon Inland Empire	Bakersfield, CA	\$38,100.00
Geological Technics, Inc.	Modesto, CA	\$43,624.00
Provost & Prichard	Visalia, CA	\$46,386.00
Stantec Consulting Corp	Fresno, CA	\$46,471.60
Bryan Stirat & Assoc.	Diamond Bar, CA	\$48,590.00
Soils Eng.	Bakersfield, CA	\$56,840.00
Carlton Engineering	Shingle Springs, CA	\$56,926.84

The bid amounts above reflect the testing most likely to be needed, though actual requirements may vary somewhat. As part of the bid package, each laboratory was required to submit a unit price for each type of analysis likely to be performed; all invoices will be based on this information.

Twining Laboratories is a large, well established laboratory. They are accredited by the State of California and have performed groundwater sampling for the City of Visalia for the past five years.

Staff recommends awarding Moore Twining Laboratories the contract for groundwater monitoring in the amount of \$35,744. This is a one year contract, renewable annually for up to four consecutive one year periods.

This contract is being funded 100% from the Wastewater Enterprise Fund.

Prior Council/Board Actions: none

Committee/Commission Review and Actions: none

Alternatives: No viable alternative exists. Failure to fulfill permit and pretreatment program requirements will lead to the state of California imposing fines designed to eliminate any economic incentive from not fulfilling the requirements.

Attachments: none

Recommended Motion (and Alternative Motions if expected):
 Move to authorize staff to award RFB No. 08-09-48, Annual Contract for Groundwater Monitoring, to Moore Twining at an estimated annual cost of \$35,744.

Environmental Assessment Status

CEQA Review:

NEPA Review:

Tracking Information: *(Staff must list/include appropriate review, assessment, appointment and contract dates and other information that needs to be followed up on at a future date)*

Copies of this report have been provided to:

**City of Visalia
Agenda Item Transmittal**

Meeting Date: July 13, 2009

Agenda Item Number (Assigned by City Clerk): 9p

Agenda Item Wording: Alternative Requirements and Revisions applied by HUD to the use of Neighborhood Stabilization Program (NSP) funds, considered Community Development Block Grant (CDBG) funds, from the U. S. Government through the Department of Housing and Urban Development (HUD).

Deadline for Action: July 13, 2009

Submitting Department: Housing & Economic Development Department

Contact Name and Phone Number:

Ricardo Noguera, Housing & Economic Development Director (713-4190); Rhonda Haynes, Housing Specialist (713-4460)

Recommendation: Staff recommends that the City Council:

- 1) Approve HUD's authorization with Neighborhood Stabilization Program (NSP) funds to reduce the fifteen-percent (15%) purchase price below appraised market value discount to one-percent (1%); and
- 2) Authorize City Manager or Housing & Economic Development Director to implement HUD's policies & procedural amendments without further Council review; and
- 3) Authorize City Manager, or Housing & Economic Development Director to adjust program goals to maximize expenditure of NSP funds.

Summary / Background: On October 6, 2008, the Office of the Secretary of the U.S. Department of Housing and Urban Development (HUD) advised the public of the allocation amounts to grantees under Title III of Division B of the Housing and Economic Recovery Act of 2008 (HERA), for the purpose of assisting in the redevelopment of abandoned and foreclosed homes under the Emergency Assistance for Redevelopment of Abandoned and Foreclosed Homes heading, referred to as the Neighborhood Stabilization Program (NSP). The City of Visalia received an allocation of **\$2,388,331**. To date the City has acquired 4 properties, is in the process of acquiring 5 additional properties and has begun rehabilitation on its first acquired home totaling approximately \$565,000. Staff returned January 5, 2009, for approval to jumpstart the program with

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 Cap. Impr. Corp.
 VPFA

For placement on which agenda:

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 Public Hearing

Est. Time (Min.): 10

Review:

Dept. Head _____
(Initials & date required)

Finance _____
City Atty _____
(Initials & date required or N/A)

City Mgr _____
(Initials Required)

If report is being re-routed after revisions leave date of initials if no significant change has affected Finance or City Attorney Review.

\$500,000 of Redevelopment Agency Low Mod Funding and returned in June 2009 to purchase properties at the appraised market value with the use of the RDA funding.

On June 19, 2009, HUD published substantive revisions and non substantive technical corrections, clarifications to the October 2008 notice primarily due to the result of changes made through the American Recovery and Reinvestment Act (ARRA) of 2009 approved February 17, 2009.

Reduced minimum percentage discount to acquire property:

The primary changes that pertain to the City's HERA- CDBG-NSP Program to acquire foreclosed properties, rehabilitate and resell to income qualifying families is the requirement to acquire properties at a fifteen (15%) percent discount. The required minimum discount required under the June 19th Federal Register docket, is no less than one percent (1%) of the appraised market value. HUD encourages and the City will continue to make offers at discounts (reductions equal to the current condition of the home, avoided costs of holding, marketing and selling the home) between fifteen percent (15%) and the one-percent (1%) required discount. This allows for greater flexibility and assists the ability to maximize homeownership and rehabilitation rather than encourage the acquisition by investors.

HUD encourages the grantees (City) to take reasonable steps to disclose any discount/price reduction resulting from compliance with HERA or other legal requirements, such as posting sales data on the City's website, providing such information to the Multiple Listing Services (MLS).

Clarification as to allowed costs to resell property:

The HERA Act clarification states that eligible NSP costs for properties acquired, rehabilitated and sold to a family as a primary residence shall be in an amount equal to or less than the cost to acquire, rehab (to a decent, safe, habitable condition). Those costs generally include closing costs and related activity delivery costs, which generally may include costs related to the sale of the property.

Revolving use of NSP Funds: All funds initially invested in the purchase and rehabilitation of the home with NSP funding will be paid in full through the new first mortgage. The NSP funding is then returned to the City and reinvested in additional properties in accordance with NSP regulations. No profit may be earned by the City on these transactions. While the City is estimating to purchase between 10 and 20 homes, the actual total number of purchases may be 30 to 40 homes depending on the success of the re-use of the funds. For the homes where the buyers are unsuccessful in securing conventional loans, the City may serve as the primary lender. However, the funds will not be recycled but loan payments will serve as program income.

Further HUD amendments to HERA and/or ARRA act as it pertains to the NSP Program:

As HUD continues to make corrections, minor amendments and or clarifications to the HERA and/or ARRA Acts of 2008 and 2009, staff requests that the City's program adjust to the federal requirements without further review by City Council and allow such changes to take place under review by the City Manager.

Prior Council/Board Actions: 2008-09 Annual Action Plan adopted on April 21, 2008; 2008-09 Substantial Action Plan Amendment adopted on November 03, 2008; January 5, 2009 and June 3, 2009 Council approval of Redevelopment Low Mod Funds.

Committee/Commission Review and Actions: None required.

Alternatives: None

Attachments:

Exhibit "A" Federal Docket for the NSP Program

Recommended Motion (and Alternative Motions if expected): Staff recommends that the City Council:

- 1) Approve and adopt Alternative Requirements and Revisions applied under HUD's bridge notice, to the use of the Neighborhood Stabilization Program (NSP) funds herein treated by HUD as a special Community Development Block Grant (CDBG) allocation to address the problem of abandoned and foreclosed homes; and
- 2) Authorize any changes to the requirements, technical corrections or clarifications to become effective upon federal register docket notification without further City Council review; and
- 3) Authorize City Manager, or Housing & Economic Development Director to adjust program goals to maximize expenditure of NSP funds.

Environmental Assessment Status

CEQA Review: N/A

NEPA Review: Completed.

Copies of this report have been provided to:

Tracking Information: *(Staff must list/include appropriate review, assessment, appointment and contract dates and other information that needs to be followed up on at a future date)*

Exhibit "A"

response, and recovery capabilities at the regional, State, local, and Tribal levels in the National Incident Management System collection tool, data will be collected on the respondent's ability to meet the established NIMS Implementation

Objectives. The State Preparedness Report collection tool will address questions about current capabilities that have not already been answered through other assessments and reports, focusing on level of performance of individual activities for the 37 capabilities set forth

in the Target Capabilities List (TCL) 2.0. FEMA collects this data to guide policy and resource allocation decisions.
Affected Public: State, Local and Tribal Government.
Estimated Total Annual Burden Hours: 24,278 hours.

TABLE A.12—ESTIMATED ANNUALIZED BURDEN HOURS AND COSTS

Type of respondent	Form name/Form No.	Number of respondents	Number of responses per respondent	Avg. burden per response (in hours)	Total annual burden (in hours)	Avg. hourly wage rate	Total annual respondent cost
State, local or Tribal government.	National Incident Management System/No Form Number.	3926	1	5	19,630	28.60	\$785,985
State, local or Tribal government.	State Preparedness Report/No Form Number.	56	1	83	4,648	28.60	186,106
Total	24,278	972,091

Estimated Cost: There is no annual reporting and recordkeeping cost associated with this collection.

Comments

Comments may be submitted as indicated in the ADDRESSES caption above. Comments are solicited to (a) evaluate whether the proposed data collection is necessary for the proper performance of the agency, including whether the information shall have practical utility; (b) evaluate the accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used; (c) enhance the quality, utility, and clarity of the information to be collected; and (d) minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g., permitting electronic submission of responses.

Larry Gray,
 Director, Records Management Division,
 Office of Management, Federal Emergency
 Management Agency, Department of
 Homeland Security.
 [FR Doc. E9-14480 Filed 6-18-09; 8:45 am]
 BILLING CODE 9111-46-P

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR-5280-N-23]

Federal Property Suitable as Facilities To Assist the Homeless

AGENCY: Office of the Assistant Secretary for Community Planning and Development, HUD.

ACTION: Notice.

SUMMARY: This Notice identifies unutilized, underutilized, excess, and surplus Federal property reviewed by HUD for suitability for possible use to assist the homeless.

DATES: *Effective Date:* June 19, 2009.

FOR FURTHER INFORMATION CONTACT: Kathy Ezzell, Department of Housing and Urban Development, 451 Seventh Street, SW., Room 7262, Washington, DC 20410; telephone (202) 708-1234; TTY number for the hearing- and speech-impaired (202) 708-2565. (these telephone numbers are not toll-free), or call the toll-free Title V information line at 800-927-7588.

SUPPLEMENTARY INFORMATION: In accordance with the December 12, 1988 court order in *National Coalition for the Homeless v. Veterans Administration*, No. 88-2503-OG (D.D.C.), HUD publishes a Notice, on a weekly basis, identifying unutilized, underutilized, excess and surplus Federal buildings and real property that HUD has reviewed for suitability for use to assist the homeless. Today's Notice is for the purpose of announcing that no additional properties have been determined suitable or unsuitable this week.

Dated: June 11, 2009.

Mark R. Johnston,
 Deputy Assistant Secretary for Special Needs.
 [FR Doc. E9-14118 Filed 6-18-09; 8:45 am]
 BILLING CODE 4210-67-P

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR-5255-N-02]

Notice of Allocations, Application Procedures, Regulatory Waivers Granted to and Alternative Requirements for Emergency Assistance for Redevelopment of Abandoned and Foreclosed Homes Grantees Under the Housing and Economic Recovery Act, 2008; Revisions to Neighborhood Stabilization Program (NSP) and Technical Corrections

AGENCY: Office of the Assistant Secretary for Community Planning and Development, HUD.

ACTION: Notice of allocation method, waivers granted, alternative requirements applied, and statutory program requirements; revisions to Neighborhood Stabilization Program and technical corrections.

SUMMARY: On October 6, 2008, the Department published a notice advising the public of the allocation formula and allocation amounts, the list of grantees, alternative requirements, and the waivers of regulations granted to grantees under Title III of Division B of the Housing and Economic Recovery Act of 2008, for the purpose of assisting in the redevelopment of abandoned and foreclosed homes under the Emergency Assistance for Redevelopment of

Abandoned and Foreclosed Homes heading, referred to throughout this notice as the Neighborhood Stabilization Program (NSP). This document advises the public of substantive revisions to the October 6, 2008, notice, primarily as a result of changes to NSP made by the American Recovery and Reinvestment Act of 2009. This document also makes a number of non-substantive technical corrections or clarifications to the October 6, 2008 notice.

DATES: The effective date (except as specified herein) remains as published in the Federal Register on October 6, 2008.

FOR FURTHER INFORMATION CONTACT: Stanley Gimont, Director, Office of Block Grant Assistance, Department of Housing and Urban Development, 451 Seventh Street, SW., Room 7286, Washington, DC 20410, telephone number 202-708-3587. Persons with hearing or speech impairments may access this number via TTY by calling the Federal Information Relay Service at 800-877-8339. FAX inquiries may be sent to Mr. Gimont at 202-401-2044. (Except for the "800" number, these telephone numbers are not toll-free.)

SUPPLEMENTARY INFORMATION: Title III of Division B of the Housing and Economic Recovery Act, 2008 (HERA) (Pub. L. 110-289, approved July 30, 2008) appropriated \$3.92 billion for emergency assistance for the redevelopment of abandoned and foreclosed homes and residential properties, and provides under a rule of construction that, unless HERA states otherwise, the grants are to be considered Community Development Block Grant (CDBG) funds. The grant program under Title III is commonly referred to as the Neighborhood Stabilization Program (NSP). HERA authorizes the Secretary to specify alternative requirements to any provision under Title I of the Housing and Community Development Act of 1974, as amended, (the HCD Act) except for requirements related to fair housing, nondiscrimination, labor standards, and the environment (including lead-based paint), in accordance with the terms of section 2301 of HERA and for the sole purpose of expediting the use of grant funds. On October 6, 2008, HUD published a notice (73 FR 58330) advising the public of the allocation formula and allocation amounts, the list of grantees, alternative requirements, and waivers granted. Today's notice advises the public of substantive revisions to the October 6, 2008 notice, primarily as a result of changes to NSP made by Title XII of Division A of the

American Recovery and Reinvestment Act of 2009 (the "Recovery Act") (Pub. L. 111-005, approved February 17, 2009). Today's notice also makes a number of non-substantive technical corrections to the October 6, 2008 publication.

Substantive Revisions

The substantive revisions made by this notice follow. The Federal Register page number identifies where the language to be revised can be found in the October 6, 2008, notice.

A. Section 2301(c)(3)(C) of HERA was amended to permit NSP funds to be used to establish and operate land banks for homes and residential properties that have been foreclosed upon. As a result, and to ensure consistency with section 2301(c)(3)(C) of HERA, HUD is amending the definition of "Land Bank" at page 58332 to read as follows:

Land bank. A land bank is a governmental or nongovernmental nonprofit entity established, at least in part, to assemble, temporarily manage, and dispose of vacant land for the purpose of stabilizing neighborhoods and encouraging re-use or redevelopment of urban property. For the purposes of NSP, a land bank will operate in a specific, defined geographic area. It will purchase properties that have been foreclosed upon and maintain, assemble, facilitate redevelopment of, market, and dispose of the land-banked properties. If the land bank is a governmental entity, it may also maintain foreclosed property that it does not own, provided it charges the owner of the property the full cost of the service or places a lien on the property for the full cost of the service.

The table of NSP eligible uses on page 58338 has also been revised to reflect this change. The corrected table of eligible NSP uses is published below. In addition, the definition of *Subrecipient* on page 58332 is revised to clarify that a land bank is a subrecipient, as follows:

Subrecipient. Subrecipient shall have the same meaning as at the first sentence of 24 CFR 570.500(c). This includes any nonprofit organization (including a unit of general local government) that a state awards funds to. The term also includes any land bank receiving NSP funds from the grantee or other subrecipient.

B. Section 2301(d)(4) of HERA, which established requirements for the disposition of revenue generated by NSP assisted activities, was repealed by the Recovery Act. As a result of this repeal, revenue generated from the use of NSP funds and received by a private individual or other entity that is not a subrecipient is not required to be

returned to the grantee as was required by section 2301(d)(4). Notwithstanding the elimination of this requirement, grantees are strongly encouraged to avoid the undue enrichment of entities that are not subrecipients. For example, grantees are encouraged to structure assistance to developers that undertake acquisition and/or rehabilitation as loans rather than grants. Grantees are also encouraged to include language in agreements with entities that are not subrecipients that provides for grantees to share in any excess cash flow generated by the assisted project to the extent practicable. (Generally, excess cash flow on a real estate project is the amount of cash generated from operations, sales, or refinancing that is in excess of the amount required to provide the owner a reasonable return on its equity investment.) A further result of the repeal of this provision is that program income received after July 30, 2013 is not required to be returned to HUD for deposit in the Treasury. However, the program income requirements of the CDBG program are still applicable to income directly generated from the use of NSP funds and received by grantees or subrecipients. Accordingly, the definition of "Revenue for the purposes of section 2301(d)(4)" on page 58332, first column, of the October 6, 2008, notice is removed. In addition, Section N beginning on page 58340, second column, of the October 6, 2008 notice is revised to read as follows:

N. Alternative Requirement for Program Income Generated by Activities Assisted With Grant Funds

Requirement

1. Revenue (*i.e.*, gross income) received by a state, unit of general local government, or subrecipient (as defined at 24 CFR 570.500(c)) that is directly generated from the use of CDBG funds (which term includes NSP grant funds) constitutes CDBG program income. To ensure consistency of treatment of such program income, the definition of program income at 24 CFR 570.500(a) shall be applied to amounts received by states, units of general local government, and subrecipients.

2. Cash management. Substantially all program income must be disbursed for eligible NSP activities before additional cash withdrawals are made from the U.S. Treasury.

3. Agreements with subrecipients. States and units of general local government must incorporate in subrecipient agreements such provisions as are necessary to ensure

compliance with the requirements of this section.

C. Section 2301(d)(1) of HERA limits the purchase price of a foreclosed upon home or residential property by requiring the property to be purchased at a discount from the current market appraised value. Section Q of the October 6, 2008, notice implemented purchase discount requirements on individual purchase transactions and purchase transactions in the aggregate. HUD has received numerous expressions of concern from grantees and other interested parties that the current requirements need to be modified to permit greater flexibility in addressing local market conditions and to avoid a downward spiral in property values in neighborhoods where discounts are reflected in valuations for subsequent sales. HUD agrees that the current purchase discount requirements should be modified. Additional flexibility is needed for those situations that involve acquisition of foreclosed upon properties that cannot be purchased at the minimum discount of 5 percent required for individual transactions and the 15 percent minimum discount required for transactions in the aggregate. Many grantees have indicated that some real estate owned (REO) holders are unable or unwilling to sell a property at a price that reflects such a discount. Of more concern to many grantees is the potentially adverse impact that discounted sales prices on foreclosed properties may have on other properties in the neighborhood where the foreclosures occurred. One concern is that a property sold at a discount may be used as a comparable sale for purposes of subsequent appraisals in the neighborhood where the foreclosure occurred. Since the discount has to be taken against the current market appraised value, the use of the discounted sales price as a comparable would understate the true market value of that property. Although HUD has confirmed with representatives of the appraisal industry that such sales transactions should not be used as comparables in other appraisals, no guarantee exists that appraisers would in all cases be aware that the sales price reflected a governmentally required discount. Of further concern to many grantees is the effect of section 2301(d)(3) of HERA which provides that the sale of a foreclosed upon property that was acquired with NSP assistance to an individual as a primary residence cannot be greater than the cost to acquire and rehabilitate or redevelop such property. Thus, it is possible that

the purchase discount will be reflected in two sales transactions involving the same property, i.e., the sale of the foreclosed property to the grantee and the subsequent resale of the property by the grantee to an individual as a primary residence. Again, while neither of these transactions should be used as a comparable for subsequent appraisals in the neighborhood, the grantee cannot assure that the transaction(s) will be ignored for such purpose. Based on the foregoing considerations, HUD has determined that the current requirements for purchase discounts in the aggregate impair the effective implementation of HERA and should be deleted. As a result, today's publication eliminates at page 58342, second column, the 15 percent aggregate discount requirement at Section Q.1.b of the October 6, 2008, notice. However, although section 2301(d)(1) requires that a foreclosed upon home or residential property be purchased at a discount, the level of the discount is not specified. HUD has decided to reduce the minimum individual discount requirement from 5 percent to 1 percent. HUD believes that this reduction will provide grantees with maximum flexibility to avoid the potentially adverse impact of discounts on neighborhood property values. Grantees are nonetheless encouraged to negotiate with lenders to obtain price reductions commensurate with the avoided costs of holding, marketing and selling the homes. Grantees are also encouraged to take reasonable steps to ensure disclosure of any discount/price reduction resulting from compliance with HERA or other applicable legal requirements. Such steps may include posting sales data on individual acquisitions (sales price, current market appraised value, and discount/price reduction) on the grantee's Web site, providing such data to multiple listing services, and including the information in the deed transferring title to the purchaser (if permitted under state or local laws or regulations). Grantees are also reminded that they can prohibit the use of NSP-funded acquisitions as comparables in the scope of work developed for appraisals procured in connection with subsequent acquisitions. Accordingly, the background and requirements for Section Q, Purchase Discount, at page 58342 of the October 6, 2008, notice are revised to read as follows:

Q. Purchase Discount

Background

Section 2301(d)(1) limits the purchase price of a foreclosed home, as follows:

"Any purchase of a foreclosed upon home or residential property under this section shall be at a discount from the current market appraised value of the home or property, taking into account its current condition, and such discount shall ensure that purchasers are paying below-market value for the home or property."

To ensure that uncertainty over the meaning of this section does not delay program implementation, HUD is defining "current market appraised value" in this notice. In recognition of the statutory discount requirement, HUD is requiring a minimum discount of 1 percent for each residential property purchased with NSP funds. Grantees are nonetheless encouraged to negotiate with lenders to obtain price reductions commensurate with the avoided costs of holding, marketing and selling the homes.

Requirements

1. Each foreclosed-upon home or residential property shall be purchased at a discount of at least 1 percent from the current market-appraised value of the home or property.

2. An NSP grantee may not provide NSP funds to another party to finance an acquisition of tax foreclosed (or any other) properties from itself, other than to pay necessary and reasonable costs related to the appraisal and transfer of title. If NSP funds are used to pay such costs when property owned by the grantee is conveyed to a subrecipient, homebuyer, developer, or other jurisdiction, the property is NSP-assisted and subject to all program requirements, such as requirements for NSP-eligible use and benefit to income-qualified persons.

3. The address, appraised value, purchase offer amount, and discount amount of each property purchase must be documented in the grantee's program records. D. As noted in the discussion of the NSP purchase discount requirements, section 2301(d)(1) of HERA requires that the purchase price of a foreclosed upon home or residential property must reflect a discount from the current market appraised value of the property. The October 6, 2008, notice defined "current market appraised value" to mean the value of the property established through an appraisal made in conformity with URA appraisal requirements. HUD has determined that compliance with URA appraisal requirements is unnecessarily burdensome if the anticipated value of the proposed acquisition is estimated at \$25,000 or less and the acquisition is voluntary. Consequently, if the grantee determines that the anticipated value of

the proposed acquisition is estimated at \$25,000 or less and the acquisition is voluntary, the current market appraised value of the property may be established by a valuation of the property that is based on a review of available data and is made by a person qualified to make the valuation. The definition of "current market appraised value" on page 58331, third column, of the October 6, 2008 notice is revised to read as follows:

Current market appraised value. The current market appraised value means the value of a foreclosed upon home or residential property that is established through an appraisal made in conformity with the appraisal requirements of the URA at 49 CFR 24.103 and completed within 60 days prior to an offer made for the property by a grantee, subrecipient, developer, or individual homebuyer; provided, however, if the anticipated value of the proposed acquisition is estimated at \$25,000 or less, the current market appraised value of the property may be established by a valuation of the property that is based on a review of available data and is made by a person the grantee determines is qualified to make the valuation.

E. The Recovery Act included several provisions concerning tenants' rights that are applicable to acquisitions under HERA. A grantee must document its efforts to ensure that the initial successor in interest in a foreclosed upon dwelling or residential real property (typically, the initial successor in interest in property acquired through foreclosure is the lender or trustee for holders of obligations secured by mortgage liens) has provided *bona fide* tenants with the notice and other protections outlined in the Recovery Act. Grantees are cautioned that NSP funds may not be used to finance the acquisition of property from the initial successor in interest that failed to comply with applicable requirements unless it assumes the obligations of such initial successor in interest with respect to *bona fide* tenants. Grantees who elect to assume such obligations are reminded that tenants displaced as a result of the NSP funded acquisition are entitled to the benefits outlined in 24 CFR 570.606, Section K, Acquisition and Relocation, on page 58339 of the October 6, 2008 notice is amended by adding the following requirements at the end thereof:

2. The following requirements apply to any foreclosed upon dwelling or residential real property that was acquired by the initial successor in interest pursuant to the foreclosure after February 17, 2009 and was occupied by a *bona fide* tenant at the time of

foreclosure. The use of NSP funds for acquisition of such property is subject to a determination by the grantee that the initial successor in interest complied with these requirements.

a. The initial successor in interest in a foreclosed upon dwelling or residential real property shall provide a notice to vacate to any *bona fide* tenant at least 90 days before the effective date of such notice. The initial successor in interest shall assume such interest subject to the rights of any *bona fide* tenant, as of the date of such notice of foreclosure: (i) Under any *bona fide* lease entered into before the notice of foreclosure to occupy the premises until the end of the remaining term of the lease, except that a successor in interest may terminate a lease effective on the date of sale of the unit to a purchaser who will occupy the unit as a primary residence, subject to the receipt by the tenant of the 90-day notice under this paragraph; or (ii) without a lease or with a lease terminable at will under State law, subject to the receipt by the tenant of the 90-day notice under this paragraph, except that nothing in this section shall affect the requirements for termination of any Federal- or State-subsidized tenancy or of any State or local law that provides longer time periods or other additional protections for tenants.

b.i. In the case of any qualified foreclosed housing in which a recipient of assistance under section 8 of the United States Housing Act of 1937 (42 U.S.C. 1437f) (the "Section 8 Program") resides at the time of foreclosure, the initial successor in interest shall be subject to the lease and to the housing assistance payments contract for the occupied unit.

ii. Vacating the property prior to sale shall not constitute good cause for termination of the tenancy unless the property is unmarketable while occupied or unless the owner or subsequent purchaser desires the unit for personal or family use.

iii. If a public housing agency is unable to make payments under the contract to the immediate successor in interest after foreclosure, due to (A) an action or inaction by the successor in interest, including the rejection of payments or the failure of the successor to maintain the unit in compliance with the Section 8 Program or (B) an inability to identify the successor, the agency may use funds that would have been used to pay the rental amount on behalf of the family—(1) to pay for utilities that are the responsibility of the owner under the lease or applicable law, after taking reasonable steps to notify the owner that it intends to make payments

to a utility provider in lieu of payments to the owner, except prior notification shall not be required in any case in which the unit will be or has been rendered uninhabitable due to the termination or threat of termination of service, in which case the public housing agency shall notify the owner within a reasonable time after making such payment; or (2) for the family's reasonable moving costs, including security deposit costs.

c. For purposes of this section, a lease or tenancy shall be considered *bona fide* only if: (i) The mortgagor under the contract is not the tenant; (ii) the lease or tenancy was the result of an arms length transaction; and (iii) the lease or tenancy requires the receipt of rent that is not substantially less than fair market rent for the property.

d. The grantee shall maintain documentation of its efforts to ensure that the initial successor in interest in a foreclosed upon dwelling or residential real property has complied with the requirements under section K.2.a. and K.2.b. If the grantee determines that the initial successor in interest in such property failed to comply with such requirements, it may not use NSP funds to finance the acquisition of such property unless it assumes the obligations of the initial successor in interest specified in section K.2.a. and K.2.b. If a grantee elects to assume such obligations, it must provide the relocation assistance required pursuant to 24 CFR 570.606 to tenants displaced as a result of an activity assisted with NSP funds and maintain records in sufficient detail to demonstrate compliance with the provisions of that section.

3. The recipient of any grant or loan made from NSP funds may not refuse to lease a dwelling unit in housing with such loan or grant to a participant under the Section 8 Program because of the status of the prospective tenant as such a participant.

4. This section shall not preempt any Federal, State or local law that provides more protections for tenants.

F. HUD has determined that HUD-approved homebuyer counseling services may not be available to all grantees. To provide for such situations, section B.3.b. on page 58334 of the October 6, 2008 notice, is revised as follows to allow a grantee to submit a request for an exception to the requirement that each NSP-assisted homebuyer must receive and complete at least 8 hours of homebuyer counseling from a HUD-approved counseling agency.

b. The grantee must require each NSP-assisted homebuyer to receive and

complete at least 8 hours of homebuyer counseling from a HUD-approved housing counseling agency before obtaining a mortgage loan. If the grantee is unable to meet this requirement for a good cause (e.g., there are no HUD-approved housing counseling agencies within the grantee's jurisdiction, or there are no HUD-approved housing counseling agencies within the grantee's jurisdiction that engage in homebuyer counseling), the grantee may submit a request for an exception to this requirement to the responsible HUD field office, and the HUD field office has the authority to grant an exception for good cause. The grantee must ensure that the homebuyer obtains a mortgage loan from a lender who agrees to comply with the bank regulators' guidance for non-traditional mortgages (see, Statement on Subprime Mortgage Lending issued by the Office of the Comptroller of the Currency, Board of Governors of the Federal Reserve System, Federal Deposit Insurance Corporation, Department of the Treasury, and National Credit Union Administration, available at <http://www.fdic.gov/regulations/laws/rules/5000-5160.html>). Grantees must design NSP programs to comply with this requirement and must document compliance in the records, for each homebuyer. Grantees are cautioned against providing or permitting homebuyers to obtain subprime mortgages for whom such mortgages are inappropriate, including homebuyers who qualify for traditional mortgage loans.

Technical Corrections

Summaries of the technical corrections made by this document follow. The Federal Register page number identifies where the language to be corrected can be found in the October 6, 2008 notice. The corrected text made by this notice follows.

A. On page 58334 under Section B.4.b., HUD inadvertently omitted to apply the alternative requirement for the minimum citizen comment period of 15 calendar days to substantial action plan amendments submitted subsequently to the initial NSP submission. The application of this alternative requirement to all substantial amendments is necessary to expedite the use of grant funds.

Correction

On page 58334, Section B., paragraph 4.b. should read as follows:

b. Each grantee must prepare and submit its annual Action Plan amendment to HUD in accordance with the consolidated plan procedures for a

substantial amendment under the annual CDBG program as modified by this notice or HUD will reallocate the funds allocated for that grantee. HUD is providing alternative requirements to 42 U.S.C. 5304(a)(2) and waiving 91.105(c)(2), 91.105(k), 91.115(c)(2), and 91.115(i) to the extent necessary to allow the grantee to provide no fewer than 15 calendar days for citizen comment (rather than 30 days) for its initial NSP submission and any subsequent substantial NSP action plan amendment, and to require that, at the time of submission to HUD, each grantee post its approved action plan amendment and any subsequent NSP amendments on its official website along with a summary of citizen comments received within the 15-day comment period. After HUD processes and approves the plan amendment and both HUD and the grantee have signed the grant agreement, HUD will establish the grantee's line of credit in the amount of funds included in the Action Plan amendment, up to the allocation amount.

B. On page 58335 under Section E and the paragraph entitled "Background," HUD erroneously included a statement that an activity may meet the HERA low- and moderate-income national objective if the assisted activity, "Creates or retains jobs for persons whose household incomes are at or below 120 percent of median income (LMMI)." As a result, HUD is removing on page 58335, third column, the bulleted statement that reads: "Creates or retains jobs for persons whose household incomes are at or below 120 percent of median income (LMMI)." If an NSP Action Plan substantial amendment included an activity that addressed the HERA low- and moderate-income national objective requirement on the basis of job creation or retention and funds have not been obligated for that activity, the grantee should submit an amendment that includes one or more new activities that comply with the NSP income eligibility requirements. If funds have already been obligated for the original activity in reliance on the October 6, 2008 notice language, the activity may be completed provided it is designed to create or retain permanent jobs and at least 51 percent of the jobs will be held by or made available to persons whose incomes are at or below 120 percent median income.

Correction

On page 58335 under Section E and the second paragraph under the section entitled "Background," should read as follows:

Second, this provision also redefines and supersedes the definition of "low- and moderate-income," effectively allowing households whose incomes exceed 80 percent of area median income but do not exceed 120 percent of area median income to qualify as if their incomes did not exceed the published low- and moderate-income levels of the regular CDBG program. To prevent confusion, HUD will refer to this new income group as "middle income," and keep the regular CDBG definitions of "low income" and "moderate income" in use. Further, HUD will characterize aggregated households whose incomes do not exceed 120 percent of median income as "low-, moderate-, and middle-income households," abbreviated as LMMH. For the purposes of NSP only, an activity may meet the HERA low- and moderate-income national objective if the assisted activity:

- Provides or improves permanent residential structures that will be occupied by a household whose income is at or below 120 percent of area median income (abbreviated as LMMH);
- Serves an area in which at least 51 percent of the residents have incomes at or below 120 percent of area median income (LMMI); or
- Serves a limited clientele whose incomes are at or below 120 percent of area median income (LMMI).

C. On page 58336, Section E., paragraph 2.e. under "National objectives supersession and alternative requirements," HUD inadvertently omitted a requirement regarding the amount of grant funds to house individuals or families whose incomes do not exceed 50 percent of area median income.

Correction

On page 58336, Section E., paragraph 2.e. is added as follows:

e. Not less than 25 percent of any NSP grant shall be used for the purchase and redevelopment of abandoned or foreclosed homes or residential properties that will be used to house individuals or families whose incomes do not exceed 50 percent of area median income.

D. On page 58338, in the second column of the table of NSP-eligible uses and correlated eligible activities from the CDBG entitlement regulations, HUD inadvertently omitted 24 CFR 570.202 from the list of activities correlated with eligible use (E). HUD inadvertently omitted "24 CFR 570" in the citation for community-based development organizations in the list of activities eligible correlated with eligible use (E). Although the October 6, 2008 notice

indicated that rehabilitation may include counseling for those seeking to take part in the activity, HUD inadvertently omitted to clarify that housing counseling is an eligible

activity delivery cost for any correlated eligible activity that requires an NSP-assisted homebuyer to complete homebuyer counseling pursuant to section B.3.b.

Correction

On page 58338, the table should read as follows:

NSP-eligible uses	Correlated eligible activities from the CDBG entitlement regulations
(A) Establish financing mechanisms for purchase and re-development of foreclosed upon homes and residential properties, including such mechanisms as soft-seconds, loan loss reserves, and shared-equity loans for low- and moderate-income homebuyers.	<ul style="list-style-type: none"> • As part of an activity delivery cost for an eligible activity as defined in 24 CFR 570.206. • Also, the eligible activities listed below to the extent financing mechanisms are used to carry them out.
(B) Purchase and rehabilitate homes and residential properties that have been abandoned or foreclosed upon, in order to sell, rent, or redevelop such homes and properties.	<ul style="list-style-type: none"> • 24 CFR 570.201(a) Acquisition, (b) Disposition, (j) Relocation, and (n) Direct homeownership assistance (as modified below); • 570.202 eligible rehabilitation and preservation activities for homes and other residential properties. • HUD notes that any of the activities listed above may include required homebuyer counseling as an activity delivery cost.
(C) Establish and operate land banks for homes and residential properties that have been foreclosed upon.	<ul style="list-style-type: none"> • 24 CFR 570.201(a) Acquisition and (b) Disposition.
(D) Demolish blighted structures	<ul style="list-style-type: none"> • HUD notes that any of the activities listed above may include required homebuyer counseling as an activity delivery cost.
(E) Redevelop demolished or vacant properties	<ul style="list-style-type: none"> • 24 CFR 570.201(d) Clearance for blighted structures only. • 24 CFR 570.201(a) Acquisition, (b) Disposition, (c) Public facilities and improvements, (e) Public services for housing counseling, but only to the extent that counseling beneficiaries are limited to prospective purchasers or tenants of the redeveloped properties, (j) Relocation, and (n) Direct homeownership assistance (as modified below). • 24 CFR 570.202 Eligible rehabilitation and preservation activities for demolished or vacant properties. • 24 CFR 570.204 Community based development organizations. • HUD notes that any of the activities listed above may include required homebuyer counseling as an activity delivery cost.

E. On page 58338 Section J, the third column, HUD incorrectly cited the legal authority in characterizing the substance of the paragraph.

Correction

On page 58338 Section J, third column, the paragraph should read as follows:

Background

Section 2301(d)(3) of HERA directs that, if an abandoned or foreclosed-upon home or residential property is purchased, redeveloped, or otherwise sold to an individual as a primary residence, then such sale shall be in an amount equal to or less than the cost to acquire and redevelop or rehabilitate such home or property up to a decent, safe, and habitable condition. (Sales and closing costs are eligible NSP redevelopment or rehabilitation costs.) Note that the maximum sales price for a property is determined by aggregating all costs of acquisition, rehabilitation,

and redevelopment (including related activity delivery costs, which generally may include, among other items, costs related to the sale of the property).

F. On page 58340, first column, under Section M and the third paragraph entitled "Background", HUD inadvertently included an incorrect citation for cash management requirements governing States.

Correction

On page 58340, the third paragraph after "Background" should read as follows:

A further complication is that HERA clearly expects grantees to earn program income under this grant program. As provided under 24 CFR 85.21 for entitlements, grantees and subrecipients shall disburse program income before requesting additional cash withdrawals from the U.S. Treasury. States are governed similarly by 24 CFR 570.489(e)(3) and 31 CFR part 205. This requirement is reflected in the

regulations governing use of program income by States and units of general local government under the CDBG program. This means that a grantee that successfully and quickly deploys its program and generates program income may obligate, draw down, and expend an amount equal to its NSP allocation amount, and still have funds remaining in its line of credit.

G. On page 58347 in Attachment A to the Notice, HUD inadvertently left one grantee off the list of local governments that qualify to receive an NSP allocation and included that grantee's allocation amount in the state's allocation.

Correction

At the bottom of page 58347, the allocation amount for the State of Maryland is corrected to read: \$26,704,504. A new line is inserted below the allocation for the State of Maryland and above the line for the allocation for Prince Georges County, Maryland to read:

State	Grantee name	NSP grant amount
MD	Montgomery County	\$2,073,965

H. In Attachment A to the Notice, HUD only listed a single allocation for multiple Insular Areas, without indicating the allocated amount for each Insular Area. Also, without this correction, Insular Areas were unable to submit amendments by the Notice deadline.

Correction

HUD directly notified the Insular Areas to establish a January 15, 2009, deadline for submission of an NSP substantial amendment. At the end of Attachment A, the allocations for the Insular Areas are inserted as follows:

Insular area	Allocation
Virgin Islands	\$579,451
Northern Marianas	364,162
Guam	100,674
American Samoa	100,000
Total	1,144,287

Additional Amendments

1. Environmental. A Finding of No Significant Impact (FONSI) with respect to the environment has been made for this Notice in accordance with HUD regulations at 24 CFR part 50, which implement section 102(2)(C) of the National Environmental Policy Act of 1969 (42 U.S.C. 4332(2)(C)). The FONSI is available for public inspection between 8 a.m. and 5 p.m. weekdays in the Regulations Division, Office of General Counsel, Department of Housing and Urban Development, 451 Seventh Street, SE., Room 10276, Washington, DC 20410-0500. Due to security measures at the HUD Headquarters building, an advance appointment to review the FONSI must be scheduled by calling the Regulations Division at (202) 708-3055 (this is not a toll-free number).

2. Waivers of Alternative Requirements. Alternative requirements in this Notice and the October 6, 2008, Notice (73 FR 58330) may be waived in the same manner as regulatory requirements. Grantees must submit a written request to HUD. Upon a determination of good cause, the Assistant Secretary for Community Development and Planning or the General Deputy Assistant Secretary for Community Development and Planning may, subject to statutory limitations, waive any provision of this Notice. Each waiver must be in writing and must

specify the grounds for approving the waiver.

Dated: June 11, 2009.
 Nelson R. Bregón,
 General Deputy Assistant Secretary, Office
 of Community Planning and Development.
 [FR Doc. E9-14360 Filed 6-18-09; 8:45 am]
BILLING CODE 4210-47-P

DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

Tribal Colleges and Universities Grants and Annual Reports

AGENCY: Bureau of Indian Affairs, Interior.

ACTION: Notice of Submission to the Office of Management and Budget.

SUMMARY: As required by the Paperwork Reduction Act, the Bureau of Indian Affairs (BIA) is submitting the following information collections to the Office of Management and Budget for renewal: (1) Tribal Colleges and Universities Annual Report Form, 25 CFR 41.9, OMB Control No. 1076-0105; and (2) Tribal Colleges and Universities Grant Application Form, 25 CFR 41.8, OMB Control No. 1076-0018.

DATES: Submit comments on or before July 20, 2009.

ADDRESSES: You may submit comments on the information collections to the Desk Officer for the Department of the Interior at the Office of Management and Budget, by facsimile to (202) 395-5806 or you may send an e-mail to: OIRA_DOCKET@omb.eop.gov. Please send a copy of your comments to Kevin Skenadore, Bureau of Indian Education, 1849 C Street, NW., Mail Stop 3609-MIB, Washington, DC 20240-0001. Facsimile to 202-208-3271.

FOR FURTHER INFORMATION CONTACT: You may request further information or obtain copies of the information collections from Chris Redman, Education Planning Specialist, Telephone (405) 605-6051, extension 305.

SUPPLEMENTARY INFORMATION:

I. Abstract

These information collections allow the Department of the Interior to provide Tribally controlled colleges and universities with financial assistance under the Tribally Controlled College

Assistance Act of 1978, Public Law 95-471 (Act), and implementing regulations at 25 CFR part 41. The information collection associated with the grant application allows Bureau of Indian Education (BIE) staff to review grants to ensure that the Tribally controlled college or university is legally eligible for the grant. The information collection associated with the annual report allows BIE to obtain an accounting of amounts and purposes for which financial assistance was expended for the preceding academic year. A request for comments on this information collection request appeared in the Federal Register on Wednesday, March 11, 2009 (74 FR 10609). No comments were received regarding these information collections in response to the announcement.

II. Request for Comments

You are invited to send your comments on these information collections to the two locations listed in the ADDRESSES section. Your comments should address:

(a) The necessity of this information collection for the proper performance of the functions of the agency, including whether the information will have practical utility;

(b) The accuracy of the agency's estimate of the burden (hours and cost) of the collection of information, including the validity of the methodology and assumptions used;

(c) Ways we could enhance the quality, utility and clarity of the information to be collected; and

(d) Ways we could minimize the burden of the collection of the information on the respondents, such as through the use of automated collection techniques or other forms of information technology.

Please note that an agency may not sponsor or request, and an individual need not respond to, a collection of information unless it has a valid OMB Control Number.

OMB has up to 60 days after publication of this document in the Federal Register to make a decision on the submission for renewal, but may make the decision after 30 days. Therefore, to receive the best consideration of your comments, you should submit them during the first 30-day period.

Before including your address, phone number, e-mail address or other

City of Visalia Agenda Item Transmittal

Meeting Date: July 13, 2009

Agenda Item Number (Assigned by City Clerk): 9q

Agenda Item Wording: Award the contract for the Traffic Signal Improvements for the intersections of Demaree Street at Whitendale Avenue and Linwood Street at Walnut Avenue to Madco Electric, Inc. in the amount of \$151,215.00

Deadline for Action: July 30, 2009 (30 days after bid opening)

Submitting Department: Community Development – Traffic Safety Division

Contact Name and Phone Number:

Chris Young, Assistant Community Dev. Director - 713-4392
Adam Ennis, Engineering Services Manager – 713-4323

Department Recommendation:

Staff recommends that the City Council award a contract for the Traffic Signal Improvements, for the intersections of Demaree Street at Whitendale Avenue and Linwood Street at Walnut Avenue, to Madco Electric, Inc. in the amount of \$151,215.00, Project No. 1111-9717 and 1611-9757

Discussion:

The project consists of modifying the existing traffic signals at the intersections of Demaree Street at Whitendale Avenue and Linwood Street at Whitendale by providing for protected left turns in all directions at each intersection. These two intersections have had an increase in traffic volume and a significant increase in the left turn movements. The intersection of Linwood Street at Walnut Avenue was constructed in 1985 and Demaree Street at Whitendale Avenue was constructed in 1991. These two intersections have had a significant number of accidents that can be minimized with the installation of protected left turn arrows. The signal modifications will be constructed within the existing right-of-way and the existing pedestrian ramps will be improved to meet the ADA requirements.

On June 30, 2009, the City opened four (4) bids submitted for the Traffic Signal Improvements for the intersections of Demaree Street at Whitendale Avenue and Linwood Street at Walnut Avenue Project. The results of the bid opening are as follows:

- | | | |
|----|-----------------------------------|---------------|
| 1. | Madco Electric, Inc., Selma | \$ 151,215.00 |
| 2. | A-C Electric Corporation, Visalia | \$ 158,263.25 |

For action by:

- City Council
- Redev. Agency Bd.
- Cap. Impr. Corp.
- VPFA

For placement on which agenda:

- Work Session
- Closed Session

Regular Session:

- Consent Calendar
- Regular Item
- Public Hearing

Est. Time (Min.): 3

Review:

Dept. Head _____
(Initials & date required)

Finance _____
City Atty _____
(Initials & date required or N/A)

City Mgr _____
(Initials Required)

If report is being re-routed after revisions leave date of initials if no significant change has affected Finance or City Attorney Review.

- | | | |
|----|---|---------------|
| 3. | Loop Electric, Inc., Bakersfield | \$ 196,815.88 |
| 4. | Lockwood General Engineering, Inc., Visalia | \$ 197,251.00 |

The Engineer's Estimate for the construction contract is \$ 186,000. The estimate includes the traffic signal poles and mast arms for these two intersections which have already been acquired by the City for \$32,127.75. The current budget amount for this project of \$99,000 consists of \$25,000 from the Transportation Fund (1611) and \$74,000 from the Gas Tax Fund (1111). An additional \$110,000 is requested to be transferred from project 9516 (Various Signal Upgrades) in the Gas Tax Fund (1111) that will be needed for a total of \$209,000 to cover estimated costs of this project. The additional funding from the Gas Tax Fund (1111) is money the City has budgeted from fiscal years prior to the current 2009-10 fiscal year. The total project cost includes the cost of the contractor, purchasing the traffic signal poles, and the construction management of the project.

The traffic signal improvement is planned to be completed by December 23, 2009.

Alternatives: Do not award the contract.

Attachments: Location Map,
Summary of bid results

Recommended Motion (and Alternative Motions if expected): Staff recommends that the City Council award the contract for the Traffic Signal Improvements for the intersections of Demaree Street at Whitendale Avenue and Linwood Street at Walnut Avenue to Madco Electric, Inc. in the amount of \$151,215.00.

<i>Financial Impact</i>			
Funding Source:			
Account Number:	Gas Tax Fund:	1111-9717	(\$25,000)
	Transportation Fund:	1611-9757	(\$74,000)
Budget Recap:			
Total Estimated cost:	\$209,000	New Revenue:.....	\$
Amount Budgeted	\$ 99,000	Lost Revenue:	\$
New funding required:	\$110,000	New Personnel:	\$
Council Policy Change:	Yes___	No <u>X</u>	

Copies of this report have been provided to:

Environmental Assessment Status

CEQA Review:

Required? Yes No

Review and Action: Prior:

Required: Cat-Exempt - This project is considered routine maintenance of an existing facility.

NEPA Review:

Required? Yes No

Review and Action: Prior:

Required:

SUMMARY OF BID RESULTS

BID RESULT RFB 08-09-55

Bid Opening: June 30, 2009 at 2:00 PM

TRAFFIC SIGNAL MODIFICATIONS WHITENDALE AVE AT DEMAREE STREET AND WALNUT AVENUE AT LINWOOD STREET

Item	Description	Quantity	Units	Madco Electric Inc.		AC Electric		Loop Electric		Lockwood Gen Engr.	
				Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount
1	Cleaning and Grubbing	1	Lump Sum	\$19,000.00	\$19,000.00	\$1,200.00	\$1,200.00	\$1,120.00	\$1,120.00	\$6,500.00	\$6,500.00
2	Mobilization	1	Lump Sum	\$5,000.00	\$5,000.00	\$8,000.00	\$8,000.00	\$6,193.60	\$6,193.60	\$5,000.00	\$5,000.00
3	Traffic Control	1	Lump Sum	\$5,000.00	\$5,000.00	\$12,500.00	\$12,500.00	\$8,100.00	\$8,100.00	\$5,800.00	\$5,800.00
4	Signing, Striping and Markings	1	Lump Sum	\$5,100.00	\$5,100.00	\$3,500.00	\$3,500.00	\$5,090.40	\$5,090.40	\$4,400.00	\$4,400.00
5	Signal Modification at Demaree St and Whitendale Ave	1	Lump Sum	\$59,000.00	\$59,000.00	\$66,400.00	\$66,400.00	\$77,364.00	\$77,364.00	\$89,157.00	\$89,157.00
6	Signal Modification at Linwood St and Walnut Ave	1	Lump Sum	\$41,000.00	\$41,000.00	\$43,300.00	\$43,300.00	\$56,165.00	\$56,165.00	\$61,639.00	\$61,639.00
7	Curb and Gutter at Demaree St and Whitendale Ave	144	Linear foot	\$20.00	\$2,880.00	\$26.75	\$3,852.00	\$34.72	\$4,999.68	\$35.00	\$5,040.00
8	Handicap Ramps at Demaree St and Whitendale Ave	500	Square Feet	\$10.00	\$5,000.00	\$14.00	\$7,000.00	\$24.64	\$12,320.00	\$12.00	\$6,000.00
9	Sidewalk at Demaree St and Whitendale Ave	400	Square Feet	\$4.50	\$1,800.00	\$5.20	\$2,080.00	\$19.04	\$7,616.00	\$8.00	\$3,200.00
10	Curb and Gutter at Linwood St and Walnut Ave	105	Linear foot	\$20.00	\$2,100.00	\$26.75	\$2,808.75	\$34.72	\$3,645.60	\$35.00	\$3,675.00
11	Handicap Ramps at Linwood St and Walnut Ave	530	Square Feet	\$9.50	\$5,035.00	\$13.25	\$7,022.50	\$24.64	\$13,059.20	\$12.00	\$6,360.00
12	Sidewalk at Linwood St and Walnut Ave	60	Square Feet	\$5.00	\$300.00	\$10.00	\$600.00	\$19.04	\$1,142.40	\$8.00	\$480.00
				Total:	\$151,215.00	Total:	\$158,263.25	Total:	\$196,815.88	Total:	\$197,251.00

**City of Visalia
Agenda Item Transmittal**

Meeting Date: July 13, 2009

Agenda Item Number (Assigned by City Clerk): 9r

Agenda Item Wording: Award a construction contract and authorize the City Manager to execute an agreement for RFB No. 08-09-60 Part A for the McAuliff Street Improvement Project - Phase 3 (Crossing over Evans Ditch and Mill Creek - Project No. 9945) in the amount of \$1,075,225.00, **AND** for RFB No. 08-09-60 Part B (the Creekside Basin Recharge/Storm Drain Improvements – Project No. 9557) in the amount of \$337,543.00, to the low bidder, “Rising Sun Company”, **AND** authorize the City Manager to transfer funds for the McAuliff Street Improvement Project, Phase 3, Project No. 3011-9945.

Deadline for Action: August 6th, 2009 (30 days after bid opening)

Submitting Department: Community Development Department/
Engineering Division

Contact Name and Phone Number:

Chris Young, Assistant Community Dev. Director - 713-4392
Adam Ennis, Engineering Services Manager - 713-4323

Department Recommendation: Award a construction contract and authorize the City Manager to execute an agreement for RFB No. 08-09-60 Part A for the McAuliff Street Improvement Project - Phase 3 (Crossing over Evans Ditch and Mill Creek - Project No. 9945) in the amount of \$1,075,225.00, **AND** for RFB No. 08-09-60 Part B (the Creekside Basin Recharge/Storm Drain Improvements – Project No. 9557) in the amount of \$337,543.00, to the low bidder, “Rising Sun Company”, **AND** authorize the City Manager to transfer funds for the McAuliff Street Improvement Project, Phase 3, Project No. 3011-9945.

SUMMARY

Part A (McAuliff Street Improvement Project, Phase 3, Crossing over Evans Ditch and Mill Creek):

Part A will provide the connection of McAuliff Street, between Mill Creek Parkway and Murray Street (over Mill Creek and Evans Ditch). The project consists of the removal and reconstruction of structures such as wing walls, flumes, gates, and concrete rip-rap within the banks of Mill Creek and Evans Ditch. It also includes the installation of a new box culvert at Mill Creek, and a new 72” pipe culvert at Evans Ditch (both to be located within the existing channel footprint). The new McAuliff street section will be constructed over the culverts. Surface improvements will include new street pavement, curb, gutter, chain link fence, and general finish grading.

For action by:

- City Council
- Redev. Agency Bd.
- Cap. Impr. Corp.
- VPFA

For placement on which agenda:

- Work Session
- Closed Session

Regular Session:

- Consent Calendar
- Regular Item
- Public Hearing

Est. Time (Min.): 1

Review:

Dept. Head _____
(Initials & date required)

Finance _____
City Atty N/A
(Initials & date required or N/A)

City Mgr _____
(Initials Required)

If report is being re-routed after revisions leave date of initials if no significant change has affected Finance or City Attorney Review.

In addition, Part A includes re-striping, signage, marking, and the installation of street lights along McAuliff. The re-striping, signage, and marking will occur between Mineral King and Douglas Street, and will include bike lanes, no parking signs, and general warning signs.

The project also includes the installation of a new north/south, 60 inch, storm drain pipe. The new storm drain pipe will connect to the existing Creekside basin, through the Part B Project. The installation of the new 60" storm drain pipe will allow the backfilling and abandonment of the temporary basin, located on the City owned parcel east of McAuliff Street.

Another component of the Project is the conversion of the intersection of McAuliff Street and Mineral King to an all-way stop. The conversion is necessary with the completion of this Project, since the new traffic volumes at this intersection will meet the warrants for the all-way stop. In addition to the street improvements listed, this project will include installation of the necessary conduit and pull boxes for Southern California Edison to install street lights.

The engineer's estimate for the McAuliff Street Improvement Project, Phase 3 (Crossing Over Evans Ditch and Mill Creek) was \$2,200,000.00 and the construction is planned to be completed by December 2009.

Part B (Creekside Basin, Recharge/Storm Drain Improvements):

Creekside Basin Recharge/Storm Drain Improvement Project will provide a new groundwater recharge site in the City of Visalia. A turnout structure and associated improvements will be primarily used for directing recharge water into the basin when it is available to assist in recharging the groundwater in the area. The 36" diameter turnout connection will be controlled by a motorized gate. The gate will be connected to an integrated City wide network and eventually will operate interactively with water surface elevation sensors downstream in Mill Creek. This will allow the City to relieve Mill Creek during heavy storm events.

The project also includes the installation of a 24" pipe and a new lift station that will allow discharge into Mill Creek from the basin. An existing lift station is being abandoned (near the intersection of Dinuba Boulevard and Ferguson Avenue) and its SCADA based controllers will be utilized at the Creekside Basin lift station.

This project will be jointly administered by the City of Visalia and Kaweah Delta Water Conservation District. The City of Visalia, in coordination with the water district, is developing a cooperative agreement between the two entities in order to determine the optimum utilization and management of this new facility.

The engineer's estimate for the Creekside Basin Recharge/Storm Drain Improvement Project was \$392,000.00 and the construction is planned to be completed by December 2009.

Project Award

On July 7, 2009, the City opened nine (9) bids submitted for the McAuliff Street Improvement Project Phase 3 – Part A (Crossing over Evans Ditch and Mill Creek) and Creekside Basin, Recharge/Storm Drain Improvements - Part B. The award of the bid is based on the low bidder for the total of bids for Part A and Part B. The results of the bid opening are as follows:

	Contractor	Part "A" Bid	Part "B" Bid	Total "A" + "B"
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1.	Rising Sun Company	\$1,075,225.00	\$337,543.00	\$1,412,768.00
2.	*Floyd Johnston Construction	\$1,134,629.10	\$347,638.00	\$1,482,267.10
3.	*Dunn's Sand Inc.	\$1,160,072.00	\$435,970.00	\$1,596,042.00
4.	R. J. Berry	\$1,214,032.75	\$371,035.00	\$1,585,067.75
5.	*Emmets Excavation Inc.	\$1,222,845.00	\$398,250.00	\$1,621,095.00
6.	Bill Nelson	\$1,372,086.00	\$396,890.00	\$1,768,976.00
7.	*Steve Dovali Const.	\$1,421,845.80	\$363,079.50	\$1,784,925.30
8.	Agee Construction Corp.	\$1,454,448.00	\$378,798.00	\$1,833,246.00
9.	*Lee's Paving	\$1,386,756.35	\$488,948.00	\$1,875,704.35

*Indicates corrected math error.

The Rising Sun Company was the low bidder. This company has completed projects for the City of Visalia in the past including; the Oak Avenue construction, Parking Lot 43, Shannon Parkway Construction, and Ferguson Avenue Construction (between Dinuba Boulevard and Conyer Street). Staff has checked references to confirm that these projects were completed satisfactorily.

The total estimated cost for the Projects, including construction (**based on low bid results**), project management, inspection, staking and testing is:

McAuliff Street Improvement Project, Phase 3, Crossing over Evans Ditch and Mill Creek, Part A	\$1,376,000.00
Creekside Basin, Recharge/Storm Drain Improvements, Part B	\$415,500.00

Currently there is \$731,000.00 of funding budgeted for the McAuliff Street Project. As stated above a total of \$1,376,000.00 will be needed for the project resulting in a shortfall of \$645,000.00. To make up this shortfall staff recommends Council transfer some excess funding on other projects to this project to meet the total project cost. The proposed transfers presented below will **NOT** affect the schedule or ability to construct any of these projects. Complete descriptions of the transfers are given below. The Creekside Basin Project is sufficiently funded based on the low bid results.

Financial Summary:

Part A - McAuliff Street Improvement Project, Phase 3 (Crossing over Evans Ditch and Mill Creek)

Currently, funds in the amount of **\$731,000.00** are available for a portion of the total project costs. These funds come from locally generated Transportation Impact Fees.

City staff proposes that the balance of funds necessary to construct this project be transferred from other projects:

- The Houston Avenue project is currently funded for \$3,600,000 and has an engineer's estimate of \$3,250,000, resulting in a funding overage of \$350,000 over the engineer's estimate. Therefore, a transfer of funds from the Houston Avenue project up to this amount would **NOT** impact the construction schedule for this project. In addition, if bids were to go against the current bidding trend and come in higher than the engineer's estimate, additional funding would be transferred to this project to insure completion on schedule. The Houston Avenue Project is currently out to bid, and construction will begin this fall. Staff requests that \$345,000 be transferred from the **Houston Avenue Project No. 9026** to the McAuliff Project. This would result in the Houston Avenue

Project having \$3,255,000.00 in funding. This transfer would allow for construction of both the Houston Avenue Project and the McAuliff Street Project.

- The **Acequia Two-Way Conversion Project No. 8056** has been completed with \$150,000.00 in funding remaining. These remaining Measure R Local Funds can be transferred to the McAuliff Project, as it is a non-prevailing wage project.
- Staff recommends that \$150,000 of the City’s Measure R Local Funding that had been allocated for the Minor Overlay Project be transferred to the McAuliff project, since additional funding in excess of the transfer has been obtained for the Minor Overlay Project.

The following is a summary of the funds to be authorized for transfer:

Transfer from:	Transfer to:	Transfer Amount
<u>FROM 08/09</u>		
#9026 Houston (City of Visalia Measure R Local Fund 1131)	#9945 McAuliff	\$345,000.00
#8056 Acequia (City Of Visalia Measure R Local Fund 1131)	#9945 McAuliff	\$150,000.00
<u>FROM 09/10</u>		
#9525 Minor Overlay Budget	#9945 McAuliff	\$150,000.00

Total Transfer to #9945: \$645,000.00

This will bring the budget to \$1,376,000.00 for the construction phase (including the original \$731,000.00).

Financial Summary:

Part B (Creekside Basin, Recharge/Storm Drain Improvements):

Funds are available from locally generated Storm Sewer User Fees, Storm Sewer Deficiency and Storm Sewer Construction Funds, in the amount of \$326,000.00.

In addition, the Visalia Water Management Committee (comprised of the City of Visalia and Kaweah Delta Water Conservation District officials) approved funding up to \$150,000 toward construction costs for this project. This funding will be taken from the City’s Groundwater Recharge Fund which is intended to promote groundwater recharge. The total available for Part B (Creekside Basin) is **\$476,000.00**.

Prior Council/Board Actions:

McAuliff Street Improvement Project, Phase 3, (Crossing Over Evans Ditch and Mill Creek, Part “A”) AND Creekside Basin Recharge/Storm Drain Improvements, Part “B”:

The City Council authorized the Community Development Department to bid these projects as non-prevailing wage at the May 18, 2009 meeting.

Committee/Commission Review and Actions:

Alternatives: Do not award contract.

Attachments:

Exhibit # 1 – Part “A” and “B” Location Map,

- Exhibit #2 – McAuliff Bid Opening Spreadsheet
- Exhibit #3 – Creekside Bid Opening Spreadsheet
- Exhibit #4 – Contractor Disclosure Statement

Recommended Motion (and Alternative Motions if expected): I move to award a construction contract and authorize the City Manager to execute an agreement for the McAuliff Street Improvement Project, Phase 3 (Crossing over Evans Ditch and Mill Creek) to the low bidder, Rising Sun Company, in the amount of \$1,075,225.00 (RFB No. 08-09-60/Project No. 3011-9945), AND

Award a construction contract and authorize the City Manager to execute an agreement for the Creekside Basin, Recharge/Storm Drain Improvements, Part B, to the low bidder Rising Sun Company, in the amount of \$337,543.00 (RFB No. 08-09-60/Project No. 3011-9557), AND

I move to authorize the City Manager to transfer funds for the McAuliff Street Improvement Project, Phase 3 (Crossing over Evans Ditch and Mill Creek, Project No. 3011-9945).

Financial Impact:
McAuliff Street Improvement Project, Phase 3, Part A

Funding Source:

Account Number: 3011-9945

Budget Recap:

Total Estimated cost: \$1,376,000.00	New Revenue:	\$
Amount Budgeted: \$731,000.00	Lost Revenue:	\$
New funding required: \$645,000.00	New Personnel:	\$
Council Policy Change: Yes____ No <u>X</u>		

Financial Impact:
Creekside Basin, Recharge/Storm Drain Improvements, Part B

Funding Source:

Account Number: 3011-9557

Budget Recap:

Total Estimated cost: \$415,500	New Revenue:	\$
Amount Budgeted: \$476,000	Lost Revenue:	\$
New funding required: \$0	New Personnel:	\$
Council Policy Change: Yes____ No <u>X</u>		

Environmental Assessment Status
McAuliff Street Improvement Project, Phase 3, Part A

CEQA Review:

Required? Yes No

Review and Action: Prior: Initial Study and Mitigated Negative Declaration,
completed February 2003

Required:

NEPA Review:

Required? Yes No

Review and Action: Prior:

Required:

Environmental Assessment Status
Creekside Basin, Recharge/Storm Drain Improvements, Part B

CEQA Review:

Required? Yes No

Review and Action: Prior: Initial Study and Mitigated Negative Declaration,
completed February 19, 2008

Required:

NEPA Review:

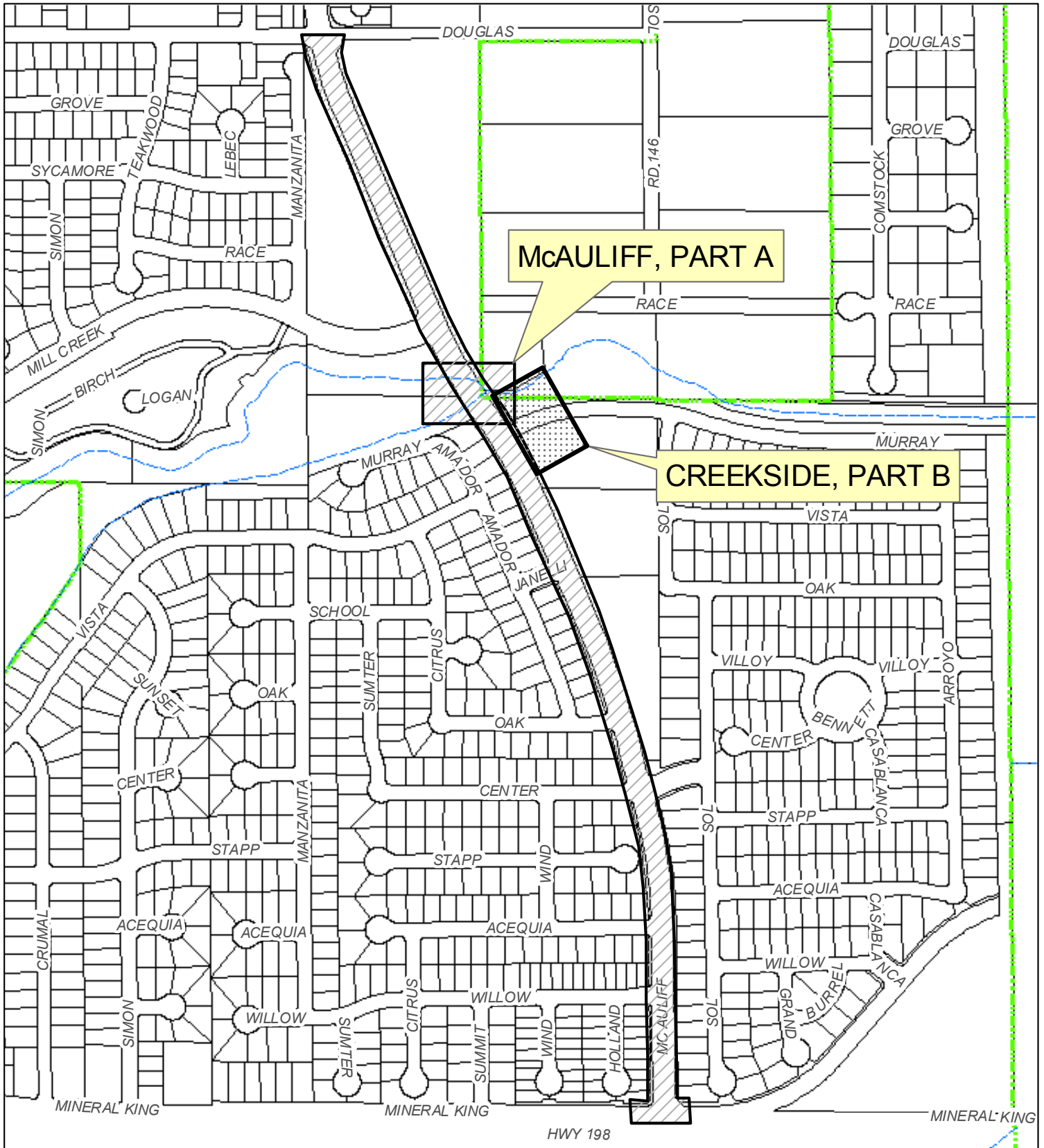
Required? Yes No

Review and Action: Prior:

Required:

Tracking Information: *(Staff must list/include appropriate review, assessment, appointment and contract dates and other information that needs to be followed up on at a future date)*

Copies of this report have been provided to:
Larry Dotson, PE, Kaweah Water District Engineer
Aaron Fukuda, PE, Tulare Irrigation District Engineer



**McAuliff Street at Evans Ditch
and Mill Creek, Part A
Creekside Basin Recharge
Storm Drain, Part B**



Scale: 1"=500'

EXHIBIT #1

**McAuliff Street Imps. Project Phase 3, Part "A", No. 3011-9945
 BID SUMMARY SHEET**

Bid Opening: 2:00 PM, July 7, 2009, Non-Prevailing Wage

	ITEMS	UNIT	QTY	LOW BIDDER				BIDDER 2	
				ENGINEERS ESTIMATE		Rising Sun Company		Floyd Johnston Construction Co., Inc.	
				UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL
McAULIFF STREET, PART A									
1	Mobilization/Demobilization	LS	1	\$83,000.00	\$83,000.00	\$40,000.00	\$40,000.00	\$14,000.00	\$14,000.00
2	Prepare and Submit Storm Water Pollution Prevention Pln, including update of Notice of Intent (NOI)	LS	1	\$5,000.00	\$5,000.00	\$200.00	\$200.00	\$2,940.00	\$2,940.00
3	Storm Water Pollution Prevention Plan Implementation and Maintenance, including filing of Notice of Termination (NOT)	LS	1	\$12,000.00	\$12,000.00	\$200.00	\$200.00	\$4,230.00	\$4,230.00
4	Prepare Plan for Traffic Control System/Construction Area Signs (IMSA or ATSSA Certified)	LS	1	\$3,000.00	\$3,000.00	\$200.00	\$200.00	\$590.00	\$590.00
5	Implementation and Maintenance of Traffic Control System/Construction Area Signs	LS	1	\$8,500.00	\$8,500.00	\$200.00	\$200.00	\$1,010.00	\$1,010.00
6	Prepare and Submit Dust Control Plan to San Joaquin Valley Air Control District	LS	1	\$3,500.00	\$3,500.00	\$200.00	\$200.00	\$590.00	\$590.00
7	Implement and Maintain Dust Control Plan	LS	1	\$6,500.00	\$6,500.00	\$200.00	\$200.00	\$590.00	\$590.00
8	Furnish, Install, Maintain Oak Tree Protection	LS	1	\$5,500.00	\$5,500.00	\$200.00	\$200.00	\$3,140.00	\$3,140.00
9	Implementation and Maintenance of San Joaquin Kit Fox Provisions	LS	1	\$8,500.00	\$8,500.00	\$200.00	\$200.00	\$1,820.00	\$1,820.00
10	Implementation and Maintenance of Valley Elderberry Longhorn Beetle Provisions	LS	1	\$6,500.00	\$6,500.00	\$200.00	\$200.00	\$955.00	\$955.00
11	Remove/Dispose of existing Concrete Rip Rap	LS	1	\$3,600.00	\$3,600.00	\$6,000.00	\$6,000.00	\$970.00	\$970.00
12	Clearing and Grubbing including Disposal of Wastes and Final Site Clean Up	LS	1	\$18,000.00	\$18,000.00	\$5,000.00	\$5,000.00	\$6,440.00	\$6,440.00
13	Demolition, Removal, Disposal of Existing Structures and Footings	LS	1	\$68,000.00	\$68,000.00	\$6,000.00	\$6,000.00	\$29,950.00	\$29,950.00
14	Remove/Salvage Temporary Timber Barricade	EA	4	\$2,200.00	\$8,800.00	\$1,100.00	\$4,400.00	\$395.00	\$1,580.00
15	Furnish and Install (F&I) Reinforced Concrete	CY	691	\$1,500.00	\$1,036,500.00	\$490.00	\$338,590.00	\$767.00	\$529,997.00
16	Furnish and Install Reinforced Concrete Lining	SF	5880	\$20.00	\$117,600.00	\$5.00	\$29,400.00	\$4.20	\$24,696.00
17	Furnish and Install Miscellaneous Metal	LBS	3270	\$12.00	\$39,240.00	\$4.00	\$13,080.00	\$1.50	\$4,905.00
18	Furnish and Install Rip Rap	CY	185	\$150.00	\$27,750.00	\$160.00	\$29,600.00	\$110.00	\$20,350.00
19	Furnish and Install 72", Class 4, O-Ring Rubber Gasket, Reinforced Concrete "Spun" Pipes (RGRCP)	LF	118	\$350.00	\$41,300.00	\$550.00	\$64,900.00	\$535.00	\$63,130.00
20	Furnish and Furnish and Install 60", Class 5, O-Ring Rubber Gasket, Reinforced Concrete "Spun" Pipe for Storm Drain	LF	355	\$285.00	\$101,175.00	\$400.00	\$142,000.00	\$405.00	\$143,775.00
21	Standard 72" Storm Drain Manhole (SDMH)	EA	1	\$8,500.00	\$8,500.00	\$7,000.00	\$7,000.00	\$5,990.00	\$5,990.00
22	Furnish and Install 48", Class 3, O-Ring Rubber Gasket, Reinforced Concrete "Spun" Pipe for Stilling Well	LF	8	\$200.00	\$1,600.00	\$1,000.00	\$8,000.00	\$560.00	\$4,480.00
23	Sheeting, Shoring, Bracing for RGRCP, Miscellaneous Structures, Culverts, etc.	LS	1	\$27,500.00	\$27,500.00	\$700.00	\$700.00	\$830.00	\$830.00
24	Furnish and Install 48" Canal Gate	EA	1	\$8,500.00	\$8,500.00	\$8,000.00	\$8,000.00	\$10,350.00	\$10,350.00
25	Trench and Structures Earthwork (est. 3,668 CY)	LS	1	\$62,400.00	\$62,400.00	\$40,000.00	\$40,000.00	\$10,750.00	\$10,750.00
26	Roadway Excavation and Backfill (est. 7,930 CY)	LS	1	\$205,256.00	\$205,256.00	\$80,000.00	\$80,000.00	\$29,500.00	\$29,500.00
27	4" Thick Decomposed Granite (D.G.) Drive (20' Wide)	CY	5	\$26.00	\$130.00	\$250.00	\$1,250.00	\$215.00	\$1,075.00
28	Backfill and Compact Temporary Storm Basin	CY	6700	\$18.00	\$120,600.00	\$10.00	\$67,000.00	\$7.50	\$50,250.00
29	City Standard Barrier Curb and Gutter	LF	604	\$16.00	\$9,664.00	\$16.00	\$9,664.00	\$16.00	\$9,664.00
30	Accessible Ramp	EA	1	\$4,500.00	\$4,500.00	\$1,800.00	\$1,800.00	\$3,290.00	\$3,290.00
31	City Standard 20' wide Driveway Approach	SF	400	\$14.00	\$5,600.00	\$4.00	\$1,600.00	\$4.50	\$1,800.00
32	City Standard Sidewalk	SF	4720	\$11.00	\$51,920.00	\$4.00	\$18,880.00	\$3.80	\$17,936.00

**McAuliff Street Imps. Project Phase 3, Part "A", No. 3011-9945
BID SUMMARY SHEET**

Bid Opening: 2:00 PM, July 7, 2009, Non-Prevailing Wage

LOW BIDDER

BIDDER 2

	ITEMS	UNIT	QTY	ENGINEERS ESTIMATE		Rising Sun Company		Floyd Johnston Construction Co., Inc.	
				UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL
33	Class 2 Aggregate Base	TON	825	\$25.00	\$20,625.00	\$36.00	\$29,700.00	\$34.00	\$28,050.00
34	Asphalt Concrete (Type B)	TON	547	\$105.00	\$57,435.00	\$125.00	\$68,375.00	\$94.00	\$51,418.00
35	City Standard 6' High Chain Link Fence	LF	432	\$18.00	\$7,776.00	\$20.00	\$8,640.00	\$14.00	\$6,048.00
36	20' Wide Double Swing Chain Link Fence Gates	EA	1	\$1,900.00	\$1,900.00	\$2,000.00	\$2,000.00	\$940.00	\$940.00
37	Replace Damaged 10.5"x17"x12" Street Light Hand Holes	EA	1	\$350.00	\$350.00	\$500.00	\$500.00	\$2,000.00	\$2,000.00
38	1 1/2" Electrical Conduit with Pull Rope	LF	385	\$13.00	\$5,005.00	\$5.00	\$1,925.00	\$15.00	\$5,775.00
39	Bore for 3" Conduit cross Douglas Avenue with Pull Rope	LF	85	\$110.00	\$9,350.00	\$30.00	\$2,550.00	\$31.00	\$2,635.00
40	Trench and Place 3" Conduit with Pull Rope	LF	65	\$15.00	\$975.00	\$8.00	\$520.00	\$19.00	\$1,235.00
41	3" Risers at existing Street Light Hand Holes, n/e c/c Douglas & McAuliff	EA	1	\$1,200.00	\$1,200.00	\$120.00	\$120.00	\$275.00	\$275.00
42	1.5" Risers from Hand Holes and/or Street Light Base	EA	12	\$700.00	\$8,400.00	\$50.00	\$600.00	\$167.00	\$2,004.00
43	3" SCH 80 Risers at Pole, s/w c/o Houston & McAuliff	EA	1	\$700.00	\$700.00	\$100.00	\$100.00	\$600.00	\$600.00
44	1/4" Nylon Pull Rope or Mule Tape at all Risers	LF	50	\$1.50	\$75.00	\$8.00	\$400.00	\$60.00	\$3,000.00
45	Replace Lids on existing Street Light Hand Holes to SCE Lids with Locking Bolts	EA	7	\$350.00	\$2,450.00	\$200.00	\$1,400.00	\$358.00	\$2,506.00
46	4" dia. Schedule 40 PVC Pipe	LF	94	\$18.00	\$1,692.00	\$9.00	\$846.00	\$7.90	\$742.60
47	Gunite (1-1/2" thick)	CY	7.5	\$1,100.00	\$8,250.00	\$700.00	\$5,250.00	\$175.00	\$1,312.50
48	Implementation, maintenance, coordination, and compliance with Dept. of Fish and Game requirements	LS	1	\$2,200.00	\$2,200.00	\$1,000.00	\$1,000.00	\$590.00	\$590.00
49	Signing, Striping and Pavement Marking (Mineral King to Douglas)	LS	1	\$33,000.00	\$33,000.00	\$21,000.00	\$21,000.00	\$18,900.00	\$18,900.00
50	Replace 2.5 SF of existing Sidewalk at Riser Pole	SF	2.5	\$100.00	\$250.00	\$150.00	\$375.00	\$330.00	\$825.00
51	Replace existing 10.5"x17"x12" Street Light Hand Hole with 13"x24"x15" Plastic SCE Hand Hole	EA	1	\$500.00	\$500.00	\$260.00	\$260.00	\$1,000.00	\$1,000.00
52	Furnish, Install and Maintain a Temporary Crossing over Mill Creek and Evans Ditch	LS	1	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$3,200.00	\$3,200.00
Part "A" Total					\$2,277,268.00		\$1,075,225.00		\$1,134,629.10

**McAuliff Street Imps. Project Phase 3, Part "A", No. 3011-9945
 BID SUMMARY SHEET**

Bid Opening: 2:00 PM, July 7, 2009, Non-Prevailing Wage

	ITEMS	BIDDER 3		BIDDER 4		BIDDER 5		BIDDER 6	
		Dunn's Sand Inc.		RJ Berry		Emmets Excavation Inc.		Bill Nelson	
		UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL
McAULIFF STREET, PART A									
1	Mobilization/Demobilization	\$40,000.00	\$40,000.00	\$55,000.00	\$55,000.00	\$31,000.00	\$31,000.00	\$50,000.00	\$50,000.00
2	Prepare and Submit Storm Water Pollution Prevention Pln, including update of Notice of Intent (NOI)	\$5,500.00	\$5,500.00	\$1,000.00	\$1,000.00	\$3,520.00	\$3,520.00	\$4,000.00	\$4,000.00
3	Storm Water Pollution Prevention Plan Implementation and Maintenance, including filing of Notice of Termination (NOT)	\$20,000.00	\$20,000.00	\$5,000.00	\$5,000.00	\$1,200.00	\$1,200.00	\$7,500.00	\$7,500.00
4	Prepare Plan for Traffic Control System/Construction Area Signs (IMSA or ATSSA Certified)	\$1,000.00	\$1,000.00	\$500.00	\$500.00	\$500.00	\$500.00	\$2,500.00	\$2,500.00
5	Implementation and Maintenance of Traffic Control System/Construction Area Signs	\$5,000.00	\$5,000.00	\$4,000.00	\$4,000.00	\$2,400.00	\$2,400.00	\$10,000.00	\$10,000.00
6	Prepare and Submit Dust Control Plan to San Joaquin Valley Air Control District	\$1,500.00	\$1,500.00	\$500.00	\$500.00	\$300.00	\$300.00	\$4,000.00	\$4,000.00
7	Implement and Maintain Dust Control Plan	\$6,000.00	\$6,000.00	\$10,000.00	\$10,000.00	\$3,300.00	\$3,300.00	\$3,000.00	\$3,000.00
8	Furnish, Install, Maintain Oak Tree Protection	\$1,500.00	\$1,500.00	\$1,000.00	\$1,000.00	\$5,200.00	\$5,200.00	\$6,000.00	\$6,000.00
9	Implementation and Maintenance of San Joaquin Kit Fox Provisions	\$1,500.00	\$1,500.00	\$1,000.00	\$1,000.00	\$500.00	\$500.00	\$3,000.00	\$3,000.00
10	Implementation and Maintenance of Valley Elderberry Longhorn Beetle Provisions	\$1,500.00	\$1,500.00	\$1,000.00	\$1,000.00	\$5,500.00	\$5,500.00	\$3,000.00	\$3,000.00
11	Remove/Dispose of existing Concrete Rip Rap	\$10,000.00	\$10,000.00	\$4,000.00	\$4,000.00	\$1,300.00	\$1,300.00	\$10,000.00	\$10,000.00
12	Clearing and Grubbing including Disposal of Wastes and Final Site Clean Up	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$4,600.00	\$4,600.00	\$20,000.00	\$20,000.00
13	Demolition, Removal, Disposal of Existing Structures and Footings	\$30,000.00	\$30,000.00	\$15,000.00	\$15,000.00	\$20,000.00	\$20,000.00	\$30,000.00	\$30,000.00
14	Remove/Salvage Temporary Timber Barricade	\$100.00	\$400.00	\$250.00	\$1,000.00	\$250.00	\$1,000.00	\$750.00	\$3,000.00
15	Furnish and Install (F&I) Reinforced Concrete	\$400.00	\$276,400.00	\$575.00	\$397,325.00	\$670.00	\$462,970.00	\$750.00	\$518,250.00
16	Furnish and Install Reinforced Concrete Lining	\$8.00	\$47,040.00	\$4.20	\$24,696.00	\$7.00	\$41,160.00	\$7.50	\$44,100.00
17	Furnish and Install Miscellaneous Metal	\$7.00	\$22,890.00	\$4.50	\$14,715.00	\$5.00	\$16,350.00	\$30.00	\$98,100.00
18	Furnish and Install Rip Rap	\$100.00	\$18,500.00	\$105.00	\$19,425.00	\$67.00	\$12,395.00	\$50.00	\$9,250.00
19	Furnish and Install 72", Class 4, O-Ring Rubber Gasket, Reinforced Concrete "Spun" Pipes (RGRCP)	\$600.00	\$70,800.00	\$475.00	\$56,050.00	\$512.00	\$60,416.00	\$700.00	\$82,600.00
20	Furnish and Furnish and Install 60", Class 5, O-Ring Rubber Gasket, Reinforced Concrete "Spun" Pipe for Storm Drain	\$500.00	\$177,500.00	\$375.00	\$133,125.00	\$393.00	\$139,515.00	\$460.00	\$163,300.00
21	Standard 72" Storm Drain Manhole (SDMH)	\$10,000.00	\$10,000.00	\$5,000.00	\$5,000.00	\$5,400.00	\$5,400.00	\$7,000.00	\$7,000.00
22	Furnish and Install 48", Class 3, O-Ring Rubber Gasket, Reinforced Concrete "Spun" Pipe for Stilling Well	\$600.00	\$4,800.00	\$600.00	\$4,800.00	\$419.00	\$3,352.00	\$600.00	\$4,800.00
23	Sheeting, Shoring, Bracing for RGRCP, Miscellaneous Structures, Culverts, etc.	\$10,000.00	\$10,000.00	\$2,500.00	\$2,500.00	\$1,650.00	\$1,650.00	\$5,000.00	\$5,000.00
24	Furnish and Install 48" Canal Gate	\$7,000.00	\$7,000.00	\$7,500.00	\$7,500.00	\$8,400.00	\$8,400.00	\$10,000.00	\$10,000.00
25	Trench and Structures Earthwork (est. 3,668 CY)	\$55,000.00	\$55,000.00	\$125,000.00	\$125,000.00	\$124,000.00	\$124,000.00	\$10,000.00	\$10,000.00
26	Roadway Excavation and Backfill (est. 7,930 CY)	\$120,000.00	\$120,000.00	\$100,000.00	\$100,000.00	\$95,160.00	\$95,160.00	\$64,000.00	\$64,000.00
27	4" Thick Decomposed Granite (D.G.) Drive (20' Wide)	\$100.00	\$500.00	\$100.00	\$500.00	\$224.00	\$1,120.00	\$200.00	\$1,000.00
28	Backfill and Compact Temporary Storm Basin	\$6.00	\$40,200.00	\$7.50	\$50,250.00	\$3.30	\$22,110.00	\$5.00	\$33,500.00
29	City Standard Barrier Curb and Gutter	\$20.00	\$12,080.00	\$17.50	\$10,570.00	\$22.50	\$13,590.00	\$18.00	\$10,872.00
30	Accessible Ramp	\$1,000.00	\$1,000.00	\$1,600.00	\$1,600.00	\$1,245.00	\$1,245.00	\$2,000.00	\$2,000.00
31	City Standard 20' wide Driveway Approach	\$10.00	\$4,000.00	\$6.00	\$2,400.00	\$6.50	\$2,600.00	\$8.00	\$3,200.00
32	City Standard Sidewalk	\$4.00	\$18,880.00	\$2.75	\$12,980.00	\$3.15	\$14,868.00	\$4.00	\$18,880.00

**McAuliff Street Imps. Project Phase 3, Part "A", No. 3011-9945
 BID SUMMARY SHEET**

Bid Opening: 2:00 PM, July 7, 2009, Non-Prevailing Wage

ITEMS	<i>BIDDER 3</i>		<i>BIDDER 4</i>		<i>BIDDER 5</i>		<i>BIDDER 6</i>	
	<i>Dunn's Sand Inc.</i>		<i>RJ Berry</i>		<i>Emmets Excavation Inc.</i>		<i>Bill Nelson</i>	
	<i>UNIT COST</i>	<i>TOTAL</i>	<i>UNIT COST</i>	<i>TOTAL</i>	<i>UNIT COST</i>	<i>TOTAL</i>	<i>UNIT COST</i>	<i>TOTAL</i>
33 Class 2 Aggregate Base	\$25.00	\$20,625.00	\$30.00	\$24,750.00	\$23.00	\$18,975.00	\$25.00	\$20,625.00
34 Asphalt Concrete (Type B)	\$80.00	\$43,760.00	\$80.00	\$43,760.00	\$75.00	\$41,025.00	\$80.00	\$43,760.00
35 City Standard 6' High Chain Link Fence	\$12.25	\$5,292.00	\$15.00	\$6,480.00	\$13.00	\$5,616.00	\$27.00	\$11,664.00
36 20' Wide Double Swing Chain Link Fence Gates	\$700.00	\$700.00	\$1,000.00	\$1,000.00	\$880.00	\$880.00	\$1,500.00	\$1,500.00
37 Replace Damaged 10.5"x17"x12" Street Light Hand Holes	\$200.00	\$200.00	\$1,000.00	\$1,000.00	\$1,650.00	\$1,650.00	\$300.00	\$300.00
38 1 1/2" Electrical Conduit with Pull Rope	\$10.00	\$3,850.00	\$7.25	\$2,791.25	\$8.00	\$3,080.00	\$10.00	\$3,850.00
39 Bore for 3" Conduit cross Douglas Avenue with Pull Rope	\$50.00	\$4,250.00	\$50.00	\$4,250.00	\$51.00	\$4,335.00	\$50.00	\$4,250.00
40 Trench and Place 3" Conduit with Pull Rope	\$35.00	\$2,275.00	\$28.00	\$1,820.00	\$29.00	\$1,885.00	\$15.00	\$975.00
41 3" Risers at existing Street Light Hand Holes, n/e c/c Douglas & McAuliff	\$600.00	\$600.00	\$240.00	\$240.00	\$253.00	\$253.00	\$400.00	\$400.00
42 1.5" Risers from Hand Holes and/or Street Light Base	\$25.00	\$300.00	\$125.00	\$1,500.00	\$133.00	\$1,596.00	\$300.00	\$3,600.00
43 3" SCH 80 Risers at Pole, s/w c/o Houston & McAuliff	\$2,200.00	\$2,200.00	\$500.00	\$500.00	\$517.00	\$517.00	\$400.00	\$400.00
44 1/4" Nylon Pull Rope or Mule Tape at all Risers	\$3.50	\$175.00	\$50.00	\$2,500.00	\$55.00	\$2,750.00	\$10.00	\$500.00
45 Replace Lids on existing Street Light Hand Holes to SCE Lids with Locking Bolts	\$70.00	\$490.00	\$280.00	\$1,960.00	\$300.00	\$2,100.00	\$500.00	\$3,500.00
46 4" dia. Schedule 40 PVC Pipe	\$10.00	\$940.00	\$7.00	\$658.00	\$8.00	\$752.00	\$15.00	\$1,410.00
47 Gunite (1-1/2" thick)	\$450.00	\$3,375.00	\$850.00	\$6,375.00	\$800.00	\$6,000.00	\$300.00	\$2,250.00
48 Implementation, maintenance, coordination, and compliance with Dept. of Fish and Game requirements	\$2,500.00	\$2,500.00	\$2,500.00	\$2,500.00	\$880.00	\$880.00	\$3,000.00	\$3,000.00
49 Signing, Striping and Pavement Marking (Mineral King to Douglas)	\$17,500.00	\$17,500.00	\$16,500.00	\$16,500.00	\$12,000.00	\$12,000.00	\$16,000.00	\$16,000.00
50 Replace 2.5 SF of existing Sidewalk at Riser Pole	\$100.00	\$250.00	\$5.00	\$12.50	\$20.00	\$50.00	\$100.00	\$250.00
51 Replace existing 10.5"x17"x12" Street Light Hand Hole with 13"x24"x15" Plastic SCE Hand Hole	\$300.00	\$300.00	\$1,000.00	\$1,000.00	\$880.00	\$880.00	\$2,000.00	\$2,000.00
52 Furnish, Install and Maintain a Temporary Crossing over Mill Creek and Evans Ditch	\$25,000.00	\$25,000.00	\$22,000.00	\$22,000.00	\$11,000.00	\$11,000.00	\$10,000.00	\$10,000.00
Part "A" Total	**	\$1,160,072.00		\$1,214,032.75	**	\$1,222,845.00		\$1,372,086.00

\$ 1,145,912.00

**** Indicates Addition Error**

\$ 1,223,725.00

**** Indicates Addition Error**

**McAuliff Street Imps. Project Phase 3, Part "A", No. 3011-9945
 BID SUMMARY SHEET**

Bid Opening: 2:00 PM, July 7, 2009, Non-Prevailing Wage

	ITEMS	BIDDER 7		BIDDER 8		BIDDER 9	
		Steve Dovali Const.		Agee Construction Corp.		Lee's Paving Inc.	
		UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL
McAULIFF STREET, PART A							
1	Mobilization/Demobilization	\$65,000.00	\$65,000.00	\$72,500.00	\$72,500.00	\$65,000.00	\$65,000.00
2	Prepare and Submit Storm Water Pollution Prevention Pln, including update of Notice of Intent (NOI)	\$3,000.00	\$3,000.00	\$1,200.00	\$1,200.00	\$3,000.00	\$3,000.00
3	Storm Water Pollution Prevention Plan Implementation and Maintenance, including filing of Notice of Termination (NOT)	\$5,000.00	\$5,000.00	\$11,300.00	\$11,300.00	\$10,000.00	\$10,000.00
4	Prepare Plan for Traffic Control System/Construction Area Signs (IMSA or ATSSA Certified)	\$500.00	\$500.00	\$100.00	\$100.00	\$1,000.00	\$1,000.00
5	Implementation and Maintenance of Traffic Control System/Construction Area Signs	\$3,500.00	\$3,500.00	\$2,100.00	\$2,100.00	\$25,000.00	\$25,000.00
6	Prepare and Submit Dust Control Plan to San Joaquin Valley Air Control District	\$500.00	\$500.00	\$500.00	\$500.00	\$500.00	\$500.00
7	Implement and Maintain Dust Control Plan	\$16,500.00	\$16,500.00	\$500.00	\$500.00	\$10,000.00	\$10,000.00
8	Furnish, Install, Maintain Oak Tree Protection	\$1,000.00	\$1,000.00	\$5,400.00	\$5,400.00	\$5,000.00	\$5,000.00
9	Implementation and Maintenance of San Joaquin Kit Fox Provisions	\$5,500.00	\$5,500.00	\$6,000.00	\$6,000.00	\$2,000.00	\$2,000.00
10	Implementation and Maintenance of Valley Elderberry Longhorn Beetle Provisions	\$3,000.00	\$3,000.00	\$1,500.00	\$1,500.00	\$2,000.00	\$2,000.00
11	Remove/Dispose of existing Concrete Rip Rap	\$12,700.00	\$12,700.00	\$1,600.00	\$1,600.00	\$3,300.00	\$3,300.00
12	Clearing and Grubbing including Disposal of Wastes and Final Site Clean Up	\$268,000.00	\$268,000.00	\$31,700.00	\$31,700.00	\$5,000.00	\$5,000.00
13	Demolition, Removal, Disposal of Existing Structures and Footings	\$37,700.00	\$37,700.00	\$20,100.00	\$20,100.00	\$13,400.00	\$13,400.00
14	Remove/Salvage Temporary Timber Barricade	\$350.00	\$1,400.00	\$770.00	\$3,080.00	\$900.00	\$3,600.00
15	Furnish and Install (F&I) Reinforced Concrete	\$300.00	\$207,300.00	\$810.00	\$559,710.00	\$679.00	\$469,189.00
16	Furnish and Install Reinforced Concrete Lining	\$10.00	\$58,800.00	\$8.00	\$47,040.00	\$4.80	\$28,224.00
17	Furnish and Install Miscellaneous Metal	\$7.30	\$23,871.00	\$4.00	\$13,080.00	\$6.20	\$20,274.00
18	Furnish and Install Rip Rap	\$128.00	\$23,680.00	\$95.00	\$17,575.00	\$155.00	\$28,675.00
19	Furnish and Install 72", Class 4, O-Ring Rubber Gasket, Reinforced Concrete "Spun" Pipes (RGRCP)	\$450.00	\$53,100.00	\$700.00	\$82,600.00	\$700.00	\$82,600.00
20	Furnish and Furnish and Install 60", Class 5, O-Ring Rubber Gasket, Reinforced Concrete "Spun" Pipe for Storm Drain	\$356.00	\$126,380.00	\$460.00	\$163,300.00	\$460.00	\$163,300.00
21	Standard 72" Storm Drain Manhole (SDMH)	\$9,550.00	\$9,550.00	\$7,500.00	\$7,500.00	\$7,500.00	\$7,500.00
22	Furnish and Install 48", Class 3, O-Ring Rubber Gasket, Reinforced Concrete "Spun" Pipe for Stilling Well	\$376.00	\$3,008.00	\$650.00	\$5,200.00	\$600.00	\$4,800.00
23	Sheeting, Shoring, Bracing for RGRCP, Miscellaneous Structures, Culverts, etc.		!!	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00
24	Furnish and Install 48" Canal Gate	\$7,260.00	\$7,260.00	\$10,000.00	\$10,000.00	\$10,000.00	\$10,000.00
25	Trench and Structures Earthwork (est. 3,668 CY)	\$163,600.00	\$163,600.00	\$99,500.00	\$99,500.00	\$71,740.00	\$71,740.00
26	Roadway Excavation and Backfill (est. 7,930 CY)	\$73,600.00	\$73,600.00	\$75,500.00	\$75,500.00	\$90,402.00	\$90,402.00
27	4" Thick Decomposed Granite (D.G.) Drive (20' Wide)	\$80.00	\$400.00	\$140.00	\$700.00	\$610.00	\$3,050.00
28	Backfill and Compact Temporary Storm Basin	\$7.70	\$51,590.00	\$5.00	\$33,500.00	\$10.30	\$69,010.00
29	City Standard Barrier Curb and Gutter	\$19.20	\$11,596.80	\$20.00	\$12,080.00	\$20.00	\$12,080.00
30	Accessible Ramp	\$960.00	\$960.00	\$2,700.00	\$2,700.00	\$3,610.00	\$3,610.00
31	City Standard 20' wide Driveway Approach	\$8.50	\$3,400.00	\$8.50	\$3,400.00	\$12.00	\$4,800.00
32	City Standard Sidewalk	\$3.50	\$16,520.00	\$5.50	\$25,960.00	\$9.00	\$42,480.00

**McAuliff Street Imps. Project Phase 3, Part "A", No. 3011-9945
 BID SUMMARY SHEET**

Bid Opening: 2:00 PM, July 7, 2009, Non-Prevailing Wage

	ITEMS	BIDDER 7		BIDDER 8		BIDDER 9	
		Steve Dovali Const.		Agee Construction Corp.		Lee's Paving Inc.	
		UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL
33	Class 2 Aggregate Base	\$25.80	\$21,285.00	\$30.00	\$24,750.00	\$26.45	\$21,821.25
34	Asphalt Concrete (Type B)	\$92.00	\$50,324.00	\$80.00	\$43,760.00	\$79.50	\$43,486.50
35	City Standard 6' High Chain Link Fence	\$15.00	\$6,480.00	\$12.50	\$5,400.00	\$17.80	\$7,689.60
36	20' Wide Double Swing Chain Link Fence Gates	\$1,500.00	\$1,500.00	\$850.00	\$850.00	\$750.00	\$750.00
37	Replace Damaged 10.5"x17"x12" Street Light Hand Holes	\$160.00	\$160.00	\$750.00	\$750.00	\$500.00	\$500.00
38	1 1/2" Electrical Conduit with Pull Rope	\$9.00	\$3,465.00	\$7.00	\$2,695.00	\$8.00	\$3,080.00
39	Bore for 3" Conduit cross Douglas Avenue with Pull Rope	\$40.00	\$3,400.00	\$50.00	\$4,250.00	\$65.00	\$5,525.00
40	Trench and Place 3" Conduit with Pull Rope	\$30.00	\$1,950.00	\$30.00	\$1,950.00	\$12.00	\$780.00
41	3" Risers at existing Street Light Hand Holes, n/e c/c Douglas & McAuliff	\$500.00	\$500.00	\$250.00	\$250.00	\$1,025.00	\$1,025.00
42	1.5" Risers from Hand Holes and/or Street Light Base	\$20.00	\$240.00	\$130.00	\$1,560.00	\$200.00	\$2,400.00
43	3" SCH 80 Risers at Pole, s/w c/o Houston & McAuliff	\$2,000.00	\$2,000.00	\$500.00	\$500.00	\$950.00	\$950.00
44	1/4" Nylon Pull Rope or Mule Tape at all Risers	\$3.00	\$150.00	\$55.00	\$2,750.00	\$23.00	\$1,150.00
45	Replace Lids on existing Street Light Hand Holes to SCE Lids with Locking Bolts	\$60.00	\$420.00	\$300.00	\$2,100.00	\$75.00	\$525.00
46	4" dia. Schedule 40 PVC Pipe	\$9.00	\$846.00	\$7.00	\$658.00	\$10.00	\$940.00
47	Gunite (1-1/2" thick)	\$400.00	\$3,000.00	\$850.00	\$6,375.00	\$300.00	\$2,250.00
48	Implementation, maintenance, coordination, and compliance with Dept. of Fish and Game requirements	\$35,000.00	\$35,000.00	\$500.00	\$500.00	\$5,000.00	\$5,000.00
49	Signing, Striping and Pavement Marking (Mineral King to Douglas)	\$17,800.00	\$17,800.00	\$14,900.00	\$14,900.00	\$15,000.00	\$15,000.00
50	Replace 2.5 SF of existing Sidewalk at Riser Pole	\$64.00	\$160.00	\$10.00	\$25.00	\$50.00	\$125.00
51	Replace existing 10.5"x17"x12" Street Light Hand Hole with 13"x24"x15" Plastic SCE Hand Hole	\$250.00	\$250.00	\$1,000.00	\$1,000.00	\$225.00	\$225.00
52	Furnish, Install and Maintain a Temporary Crossing over Mill Creek and Evans Ditch	\$15,000.00	\$15,000.00	\$17,500.00	\$17,500.00	\$8,000.00	\$8,000.00
	Part "A" Total	!!	\$1,421,845.80		\$1,454,448.00		\$1,386,756.35

!! Price not provided for item
 No. 23

Part "B"
 Creekside Basin Recharge/Storm Drain Imps. Project No. 9557
 BID SUMMARY SHEET

Bid Opening: 2:00 PM, July 7, 2009, Non-Prevailing Wage

BIDDERS NAMES

	ITEMS	UNIT	QTY	ENGINEERS ESTIMATE		Rising Sun Company		Floyd Johnston Construction Co.		Dunn's sand, Inc	
				UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL
	McAuliff St. Part "B" / Creekside Basin										
1	*Mobilization/Demobilization	LS	1	\$ 12,500.00	\$12,500.00	\$12,100.00	\$12,100.00	\$1,350.00	\$1,350.00	\$15,000.00	\$15,000.00
2	Prepare and Submit Storm Water Pollution Prevention Plan, including update of Notice of Intent (NOI)	LS	1	\$ 2,000.00	\$2,000.00	\$100.00	\$100.00	\$1,180.00	\$1,180.00	\$5,500.00	\$5,500.00
3	Storm Water Pollution Prevention Plan Implementation and Maintenance, including filing of Notice of Termination (NOT)	LS	1	\$ 4,500.00	\$4,500.00	\$100.00	\$100.00	\$880.00	\$880.00	\$20,000.00	\$20,000.00
4	Prepare Plan for Traffic Control System/Construction Area Signs (IMSA or ATSSA Certified)	LS	1	\$ 2,000.00	\$2,000.00	\$100.00	\$100.00	\$590.00	\$590.00	\$1,000.00	\$1,000.00
5	Implementation and Maintenance of Traffic Control System/Construction Area Signs	LS	1	\$ 5,500.00	\$5,500.00	\$100.00	\$100.00	\$1,180.00	\$1,180.00	\$10,000.00	\$10,000.00
6	Furnish, Install, Maintain Oak Tree Protection	LS	1	\$ 3,200.00	\$3,200.00	\$100.00	\$100.00	\$590.00	\$590.00	\$1,500.00	\$1,500.00
7	Clearing and Grubbing including disposal of wastes and final site cleanup.	LS	1	\$ 5,500.00	\$5,500.00	\$5,000.00	\$5,000.00	\$2,940.00	\$2,940.00	\$5,000.00	\$5,000.00
8	Furnish and Install a Complete and Operable 9000 GPM, Centrifugal Pump w/ 50 HP Motor including a 30 ft column, shaft, 6' x 6' concrete wet well box, bowl assembly, flared elbows, discharge pipes, vent pipe, I beam, access door, pipe supports, interior electrical systems, all other accessories, appurtenances and testing, start-up and training services.	LS	1	\$ 110,000.00	\$110,000.00	\$127,000.00	\$127,000.00	\$85,000.00	\$85,000.00	\$125,000.00	\$125,000.00
9	Relocate and Install a Complete and Operable Existing Pump Control Panel w/ all accessories and appurtenances.	LS	1	\$ 35,500.00	\$35,500.00	\$10,000.00	\$10,000.00	\$5,000.00	\$5,000.00	\$1,000.00	\$1,000.00
10	Construct 15'-8" x 20'-8" x 4" Thick Reinforced Concrete Pad for Lift Station.	SF	324	\$ 18.00	\$5,832.00	\$6.00	\$1,944.00	\$7.30	\$2,365.20	\$7.50	\$2,430.00
11	Construct Outlet/Inlet Structure at Creekside Detention Pond for 60-inch and 24-inch Rubber Gasketed Reinforced Concrete Pipe, including fittings, riprap and appurtenances.	LS	1	\$ 19,500.00	\$19,500.00	\$14,000.00	\$14,000.00	\$25,500.00	\$25,500.00	\$20,000.00	\$20,000.00
12	Construct Inlet with Waterman Gate (with electrical motor actuator) and Outlet Structures at Mill Creek for the 36" and	LS	1	\$ 21,500.00	\$21,500.00	\$13,000.00	\$13,000.00	\$29,850.00	\$29,850.00	\$15,000.00	\$15,000.00
13	Construct Concrete Weir with Channelizing Apron, Gate, Stillings wells including head walls and wing walls at	LS	1	\$ 15,500.00	\$15,500.00	\$13,000.00	\$13,000.00	\$39,750.00	\$39,750.00	\$30,000.00	\$30,000.00
14	Construct 60-inch Rubber Gasketed Reinforced Concrete	LF	195	\$ 285.00	\$55,575.00	\$240.00	\$46,800.00	\$350.00	\$68,250.00	\$500.00	\$97,500.00
15	Construct 36-inch Rubber Gasketed Reinforced Concrete	LF	138	\$ 175.00	\$24,150.00	\$300.00	\$41,400.00	\$145.00	\$20,010.00	\$150.00	\$20,700.00
16	Construct 24-inch Rubber Gasketed Reinforced Concrete	LF	195	\$ 155.00	\$30,225.00	\$110.00	\$21,450.00	\$115.00	\$22,425.00	\$150.00	\$29,250.00
17	Construct 24-inch Concrete 45 degrees bend & Concrete	EA	1	\$ 1,650.00	\$1,650.00	\$1,600.00	\$1,600.00	\$725.00	\$725.00	\$1,000.00	\$1,000.00

Part "B"
Creekside Basin Recharge/Storm Drain Imps. Project No. 9557
BID SUMMARY SHEET

Bid Opening: 2:00 PM, July 7, 2009, Non-Prevailing Wage

	ITEMS	UNIT	QTY	ENGINEERS ESTIMATE		Rising Sun Company		Floyd Johnston Construction Co.		Dunn's sand, Inc	
				UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL
	McAuliff St. Part "B" / Creekside Basin										
18	Construct 36-inch Concrete Collar, including fittings	EA	1	\$ 2,600.00	\$2,600.00	\$1,600.00	\$1,600.00	\$590.00	\$590.00	\$500.00	\$500.00
19	Construct 72-inch Manhole, including fittings.	EA	1	\$ 8,500.00	\$8,500.00	\$7,000.00	\$7,000.00	\$6,100.00	\$6,100.00	\$10,000.00	\$10,000.00
20	Construct 60-inch Manhole, including fittings.	EA	1	\$ 6,500.00	\$6,500.00	\$5,000.00	\$5,000.00	\$3,770.00	\$3,770.00	\$4,000.00	\$4,000.00
21	2" Electrical Conduit for SCE Service to transformer	LF	169	\$ 13.00	\$2,197.00	\$6.00	\$1,014.00	\$16.00	\$2,704.00	\$6.00	\$1,014.00
22	4" Electrical Conduit for SCE Service to transformer	LF	950	\$ 20.00	\$19,000.00	\$6.00	\$5,700.00	\$14.00	\$0.00	\$8.00	\$7,600.00
23	Construct SCE approved 72" x 94" x 4" Thick Concrete Pad w/ 4" Class II AB for SCE Transformer	SF	47	\$ 25.00	\$1,175.00	\$25.00	\$1,175.00	\$30.00	\$1,410.00	\$8.00	\$376.00
24	Bore 2" Electrical Conduit	LF	71	\$ 160.00	\$11,360.00	\$30.00	\$2,130.00	\$29.00	\$2,059.00	\$50.00	\$3,550.00
25	Bore 4" Electrical Conduit	LF	71	\$ 220.00	\$15,620.00	\$30.00	\$2,130.00	\$30.00	\$2,130.00	\$50.00	\$3,550.00
26	24" x 36" Splice box	EA	1	\$ 300.00	\$300.00	\$1,500.00	\$1,500.00	\$1,250.00	\$1,250.00	\$3,000.00	\$3,000.00
27	Modify and Grade around Existing Manhole/Wet Well at	LS	1	\$ 2,000.00	\$2,000.00	\$2,500.00	\$2,500.00	\$6,740.00	\$6,740.00	\$2,500.00	\$2,500.00
									\$0.00		
	Part "B" Total				\$423,884.00		\$337,543.00		\$347,638.00		\$435,970.00

Part "B"
 Creekside Basin Recharge/Storm Drain Imps., Project No. 9557
 BID SUMMARY SHEET

Bid Opening: 2:00 PM, July 7, 2009, Non-Prevailing Wage

BIDDERS NAMES

	ITEMS	UNIT	QTY	ENGINEERS ESTIMATE		R J Berry		Emmets Excavation		Bill Nelson	
				UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL
	McAuliff St. Part "B" / Creekside Basin										
1	*Mobilization/Demobilization	LS	1	\$ 12,500.00	\$12,500.00	\$15,000.00	\$15,000.00	\$12,000.00	\$12,000.00	\$10,000.00	\$10,000.00
2	Prepare and Submit Storm Water Pollution Prevention Plan, including update of Notice of Intent (NOI)	LS	1	\$ 2,000.00	\$2,000.00	\$250.00	\$250.00	\$550.00	\$550.00	\$4,000.00	\$4,000.00
3	Storm Water Pollution Prevention Plan Implementation and Maintenance, including filing of Notice of Termination (NOT)	LS	1	\$ 4,500.00	\$4,500.00	\$1,000.00	\$1,000.00	\$4,400.00	\$4,400.00	\$10,000.00	\$10,000.00
4	Prepare Plan for Traffic Control System/Construction Area Signs (IMSA or ATSSA Certified)	LS	1	\$ 2,000.00	\$2,000.00	\$250.00	\$250.00	\$550.00	\$550.00	\$2,500.00	\$2,500.00
5	Implementation and Maintenance of Traffic Control System/Construction Area Signs	LS	1	\$ 5,500.00	\$5,500.00	\$2,500.00	\$2,500.00	\$1,600.00	\$1,600.00	\$7,500.00	\$7,500.00
6	Furnish, Install, Maintain Oak Tree Protection	LS	1	\$ 3,200.00	\$3,200.00	\$500.00	\$500.00	\$4,400.00	\$4,400.00	\$3,000.00	\$3,000.00
7	Clearing and Grubbing including disposal of wastes and final site cleanup.	LS	1	\$ 5,500.00	\$5,500.00	\$7,500.00	\$7,500.00	\$2,700.00	\$2,700.00	\$10,000.00	\$10,000.00
8	Furnish and Install a Complete and Operable 9000 GPM, Centrifugal Pump w/ 50 HP Motor including a 30 ft column, shaft, 6' x 6' concrete wet well box, bowl assembly, flared elbows, discharge pipes, vent pipe, I beam, access door, pipe supports, interior electrical systems, all other accessories, appurtenances and testing, start-up and training services.	LS	1	\$ 110,000.00	\$110,000.00	\$80,000.00	\$80,000.00	\$106,000.00	\$106,000.00	\$125,000.00	\$125,000.00
9	Relocate and Install a Complete and Operable Existing Pump Control Panel w/ all accessories and appurtenances.	LS	1	\$ 35,500.00	\$35,500.00	\$4,000.00	\$4,000.00	\$5,200.00	\$5,200.00	\$5,000.00	\$5,000.00
10	Construct 15'-8" x 20'-8" x 4" Thick Reinforced Concrete Pad for Lift Station.	SF	324	\$ 18.00	\$5,832.00	\$5.25	\$1,701.00	\$7.00	\$2,268.00	\$10.00	\$3,240.00
11	Construct Outlet/Inlet Structure at Creekside Detention Pond for 60-inch and 24-inch Rubber Gasketed Reinforced Concrete Pipe, including fittings, riprap and appurtenances.	LS	1	\$ 19,500.00	\$19,500.00	\$45,000.00	\$45,000.00	\$35,000.00	\$35,000.00	\$22,500.00	\$22,500.00
12	Construct Inlet with Waterman Gate (with electrical motor actuator) and Outlet Structures at Mill Creek for the 36" and	LS	1	\$ 21,500.00	\$21,500.00	\$49,100.00	\$49,100.00	\$30,000.00	\$30,000.00	\$23,900.00	\$23,900.00
13	Construct Concrete Weir with Channelizing Apron, Gate, Stillings wells including head walls and wing walls at	LS	1	\$ 15,500.00	\$15,500.00	\$40,000.00	\$40,000.00	\$40,000.00	\$40,000.00	\$20,000.00	\$20,000.00
14	Construct 60-inch Rubber Gasketed Reinforced Concrete	LF	195	\$ 285.00	\$55,575.00	\$280.00	\$54,600.00	\$366.00	\$71,370.00	\$375.00	\$73,125.00
15	Construct 36-inch Rubber Gasketed Reinforced Concrete	LF	138	\$ 175.00	\$24,150.00	\$125.00	\$17,250.00	\$143.00	\$19,734.00	\$125.00	\$17,250.00
16	Construct 24-inch Rubber Gasketed Reinforced Concrete	LF	195	\$ 155.00	\$30,225.00	\$120.00	\$23,400.00	\$119.00	\$23,205.00	\$75.00	\$14,625.00
17	Construct 24-inch Concrete 45 degrees bend & Concrete	EA	1	\$ 1,650.00	\$1,650.00	\$425.00	\$425.00	\$1,300.00	\$1,300.00	\$2,000.00	\$2,000.00

Part "B"
 Creekside Basin Recharge/Storm Drain Imps., Project No. 9557
 BID SUMMARY SHEET

Bid Opening: 2:00 PM, July 7, 2009, Non-Prevailing Wage

BIDDERS NAMES

	ITEMS	UNIT	QTY	ENGINEERS ESTIMATE		R J Berry		Emmets Excavation		Bill Nelson	
				UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL
	McAuliff St. Part "B" / Creekside Basin										
18	Construct 36-inch Concrete Collar, including fittings	EA	1	\$ 2,600.00	\$2,600.00	\$600.00	\$600.00	\$1,000.00	\$1,000.00	\$2,000.00	\$2,000.00
19	Construct 72-inch Manhole, including fittings.	EA	1	\$ 8,500.00	\$8,500.00	\$5,000.00	\$5,000.00	\$4,950.00	\$4,950.00	\$7,500.00	\$7,500.00
20	Construct 60-inch Manhole, including fittings.	EA	1	\$ 6,500.00	\$6,500.00	\$3,250.00	\$3,250.00	\$3,300.00	\$3,300.00	\$5,000.00	\$5,000.00
21	2" Electrical Conduit for SCE Service to transformer	LF	169	\$ 13.00	\$2,197.00	\$18.00	\$3,042.00	\$3.00	\$507.00	\$10.00	\$1,690.00
22	4" Electrical Conduit for SCE Service to transformer	LF	950	\$ 20.00	\$19,000.00	\$6.50	\$6,175.00	\$7.00	\$0.00	\$12.00	\$11,400.00
23	Construct SCE approved 72" x 94" x 4" Thick Concrete Pad w/ 4" Class II AB for SCE Transformer	SF	47	\$ 25.00	\$1,175.00	\$54.00	\$2,538.00	\$22.00	\$1,034.00	\$50.00	\$2,350.00
24	Bore 2" Electrical Conduit	LF	71	\$ 160.00	\$11,360.00	\$16.00	\$1,136.00	\$17.00	\$1,207.00	\$50.00	\$3,550.00
25	Bore 4" Electrical Conduit	LF	71	\$ 220.00	\$15,620.00	\$60.00	\$4,260.00	\$62.00	\$4,402.00	\$60.00	\$4,260.00
26	24" x 36" Splice box	EA	1	\$ 300.00	\$300.00	\$58.00	\$58.00	\$1,050.00	\$1,050.00	\$2,000.00	\$2,000.00
27	Modify and Grade around Existing Manhole/Wet Well at	LS	1	\$ 2,000.00	\$2,000.00	\$2,500.00	\$2,500.00	\$11,000.00	\$11,000.00	\$3,500.00	\$3,500.00
									\$0.00		
	Part "B" Total				\$423,884.00		\$371,035.00		\$398,250.00		\$396,890.00

Part "B"
 Creekside Basin Recharge/Storm Drain Imps., Project No. 3011-9557
 BID SUMMARY SHEET

Bid Opening: 2:00 PM, July 7, 2009, Non-Prevailing Wage

BIDDERS NAMES

	ITEMS	UNIT	QTY	ENGINEERS ESTIMATE		Steve Dovoli Construction		Agee Construction		Lees Paving	
				UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL
	McAuliff St. Part "B" / Creekside Basin										
1	*Mobilization/Demobilization	LS	1	\$ 12,500.00	\$12,500.00	\$18,000.00	\$18,000.00	\$14,000.00	\$14,000.00	\$20,000.00	\$20,000.00
2	Prepare and Submit Storm Water Pollution Prevention Plan, including update of Notice of Intent (NOI)	LS	1	\$ 2,000.00	\$2,000.00	\$500.00	\$500.00	\$1,200.00	\$1,200.00	\$3,000.00	\$3,000.00
3	Storm Water Pollution Prevention Plan Implementation and Maintenance, including filing of Notice of Termination (NOT)	LS	1	\$ 4,500.00	\$4,500.00	\$500.00	\$500.00	\$5,600.00	\$5,600.00	\$5,000.00	\$5,000.00
4	Prepare Plan for Traffic Control System/Construction Area Signs (IMSA or ATSSA Certified)	LS	1	\$ 2,000.00	\$2,000.00	\$100.00	\$100.00	\$400.00	\$400.00	\$8,000.00	\$8,000.00
5	Implementation and Maintenance of Traffic Control System/Construction Area Signs	LS	1	\$ 5,500.00	\$5,500.00	\$500.00	\$500.00	\$5,400.00	\$5,400.00	\$2,000.00	\$2,000.00
6	Furnish, Install, Maintain Oak Tree Protection	LS	1	\$ 3,200.00	\$3,200.00	\$500.00	\$500.00	\$700.00	\$700.00	\$3,000.00	\$3,000.00
7	Clearing and Grubbing including disposal of wastes and final site cleanup.	LS	1	\$ 5,500.00	\$5,500.00	\$8,500.00	\$8,500.00	\$10,000.00	\$10,000.00	\$46,200.00	\$46,200.00
8	Furnish and Install a Complete and Operable 9000 GPM, Centrifugal Pump w/ 50 HP Motor including a 30 ft column, shaft, 6' x 6' concrete wet well box, bowl assembly, flared elbows, discharge pipes, vent pipe, I beam, access door, pipe supports, interior electrical systems, all other accessories, appurtenances and testing, start-up and training services.	LS	1	\$ 110,000.00	\$110,000.00	\$98,500.00	\$98,500.00	\$125,000.00	\$125,000.00	\$136,000.00	\$136,000.00
9	Relocate and Install a Complete and Operable Existing Pump Control Panel w/ all accessories and appurtenances.	LS	1	\$ 35,500.00	\$35,500.00	\$785.00	\$785.00	\$4,000.00	\$4,000.00	\$7,000.00	\$7,000.00
10	Construct 15'-8" x 20'-8" x 4" Thick Reinforced Concrete Pad for Lift Station.	SF	324	\$ 18.00	\$5,832.00	\$6.50	\$2,106.00	\$12.00	\$3,888.00	\$12.00	\$3,888.00
11	Construct Outlet/Inlet Structure at Creekside Detention Pond for 60-inch and 24-inch Rubber Gasketed Reinforced Concrete Pipe, including fittings, riprap and appurtenances.	LS	1	\$ 19,500.00	\$19,500.00	\$27,200.00	\$27,200.00	\$22,500.00	\$22,500.00	\$28,863.00	\$28,863.00
12	Construct Inlet with Waterman Gate (with electrical motor actuator) and Outlet Structures at Mill Creek for the 36" and	LS	1	\$ 21,500.00	\$21,500.00	\$33,600.00	\$33,600.00	\$23,900.00	\$23,900.00	\$59,419.00	\$59,419.00
13	Construct Concrete Weir with Channelizing Apron, Gate, Stillings wells including head walls and wing walls at	LS	1	\$ 15,500.00	\$15,500.00	\$29,800.00	\$29,800.00	\$20,000.00	\$20,000.00	\$20,701.00	\$20,701.00
14	Construct 60-inch Rubber Gasketed Reinforced Concrete	LF	195	\$ 285.00	\$55,575.00	\$357.00	\$69,615.00	\$375.00	\$73,125.00	\$375.00	\$73,125.00
15	Construct 36-inch Rubber Gasketed Reinforced Concrete	LF	138	\$ 175.00	\$24,150.00	\$116.00	\$16,008.00	\$125.00	\$17,250.00	\$125.00	\$17,250.00
16	Construct 24-inch Rubber Gasketed Reinforced Concrete	LF	195	\$ 155.00	\$30,225.00	\$123.00	\$23,985.00	\$75.00	\$14,625.00	\$75.00	\$14,625.00
17	Construct 24-inch Concrete 45 degrees bend & Concrete	EA	1	\$ 1,650.00	\$1,650.00	\$500.00	\$500.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00

Part "B"
Creekside Basin Recharge/Storm Drain Imps., Project No. 3011-9557
BID SUMMARY SHEET

Bid Opening: 2:00 PM, July 7, 2009, Non-Prevailing Wage

	ITEMS	UNIT	QTY	ENGINEERS ESTIMATE		Steve Dovoli Construction		Agee Construction		Lees Paving	
				UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL
	McAuliff St. Part "B" / Creekside Basin										
18	Construct 36-inch Concrete Collar, including fittings	EA	1	\$ 2,600.00	\$2,600.00	\$500.00	\$500.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00
19	Construct 72-inch Manhole, including fittings.	EA	1	\$ 8,500.00	\$8,500.00	\$9,550.00	\$9,550.00	\$7,500.00	\$7,500.00	\$7,500.00	\$7,500.00
20	Construct 60-inch Manhole, including fittings.	EA	1	\$ 6,500.00	\$6,500.00	\$3,008.00	\$3,008.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00
21	2" Electrical Conduit for SCE Service to transformer	LF	169	\$ 13.00	\$2,197.00	\$5.00	\$845.00	\$18.00	\$3,042.00	\$8.00	\$1,352.00
22	4" Electrical Conduit for SCE Service to transformer	LF	950	\$ 20.00	\$19,000.00	\$6.75	\$6,412.50	\$7.00	\$0.00	\$10.00	\$9,500.00
23	Construct SCE approved 72" x 94" x 4" Thick Concrete Pad w/ 4" Class II AB for SCE Transformer	SF	47	\$ 25.00	\$1,175.00	\$10.00	\$470.00	\$55.00	\$2,585.00	\$29.00	\$1,363.00
24	Bore 2" Electrical Conduit	LF	71	\$ 160.00	\$11,360.00	\$40.00	\$2,840.00	\$16.00	\$1,136.00	\$57.00	\$4,047.00
25	Bore 4" Electrical Conduit	LF	71	\$ 220.00	\$15,620.00	\$40.00	\$2,840.00	\$57.00	\$4,047.00	\$75.00	\$5,325.00
26	24" x 36" Splice box	EA	1	\$ 300.00	\$300.00	\$2,415.00	\$2,415.00	\$1,000.00	\$1,000.00	\$790.00	\$790.00
27	Modify and Grade around Existing Manhole/Wet Well at	LS	1	\$ 2,000.00	\$2,000.00	\$3,500.00	\$3,500.00	\$2,250.00	\$2,250.00	\$2,000.00	\$2,000.00
									\$0.00		
	Part "B" Total				\$423,884.00		\$363,079.50		\$378,798.00		\$488,948.00



CITY OF VISALIA
Disclosure Contractors and Consultants

NAMES OF PRINCIPALS, PARTNERS, AND/OR TRUSTEES:

Firm Name RSCO, INC. dba RISING SUN COMPANY
Firm Address 2182 PENLAN AVE, EXETER, CA 93221

List the names of all principals, partners, and/or trustees. For corporations provide names of officers, directors and all stockholders owning more than 10% equity interest in corporation:

WILLIAM L. SARIO, PRESIDENT
MARLENE S. SARIO, VICE-PRESIDENT

7-8-09
Date

William L. Sario
Signature

WILLIAM L. SARIO, PRESIDENT
Print Name & Title

7-8-09
Date

Marlene Sario
Signature

Marlene Sario V.P.
Print Name & Title

City of Visalia
Agenda Item Transmittal

Meeting Date: July 13, 2009

Agenda Item Number (Assigned by City Clerk): 9s

Agenda Item Wording: Authorization to amend the City's Rates and Fees for fiscal year 2009-10, for the proposed new Adult-Oriented Business Performer & Business Renewal Permit fee.

Deadline for Action:

Submitting Department: Administration - Finance

Contact Name and Phone Number:

Mike Olmos	Assistant City Manager	713-4332
Fred Brusuelas	CD Assistant Director	713-4364
Tim Fosberg	Financial Analyst	713-4565

Recommendation:

That City Council 1) approve the new fee for the annual renewal of the Adult-Oriented Business Performer & Business Permit; and 2) direct staff to amend the City's Fee document for the proposed new fee beginning July 1, 2009.

Summary:

Staff recommends that Council review the proposed new renewal for Adult-Oriented Businesses and amend the City's Rates & Fees (Fees) schedule to include the proposed new fees.

The current Rates and Fees have fees for applications to establish new adult oriented businesses and to initially register as an Adult-Oriented performer. However, fees are not currently established to cover processing costs for annual renewals required by the Adult Oriented Business ordinance.

General Discussion:

During the June 15, 2009 City Council held a public hearing in the process of amending the City's Rates & Fees. During the Council meeting, the proposed new fees for renewing the Adult-Oriented Business and Performer permit was pulled from the proposed Fee adjustments approved that evening, as Council requested additional information on these renewal fees. The following is the wording from the June 15 Agenda Item:

Adult-Oriented Business Performer & Business Renewal Permit Fee – Staff proposes to establish an annual Renewal Fee for the Adult-Oriented Business Permit (AOB), for both the Performer (\$186.00) and for the Business / Regulatory (\$186.00). The initial Permit expires one year from the date of issuance and City Ordinance requires the Permit be renewed annually. These fees pay for a review of the business and or the performer assuring that

For action by:

City Council
 Redev. Agency Bd.
 Cap. Impr. Corp.
 VPFA

For placement on which agenda:

Work Session
 Closed Session

Regular Session:

Consent Calendar
 Regular Item
 Public Hearing

Est. Time (Min.):_5__

Review:

Dept. Head _____
(Initials & date required)

Finance _____
City Atty _____
(Initials & date required or N/A)

City Mgr _____
(Initials Required)

If report is being re-routed after revisions leave date of initials if no significant change has affected Finance or City Attorney Review.

grounds for revocation or suspension of the initial permit do not exist. The proposed renewal amounts are based on staff time to process and investigate compliance.

Provisions for operating an adult oriented business are contained in the Visalia Municipal Code; Chapter 5.64 *Adult Oriented Business Regulations* and Chapter 17.62 *Adult Oriented Businesses* (Zoning Regulations). In general, an adult oriented business offers its patrons products, merchandise, services or entertainment that is characterized by an emphasis upon matter depicting, describing or relating to specified sexual activities or specified anatomical areas. A common adult oriented business is an adult book store, adult cabaret, adult novelty store or adult motel.

An adult operator is an individual, partnership, company or corporation that owns the adult oriented business. All adult operators are required to have an adult oriented business permit. Chapter 5.64.040 specifies the application requirements and process for the adult operator to receive a permit.

An adult performer is an employee or independent contractor who engages or participates in some form of adult oriented entertainment within the adult oriented premises. A common live performance conducted in an adult oriented business establishment is exotic dancing. All adult performers are required to have a performer permit. Chapter 5.64.080 specifies the application requirements and process for adult performers to receive a permit. The adult performer permit process also includes a law enforcement background check.

The method of processing Adult-Oriented Business Applications begins in the Planning Division where applications are initiated. Once the application is submitted it is reviewed for completeness and ordinance compliance by the Planning staff. The Planning Division verifies the zoning location for the proposed business. Upon determination of completeness the Planning Division forwards the application to the Police Department for further review. The Police Department's processing includes fingerprinting and background research. The determination to approve or deny the application request is made by the Police Chief.

Presently, there is one Adult Oriented Business in the city. It is an adult novelty store, and it makes annual permit renewals to the City. To date there are no pending applications for any type of new Adult Oriented Business.

The following is the Government Code Section relating to renewing the permits.

Government Code Section 5.64.060E and 5.64.090E states that each Adult-Oriented Business Regulatory and Performer Permit shall expire one (1) year from the date of issuance and may be renewed only upon filing with the police chief a written request for renewal, accompanied by the annual permit fee and a copy of the permit to be renewed. The request for renewal shall be made at least thirty (30) days before the expiration date of the permit. When made less than thirty (30) days before the expiration date, the expiration of the permit will not be stayed. Applications for renewal shall be acted on as provided herein for action upon applications for permits.

Prior Council / Board Actions: Council approved annual amendments to the City's Rates and Fees and on June 15, 2009, and last year approved biennial amendments on June 2, 2008.

Committee / Commission Review and Actions: The proposed new AOB renewal fees were reviewed by and recommended for Council adoption by the Citizens Advisory Committee (CAC) on May 6, 2009.

Alternatives: Do not approve the proposed new fees.

Attachments: Resolution #2009-31
Rate & Fee Schedule – Planning

Recommended Motion:

1.) I move to amend the City's Rates and Fees for the proposed new fees fiscal year 2009-10.

Environmental Assessment Status

CEQA Review:

NEPA Review:

Tracking Information: *(Staff must list/include appropriate review, assessment, appointment and contract dates and other information that needs to be followed up on at a future date)*

RESOLUTION NO. 2009- 31

A RESOLUTION OF THE COUNCIL OF THE CITY OF VISALIA, APPROVING THE ADJUSTMENTS TO THE CITY'S RATES AND FEES FOR THE FISCAL YEAR 2009/10.

WHEREAS, Resolution No. 92-123 established a policy and procedure for the annual review and approval of the City fees and charges which is compiled in a document entitled: *City of Visalia Administrative Policy on Fees and Charges*; and

WHEREAS, the City of Visalia has complied with its fee adjustment policy and procedures, its ordinances related to fee adjustment, the California Constitution, and California statutes relating to the adoption and amendment of fees and charges; and

WHEREAS, the Charter of the City of Visalia authorizes the imposition and adjustment of fees for city services including city-wide administrative services, general governmental services, community development services, community services, public safety services, public works services and engineering and transportation services, and directs the City Council to establish fees by resolution to provide for their adjustment; and

WHEREAS, in compliance with California Government Code Section 66016, et seq., notice of the time and place for the hearing on adjustment of the fees outlined herein has been given; and

WHEREAS, the City Council of the City of Visalia has reviewed the proposed City of Visalia Rates and Fees proposal for Fiscal Year 2009/10; and

WHEREAS, the City Council of the City of Visalia did conduct a public hearing on the proposed rates and fee adjustments for the fiscal year 2009-10 for fee adjustments to the City's Rates and Fees Schedule on June 15, 2009.

NOW, THEREFORE, the City Council of the City of Visalia finds:

1. The fee and charge adjustments proposed herein comply with the *City of Visalia Administrative Policy on Fees and Charges*; or
2. The fee and charge adjustments proposed herein comply with the adjustment requirements required by the authorizing ordinances; or
3. The fee and charge adjustments proposed comply with the increase requirements contained in Government Code section 66016, et seq.
4. The fees and charge adjustments are statutorily exempt from the California Environmental Quality Act either as fees and charges related to ministerial projects or that meeting operating expenses, financial reserve needs, further capital projects for services, or the purchasing or leasing of supplies; and
5. The findings required by authorizing ordinances enumerated herein to adopt fees have been made as a part of the respective original adopting resolutions of the Council.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Visalia adopts the adjustment of the City's Rates and Fees for the fiscal year 2009/10. This adjustment will go into July 16, 2009.

PASSED AND ADOPTED: _____

STATE OF CALIFORNIA)
COUNTY OF TULARE) ss.
CITY OF VISALIA)

I, _____, City Clerk of the City of Visalia, certified the foregoing is the full and true Resolution No. 2009-_____, passed and adopted by the Council of the City of Visalia at a regular meeting held on July 13th, 2009.

DATED: _____, CITY CLERK

City of Visalia

Attachment - A

to

Resolution No. 2009 - _____

Rates and Fees

Proposed Recommendations for

FY 2009-10

Planning Fees

FY 08-09 FY 09-10

Administrative Adjustment

\$ 124.00	128.00	Administrative Adjustment
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Adult-Oriented Business

180.00	186.00	Performer Permit - Application Fee
1,190.00	1,229.00	Regulatory Permit - Application Fee
NEW	186.00	Performer Permit - Renewal Fee
NEW	186.00	Regulatory Permit - Renewal Fee

Agricultural Preserve

1,702.00	1,758.00	Disestablishment
567.00	586.00	New Contract
113.00	117.00	Notice of Full Nonrenewal
454.00	469.00	Notice of Partial Nonrenewal
2,835.00	2,928.00	Cancellation

Time & Materi	No Change	Easement Exchange
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Annexation

3,830.00	3,956.00	up to 15 acres
6,915.00	7,143.00	over 15 acres and up to 50 acres
9,978.00	10,306.00	over 50 acres up to 100 acres
12,478.00	12,889.00	Over 100 acres plus ...

Applicants also pay fees adopted by LAFCO and State Board of Equalization Fees

Appeal

340.00	351.00	Appeal of Planning Commission action to City Council
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Certificate of Compliance

432.00	446.00	Certificate of Compliance
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Conditional Use Permit

656.00	678.00	Minor / Amendment to Approved CUP
3,460.00	3,574.00	Regular / PUD / PRD
124.00	128.00	Temporary – Counter
370.00	382.00	Temporary – To Planning Commission

Development Agreement

1,235.00	1,276.00	Development Agreement
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Downtown News rack Permit

\$ 28.00	29.00	Newsrack Permit in the Downtown Design District
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Planning Fees

<u>FY 08-09</u>	<u>FY 09-10</u>
ENVIRONMENTAL APPLICATIONS	

Categorical Exemption

61.00	63.00	Categorical Exemption
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Environmental Impact Report (EIR)

7 1/2% of	7 1/2% of	
Contract	Contract	Processing fee

Actual Cost	Actual Cost	
+ 10%	+ 10%	
contract	contract	City Managed Consultant Work

Environmental Notices

115.00	119.00	Environmental Notices per year; renewal needed each year
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Initial Study / Negative Declaration

580.00	599.00	Simple
2,208.00	2,281.00	Complex

Mitigated Negative Declaration

Actual Cost	Actual Cost	In-house
Actual Cost	Actual Cost	
+ 10%	+ 10%	Outside Consultant

NEPA Environmental Review

618.00	638.00	Simple
3,089.00	3,191.00	Complex

-

General Plan Amendment

1,976.00	2,041.00	Simple
8,773.00	9,062.00	Complex

General Plan Maintenance Fee

329.00	340.00	per acre for new annexation
		Paid when LAFCO approves annexation

Home Occupation Permit

104.00	107.00	Home Occupation Permit
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Lot Line Adjustment

503.00	520.00	Lot Line Adjustment
124.00	128.00	Legal Description Resubmittal (each)

Planning Fees

<u>FY 08-09</u>	<u>FY 09-10</u>	
Maps		
6,240.00	6,445.00	Tentative Subdivision Map
6,240.00	6,445.00	Tentative Parcel Map - commercial - over 4 lots
2,534.00	2,617.00	Tentative Parcel Map - 4 lots or less
Noise Variance		
124.00	128.00	Administrative
1,915.00	1,978.00	City Council
Sidewalk Dining Permit		
58.00	60.00	Sidewalk Dining Permit
Specific Plan		
18,597.00	19,209.00	Commercial / Residential
Specific Plan Amendment		
4,387.00	4,531.00	Commercial / Residential
Text Amendment		
3,212.00	3,318.00	Text Amendment
Time Extension		
186.00	192.00	Time Extension
Tulare County Recording Fee		
58.00	58.00	Tulare County Recording Fee (separate check payable to Tulare County Clerk)
Variance / Exception		
709.00	732.00	Single Family – No Site Plan
1,200.00	1,239.00	Single Family
2,250.00	2,324.00	Other
Zone Change		
3,212.00	3,318.00	Change of Zone
ADMINISTRATIVE FEES		
Census Information		
\$ 3.00	\$ 3.00	Per Jurisdiction
6.00	6.00	Per set
Documents		
5.00 to 100.00	No Change	Documents
24.00 to 39.00	No Change	Document Retrieval
30.00	31.00	Zoning Verification Letters
61.00	63.00	300' Radius Map and Labels
Planning Commission		
32.00	33.00	Agenda - mailed
32.00	33.00	Action Agenda - mailed

City of Visalia Agenda Item Transmittal

Meeting Date: July 13, 2009

Agenda Item Number (Assigned by City Clerk): 9t

Agenda Item Wording: Authorization to submit four (4) grant applications in the amount of \$9,729,085 to the Federal Transit Administration (FTA) for operating assistance, Online Multi-Modal Travel Planning Tools, solar panels for the Operations & Maintenance Facility, five (5) 35ft hybrid electric buses, two (2) under 30ft buses, and one (1) utility truck for the Sequoia Shuttle. In addition, authorization to accept \$2,668,930 in stimulus grant funding for Transit facility construction, and to file an amendment to also use a portion of the funds for another transit facility.

Deadline for Action: July 13, 2009.

Submitting Department: Administration – Transit Division

Contact Name and Phone Number:

Monty Cox 713-4591

Department Recommendation: Authorize staff to submit five (5) grant applications in the amount of \$9,729,085 to the Federal Transit Administration (FTA) for operating assistance, Online Multi-Modal Travel Planning Tools, solar panels for the Operations & Maintenance Facility, five (5) 35ft hybrid electric buses, two (2) under 30ft buses, and one (1) utility truck for the Sequoia Shuttle. In addition, authorization to accept \$2,668,930 in stimulus grant funding for Transit facility construction and to file an amendment to also use a portion of the funds for another transit facility.

Summary/background: The Transit Division is taking advantage of several grant opportunities; including the ones that are available through the federal stimulus package. Four of the grants are for 100% of the project cost while the fifth requires a fifty percent (50%) match.

The first grant will be used to purchase two (2) under 30ft additional buses to operate the internal and external shuttle service. The additional buses will provide improved flexibility for setting schedules, provide added capacity for projected growth, serve as spares when buses are down for repairs, and take advantage of the funding while it's available. Included in this grant is one (1) utility truck to minimize the downtime on buses when they breakdown. This grant is competitive and the City of Visalia has been successful in obtaining these funds several times in the past for similar purposes.

The second grant is a Transit Investments for Greenhouse Gas and Energy Reduction (TIGGER) in the amount of \$4,645,000. This is a competitive grant that is being offered as part

For action by:

City Council
 Redev. Agency Bd.
 Cap. Impr. Corp.
 VPFA

For placement on which agenda:

Work Session
 Closed Session

Regular Session:

Consent Calendar
 Regular Item
 Public Hearing

Est. Time (Min.): 1

Review:

Dept. Head _____
(Initials & date required)

Finance _____
City Atty _____
(Initials & date required or N/A)

City Mgr _____
(Initials Required)

If report is being re-routed after revisions leave date of initials if no significant change has affected Finance or City Attorney Review.

of the federal stimulus package. This grant will be used to purchase solar panels as part of the expansion of the current Operations & Maintenance facility. The solar panels will be used as part of the covered parking throughout the facility. The solar panels will generate enough power to cover 100% of the current and future facility energy needs. Also in this grant application is the purchase of five (5) 35ft hybrid electric buses for the Sequoia Shuttle. Hybrid electric buses demonstrate a 30% improvement in fuel economy over diesel buses. If awarded, these will be used to replace existing diesel buses that provide shuttle service inside the Sequoia National Park. The City provides this service under a cooperative agreement with the NPS.

The third grant is for the federal share of \$2,015,155 for bus operating assistance. These funds are distributed through the annual federal transportation budget process. Funding for operating assistance is funded fifty percent (50%) with federal funds and fifty percent (50%) from passenger fares and State Transportation Development Act (TDA) funds which are included in the City Transit operating budget. The City must submit a formal application in order to receive these funds. While it is difficult to anticipate what funds the State may try to take from local governments, the TDA funds have not been part of any projected take thus far.

The fourth grant is for an Innovative Small Search Projects to Advance Public Participation Related to Public Transportation Planning in the amount of \$150,000 for an Online Multi-Modal Travel Planning Tools for Coordinated Mobility. This will be a joint venture pilot program to include Kings County Area Public Transit Agency (KCAPTA) and Tulare County Area Transit (TCAT). While the initial grant application involves the larger transit systems, if awarded, the service area will include the smaller cities that in the participating counties.

If awarded the grant will be used to purchase and implement a web-based transportation planning tools such as "Trip Planner" by Goose Networks and Google Transit. The Trip Planner will combine information on public transit, vanpools, and carpools in an easy to use map-based website. The site will be accessible with a computer browser or through the browser on a mobile device (phone or PDA). The Trip Planner will enhance the mobility services to the rural workforce of Kings, Tulare, Fresno, Madera, and Kern Counties.

The fifth grant is from the federal stimulus program for \$2,668,930 to construct the Transit Center expansion, and possibly part of the bus operations and maintenance facility expansion. The transit center expansion will accommodate 12 new bus bays with shelters, covered walkways, solar lighting and plenty of pedestrian seating. The bus operations facility expansion will add four bus maintenance bays and over 55 additional bus parking areas. This is a formula based grant that is automatically provided to the City providing all the regulations and rules are followed. Originally applied for to construct the Transit Center expansion, because the bids were lower than anticipated, staff is also asking for authorization to file an amendment asking for permission to use a portion of the remaining funds for another transit facility.

Prior Council/Board Actions: None

Committee/Commission Review and Actions: None

Alternatives: None

Attachments: None

Recommended Motion (and Alternative Motions if expected): I move that the City Council authorize staff to submit four (4) grant applications in the amount of \$9,729,085 to the Federal Transit Administration (FTA) for operating assistance, Online Multi-Modal Travel Planning Tools, solar panels for the Operations & Maintenance Facility, five (5) 35ft hybrid electric buses, two (2) under 30ft buses, and one (1) utility truck for the Sequoia Shuttle. In addition, authorization to accept \$2,668,930 in stimulus grant funding for Transit facility construction, and to file an amendment to also use a portion of the funds for another transit facility.

Financial Impact

Funding Source:

Account Number:

Budget Recap:

Total Estimated cost:	\$ 0	New Revenue:	\$ 0
Amount Budgeted:	\$ 0	Lost Revenue:	\$
New funding required:	\$ 0	New Personnel:	\$
Council Policy Change:	Yes _____ No <u>X</u>		

Environmental Assessment Status

CEQA Review:

Required? No
Review and Action: Prior:
Require:

NEPA Review:

Required? No
Review and Action: Prior:
Require:

Tracking Information: *Record a Notice of Completion with the County Recorder*

Copies of this report have been provided to:

**City of Visalia
Agenda Item Transmittal**

Meeting Date: July 13, 2009

Agenda Item Number (Assigned by City Clerk): 9v

Agenda Item Wording: Authorization to form a Public Art Policy Task Force to develop City policies for locating and approving public art.

Deadline for Action:

Submitting Department: Administration

Contact Name and Phone Number:
Leslie B. Caviglia, 713-4317

Department Recommendation:

It is recommended that the Council approve the development of a Public Art Policy Task Force to develop policies, regarding public art in Visalia. These policies should include a clear provision for City Council approval for all public art on city owned sites. In developing this policy, the Task Force should include, but not be limited to, consideration of the following,

- *How public art is defined
- *Permanent, long-term and short term outdoor art exhibits
- *Public space versus private space
- *All forms of public art including murals, statues, sculptures, paintings, art work paving and/or fencing, etc.
- *Permitting and approval processes
- *Artists rights
- *Property Owner rights
- *Soliciting/encouraging public art
- *Criteria for where public art could/should be located in publicly owned areas, including parks, plazas, green spaces and non-traditional art spaces
- *How city-owned sites will be selected/approved for public art, and how the type of piece, subject matter and artist will be selected and approved
- *Other city's public art policies
- *A review panel that is comprised of an already-formed group (Current Committee, Commission or community organization)

It is recommended that this Task Force including at least the following members:

- Two from the Citizens Advisory Committee
- Two from the Parks and Recreation Commission
- Three from the Arts Consortium

For action by:

City Council
 Redev. Agency Bd.
 Cap. Impr. Corp.
 VPFA

For placement on which agenda:

Work Session
 Closed Session

Regular Session:

Consent Calendar
 Regular Item
 Public Hearing

Est. Time (Min.): _____

Review:

**Dept. Head LBC 7509
(Initials & date required)**

**Finance _____
City Atty _____
(Initials & date required
or N/A)**

**City Mgr _____
(Initials Required)**

If report is being re-routed after revisions leave date of initials if no significant change has affected Finance or City Attorney Review.

One from the Chamber of Commerce
One from the Hispanic Chamber of Commerce

Summary/background:

In August, 2008, the Council approved the Cultural Arts Plan which included several goals around incorporating the arts throughout the community, including art in public places. Among the specific references to including art through the community were:

*Develop and implement a formal Cultural Tourism Plan involving appropriate tourism and hospitality industry partners which might include specialty itineraries and tours such as public art.

*Whenever possible, integrate arts/cultural program and interest into other community sectors, and venues. Stakeholders in this Plan's implementation should showcase the city's diverse tastes, heritage and cultural expressions.

Recently, there has been interest in developing additional public art components. There have been a couple of contacts regarding potential murals, there is interest in having an art piece in the soon-to-be-built Santa Fe roundabout, and there may be additional public art opportunities at the Convention Center with the redesign of the Plaza in conjunction with the Shuttle Visitors Center.

While the City has a policy regarding the approval of murals, it has been several years since that process was developed, it has been used very little in recent years, and is not a comprehensive approach to public art. With the emphasis on the implementation of the City's cultural plan, and the recent interest in public art at several locations, staff believes it is an appropriate time to develop a comprehensive public art policy.

Prior Council/Board Actions:

Committee/Commission Review and Actions:

Alternatives:

Attachments:

Recommended Motion (and Alternative Motions if expected):

I move to authorize the formation of a Public Art Policy Task Force to develop City policies for locating and approving public art.

Environmental Assessment Status

CEQA Review:

NEPA Review:

Tracking Information: *(Staff must list/include appropriate review, assessment, appointment and contract dates and other information that needs to be followed up on at a future date)*

Copies of this report have been provided to:

**City of Visalia
Agenda Item Transmittal**

Meeting Date: July 13, 2009

Agenda Item Number (Assigned by City Clerk): 9w

Agenda Item Wording: Request authorization to file a Notice of Completion for Ashley Grove, Unit No. 11, a subdivision (containing 76 single family lots), located at the northwest corner of Mooney Boulevard and Wren Avenue.

Deadline for Action: N/A

Submitting Department: Community Development/
Engineering Division

Contact Name and Phone Number:

Chris Young, Assistant Community Dev. Director - 713-4392

Department Recommendation: City staff recommends that City Council give authorization to file a Notice of Completion for the Ashley Grove, Unit No. 11 Subdivision.

Summary/background: All the necessary improvements for this subdivision have been completed and are ready for acceptance by the City of Visalia. The subdivision was developed by Nicholson & Smee, LLC. Nicholson & Smee, LLC. has submitted a maintenance bond in the amount of \$71,122.40. As required by the Subdivision Map Act to guarantee the improvements against defects for one year. The completed improvements include landscaping which will be maintained by the City through Landscape and Lighting District No. L 0517 for this subdivision and was created together with the tentative map. Therefore, no further resolutions or actions were necessary to annex this subdivision into it's own landscape and lighting district.

Prior Council/Board Actions: Final Map (and Landscape and Lighting District formation) recording was approved at Council meeting of December 19, 2005.

Committee/Commission Review and Actions: The tentative subdivision map for Ashley Grove, Unit No. 11 was approved by Planning Commission on January 24, 2005.

Alternatives: N/A

Attachments: Developers Disclosure Form and Location sketch/vicinity map.

For action by:

City Council
 Redev. Agency Bd.
 Cap. Impr. Corp.
 VPFA

For placement on which agenda:

Work Session
 Closed Session

Regular Session:

Consent Calendar
 Regular Item
 Public Hearing

Est. Time (Min.): 1 Min.

Review:

Dept. Head _____
(Initials & date required)

Finance _____
City Atty _____
(Initials & date required or N/A)

City Mgr _____
(Initials Required)

If report is being re-routed after revisions leave date of initials if no significant change has affected Finance or City Attorney Review.

Recommended Motion (and Alternative Motions if expected):

I hereby authorize filing a Notice of Completion for ASHLEY GROVE, UNIT NO. 11.

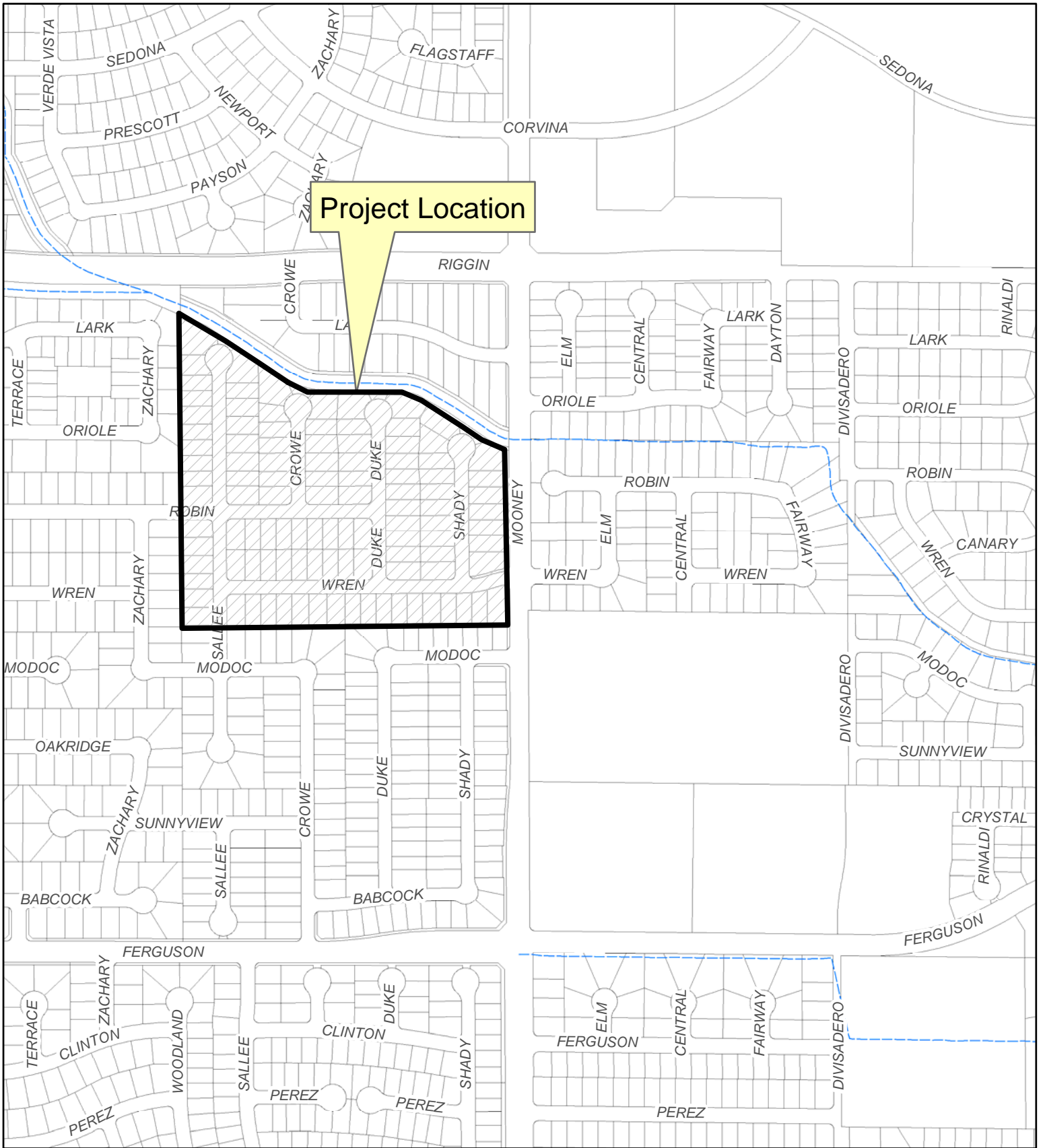
Environmental Assessment Status

CEQA Review: Environmental finding completed for tentative subdivision map.

NEPA Review:

Tracking Information: *(Staff must list/include appropriate review, assessment, appointment and contract dates and other information that needs to be followed up on at a future date)*

Copies of this report have been provided to:



Ashley Grove 11 Location Map



Scale: 1"=500'

**City of Visalia
Agenda Item Transmittal**

Meeting Date: July 13, 2009

Agenda Item Number (Assigned by City Clerk): 9x

Agenda Item Wording: Request authorization to file a Notice of Completion for Parcel Map 2006-26, a division of Lot 5 of Hurley Estates Subdivision into two lots (located at the northwest corner of Hurley Avenue and Tommy Street).

Deadline for Action: None

Submitting Department: Community Development Department/
Engineering Division

Contact Name and Phone Number:

Chris Young, Assistant Community Dev. Director- 713-4392

Department Recommendation:

City staff recommends that City Council give authorization to file a Notice of Completion for Parcel Map No. 2006-26. All the necessary improvements for Parcel Map No. 2006-26 have been completed and are ready for acceptance by the City of Visalia. The Parcel Map No. 2006-26 was developed by Mike Silva. Mike Silva has submitted a cash deposit in lieu of a maintenance bond in the amount of \$ 2,260.90 as required by the Subdivision Map Act to guarantee the improvements against defects for one year. The completed improvements include landscaping which will be maintained by the private development.

Summary/background: N/A

Prior Council/Board Actions:

Final Map recording was approved at Council meeting of March 16, 2009.

Committee/Commission Review and Actions: The tentative Parcel Map 2006-26 was approved by Planning Commission on December 11, 2006.

Alternatives: N/A

Attachments: Location sketch/vicinity map.

For action by:

City Council
 Redev. Agency Bd.
 Cap. Impr. Corp.
 VPFA

For placement on which agenda:

Work Session
 Closed Session

Regular Session:

Consent Calendar
 Regular Item
 Public Hearing

Est. Time (Min.): 1 Min.

Review:

Dept. Head _____
(Initials & date required)

Finance _____
City Atty _____
(Initials & date required
or N/A)

City Mgr _____
(Initials Required)

If report is being re-routed after revisions leave date of initials if no significant change has affected Finance or City Attorney Review.

Recommended Motion (and Alternative Motions if expected):

I hereby authorize filing a Notice of Completion for Parcel Map 2006-06.

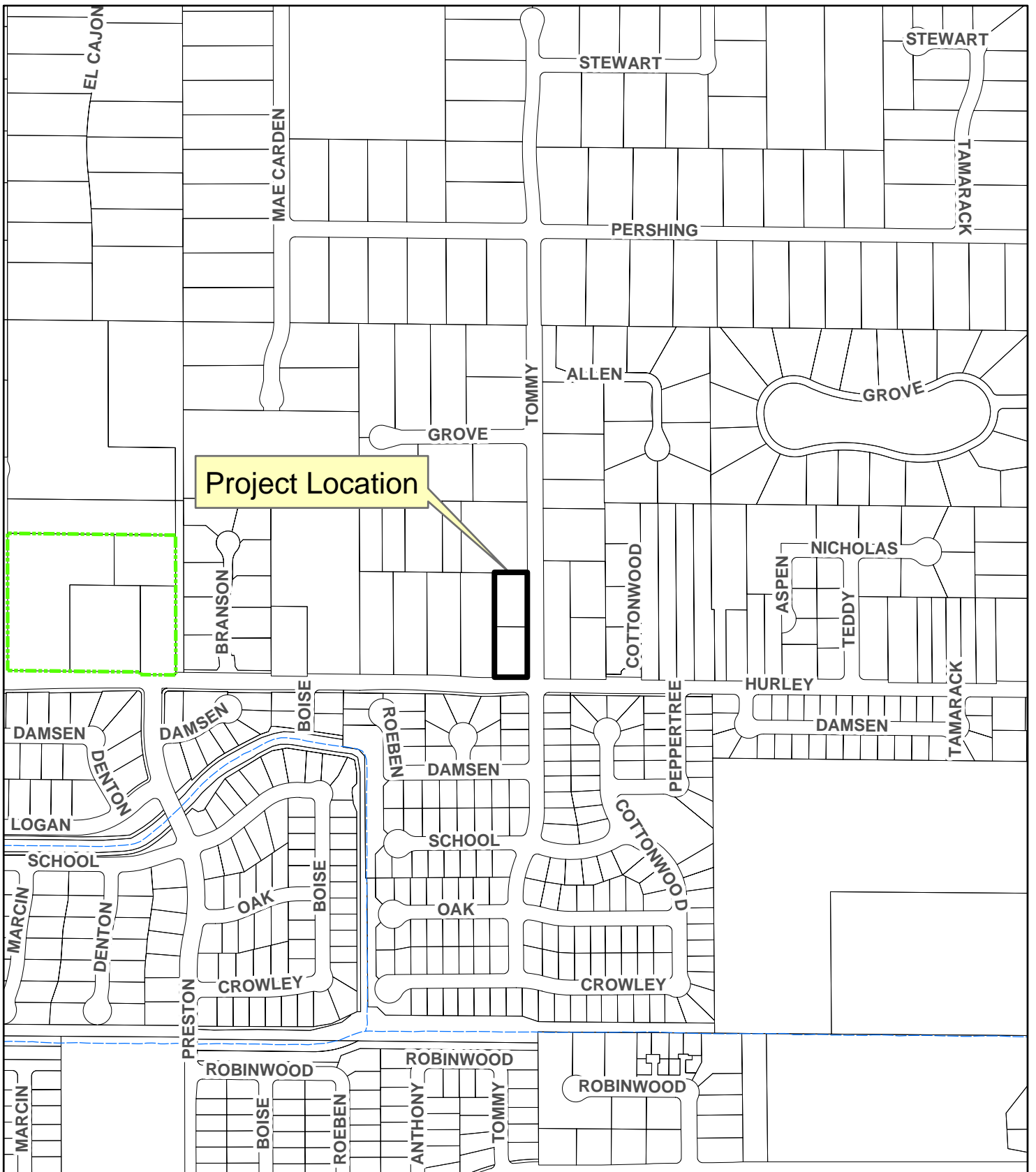
Environmental Assessment Status

CEQA Review:

NEPA Review:

Tracking Information: *(Staff must list/include appropriate review, assessment, appointment and contract dates and other information that needs to be followed up on at a future date)*

Copies of this report have been provided to:



Parcel Map 2006-26 Location Map



Scale: 1"=500'

**City of Visalia
Agenda Item Transmittal**

Meeting Date: July 13, 2009

Agenda Item Number (Assigned by City Clerk): 9y

Agenda Item Wording: Request authorization to file a Notice of Completion for Master Plan Storm Drain Facilities installed with the River Run Ranch Phase 5 subdivision, located on the south side of St. Johns Parkway, one half mile east of McAuliff Street.

Deadline for Action: N/A

Submitting Department: Community Development/
Engineering Division

Contact Name and Phone Number:

Chris Young, Assistant Community Dev. Director – 713-4392
Jason Huckleberry, Associate Engineer – 713-4259

Department Recommendation: City staff recommends that City Council give authorization to file a Notice of Completion for the Master Plan Storm Drain Facilities installed with the River Run Ranch Phase 5 Subdivision.

Summary/background: As part of the subdivision improvements associated with the River Run Ranch Phase 5 subdivision, the developer has designed and installed master plan storm drain improvements along St. John's Parkway, including a master plan storm drain basin. The Developer has completed all required improvements and the project is now ready for acceptance by the City of Visalia. After the Notice of Completion is filed, the Developer will be reimbursed for the master plan storm drain facilities per the approved reimbursement agreement .

River Run Ranch Phase 5 is being developed by Mark Hoffman Engineering. The project consists of 54 single family lots and is located along the south side of St. Johns Parkway, one half mile east of McAuliff Street. The project improvements include the extension of St. Johns Parkway to the east, interior subdivision street and utility improvements, and the master plan storm drain facilities along St. Johns Parkway.

Prior Council/Board Actions: Project improvement agreement and reimbursement agreement were approved at the Council meeting of June 15, 2009.

Committee/Commission Review and Actions: Planning Commission approved the Tentative Map on August 14, 2006.

For action by:

City Council
 Redev. Agency Bd.
 Cap. Impr. Corp.
 VPFA

For placement on which agenda:

Work Session
 Closed Session

Regular Session:

Consent Calendar
 Regular Item
 Public Hearing

Est. Time (Min.): 1Min.

Review:

Dept. Head _____
(Initials & date required)

Finance _____
City Atty _____
(Initials & date required or N/A)

City Mgr _____
(Initials Required)

If report is being re-routed after revisions leave date of initials if no significant change has affected Finance or City Attorney Review.

Developer Reimbursement Review Committee approved the reimbursement agreement on June 3, 2009

Alternatives: N/A

Attachments: Developer Disclosure Form and Location map.

Recommended Motion (and Alternative Motions if expected):

Authorize City staff to file a Notice of Completion for Master Plan Storm Drain Facilities associated with the River Run Ranch 5 subdivision.

Environmental Assessment Status

CEQA Review: Environmental finding completed for tentative subdivision map.

NEPA Review:

Tracking Information: *(Staff must list/include appropriate review, assessment, appointment and contract dates and other information that needs to be followed up on at a future date)*

Copies of this report have been provided to:

**City of Visalia
Agenda Item Transmittal**

Meeting Date: July 13, 2009

Agenda Item Number (Assigned by City Clerk): 9z

Agenda Item Wording: Authorization to execute a Purchase and Sale Agreement with Family Healthcare Network (FHCN) for the purchase of City Parking Lot No. 41 (owned by the Transit Division) located at the northwest corner of Oak Avenue and Santa Fe Street.

Property Address: 309 N. Santa Fe St. (APN 094-284-006)

Deadline for Action: July 13, 2009

Submitting Department: Housing & Economic Development

Contact Name and Phone Number: Ricardo Noguera, Housing & Economic Development Director (x4190); Cliff Ronk, Development Project Manager (x4348)

Department Recommendation: Authorize the City Manager to execute the following:

- (1) A Purchase and Sale Agreement with FHCN for the sale of City Parking Lot No. 41 at the appraised value of \$196,480, with close of escrow to occur when Building Permit is issued;
- (2) City (or Transit Division) finance the purchase for up to 15 years at 5.5% per annum interest rate. (This calculates to approximately \$1,600 per month loan payment.)
- (3) Sale will be contingent upon FHCN securing a grant from the Federal Health Resources & Services Administration for Community and Migrant Health Centers to pay for City fees and construction.

Summary/background: The newest FHCN building is situated in Visalia's Downtown at the northeast corner of Oak Avenue and Bridge Street. FHCN also has two additional facilities in Downtown Visalia locations. This organization employs approximately 280 workers within the Visalia city limits. FHCN provides a wide variety of health and social services to residents throughout the City from its downtown centers. It serves as a destination to the Downtown area.

FHCN desires to purchase the subject property, and construct a two-story, approximately 15,000 square foot, medical office and clinic. The new building would match the existing FHCN structure architecturally. The two buildings would be connected by a new breezeway. The upper floor might not be utilized immediately, but would be "shell space" for future expansion.

For action by:

City Council
 Redev. Agency Bd.
 Cap. Impr. Corp.
 VPFA

For placement on which agenda:

Work Session
 Closed Session

Regular Session:

Consent Calendar
 Regular Item
 Public Hearing

Est. Time (Min.): _____

Review:

Dept. Head _____
(Initials & date required)

Finance _____
City Atty _____
(Initials & date required or N/A)

City Mgr _____
(Initials Required)

If report is being re-routed after revisions leave date of initials if no significant change has affected Finance or City Attorney Review.

The proposed new building will provide for expansion of FHCN administrative offices, as well as for addition of a clinic for specialized functions such as general surgery, gastroenterology, cardiology, and urology. Patients for these services will be referred from FHCN clinics throughout the region.

Financing: The City has completed an updated appraisal for the City Parking Lot No. 41, located adjacent to the east of the existing FHCN facility on Oak Avenue. The total land purchase price of \$196,480 is based on a \$20 per square foot value calculated from a total of 9,824 square feet. The Purchase and Sale Agreement contemplates FHCN purchasing the parking lot, and paying the City (or Transit Division) over a period of time with financing terms.

FHCN is seeking a grant through the Federal Health Resources & Services Administration for Community and Migrant Health Centers. If successful, the grant will be used to cover the payment for all development impact fees, building permit fees, and construction. If unsuccessful in securing the grant, FHCN could rely on allowable fee reductions, and/or City-approved financing mechanisms to cover such costs. FHCN may retain the services of a consultant to evaluate potential reduction of the City Transportation Impact Fee. FHCN may also request payment of the Parking In-Lieu Fee in installments over a period of five to ten years.

Prior Council/Board Actions: None

Committee/Commission Review and Actions: None

Alternatives: None

Attachments: Aerial Map of Proposed Building Site for Family Health Care Network

Recommended Motion (and Alternative Motions if expected):

Authorize Staff to execute a Purchase and Sale Agreement, including financing terms, with Family Healthcare Network (FHCN) for the purchase of City Parking Lot No. 41 (owned by the Transit Division), located at the northwest corner of Oak Avenue and Santa Fe Street.

Environmental Assessment Status

CEQA Review: N/A

NEPA Review: Required for any developments with use of federal funds.

Tracking Information: (*Staff must list/include appropriate review, assessment, appointment and contract dates and other information that needs to be followed up on at a future date*)

Copies of this report have been provided to: