



AGENDA
SPECIAL MEETING
OF THE BOARD OF HARBOR COMMISSIONERS
MOSS LANDING HARBOR DISTRICT
7881 Sandholdt Road
MOSS LANDING, CA 95039
OCTOBER 20, 2016, 3:30 P.M.

A. OPEN SESSION CALL TO ORDER - PLEDGE OF ALLEGIANCE

Roll Call

Russ Jeffries – President	Linda G. McIntyre – General Manager
Tony Leonardini – Vice President	Mike Rodriguez – District Counsel
Vince Ferrante – Secretary	Tom Razzeca – Assistant General Manager
Andrew Amaral - Commissioner	Marie Della Maggiore – Dir. Of Administrative Services, Assistant to the GM
Margaret “Peggy” Shirrel – Commissioner	

B. PRESIDENT’S REMARKS

The President will use this opportunity to inform the public of issues affecting the District and other items of a general nature not otherwise provided for on this agenda.

C. PUBLIC COMMENTS

Members of the general public may address the Board of Harbor Commissioners regarding any item that is not on the Agenda. The President may limit the total amount of time of testimony on particular issues and for each individual speaker.

D. NEW BUSINESS

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1. ITEM – Consider awarding Public Works contract to Don Chapin Company, Inc. for Tsunami shoreline Repair Projects.
- a. Staff report
 - b. Public comment
 - c. Board discussion
 - d. Board action

E. ADJOURN MEETING

The next Rescheduled Regular Meeting of the Board of Harbor Commissioners is scheduled for November 3, 2016 at the offices of the Moss Landing Harbor District, 7881 Sandholdt Road, Moss Landing, CA 95039. Individuals who require special accommodations are requested to contact the Executive Assistant to the General Manager by calling 831.633.5417 or by emailing dellamaggiore@mosslandingharbor.dst.ca.us no less than 72 hours prior to the meeting or in the case of a Special Meeting, as soon as possible after the Agenda is posted. Copies of the agenda will be available 72 hours prior to the meeting and may be obtained by logging onto www.mosslandingharbor.dst.ca.us or by contacting the District at 831.633.5417. All meetings are noticed and conducted in accordance with the Ralph M. Brown Act.

RESOLUTION NO. 16-20

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE MOSS LANDING HARBOR DISTRICT AWARDING A CONTRACT FOR THE TSUNAMI SHORELINE NORTH HARBOR REPAIR PROJECT

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WHEREAS, on August 31, 2016 and September 7, 2016, the District's General Manager caused the publication of a Notice to Prospective Bidders soliciting sealed bids for its North and South Harbor Shore Protection Repair Project resulting from the 2011 Tsunami in the Salinas Californian and on the District's web page, and the project was also listed with the Salinas Valley Builders Exchange, the Santa Cruz Builders Exchanged and the Builders Exchange of Central California, and

WHEREAS, in response to the District's Notice, the District received no bids and therefore in accordance with Public Contract Code Section 20166, the District can dispense with competitive bidding, and

WHEREAS, at its duly notice and held Regular Meeting on September 28, 2016 the Board directed the General Manager to seek proposals from and negotiate a contract with a qualified contractor, and

WHEREAS, the General Manager solicited proposals from two local contractors, Granite Construction and Don Chapin Co., Inc. the latter of which submitted a proposal for the two North Harbor Shore Protection Repair Projects in the amount of \$590,242 subject to compliance with all bid requirements and permit conditions, and

WHEREAS, the General Manager has represented to the Board that the proposal received from Don Chapin Co., Inc. meets all District requirements and that a review of their records and references has been conducted by staff to determine that it possesses all professional capabilities and the desire to fulfill the requirements of the Project's plans and specs.

NOW THEREFORE, BE IT HEREBY RESOLVED by the Moss Landing Board of Harbor Commissioners that the General Manager is hereby authorized to execute a District standard contract for the North Harbor Shore Protection Repair Project in an amount not to exceed \$590,242.00 subject to minor modification to form and content upon the approval of the General Manager and District Counsel.

CERTIFICATION

Resolution 16-20 was duly passed and adopted by the Board of Harbor Commissioners of the Moss Landing Harbor District at a Special Meeting of the Board held on the 20th day of October, 2016, a quorum present and acting throughout, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

Russ Jeffries, President
Board of Harbor Commissioner

Linda G. McIntyre, Deputy Secretary
Board of Harbor Commissioners

Overall, DC's bid for mob/demob and shoreline repairs for the two North Harbor Areas is \$98,195 over the FEMA approved amount (\$221,207 over 75% of the FEMA reimbursement to MLHD). Here's the breakdown:

- DC Bid
 - Mob/Demob (Areas 1 & 2) - \$123,000
 - Area 1 Repairs - \$283,342
 - Area 2 Repairs - \$183,900
 - Total - \$590,242

Best case scenario is Harbor District will pay 25% of this amount [\$147,560.50]

- FEMA Approved Amount
 - Mob/Demob (Areas 1 & 2) - \$45,954
 - Area 1 Repairs - \$192,025
 - Area 2 Repairs - \$254,068
 - Total - \$492,047
- 75% of FEMA Approved Amount (FEMA reimbursement to MLHD)
 - Mob/Demob (Areas 1 & 2) - \$34,466
 - Area 1 Repairs - \$144,019
 - Area 2 Repairs - \$190,551
 - Total - \$369,035

A potential scenario is the Harbor District will pay 25% of the FEMA approved amount [\$221,207]

Worst case scenario is District pays 100% if project is not completed by existing December 31 deadline. We are working on getting an extension, and OES said they are generally granted. We are also working to obtain the full 75% of actual costs, which OES also said is typically granted.

The Board's choices are:

1. Don't do the project. These erosion areas will continue to get worse, permitting conditions will continue to be more restrictive, the parking lot and other property will continue to worsen and the cost to repair more severe damage later will only increase.
2. Do the projects in anticipation of receiving some reimbursement with knowledge the District's share could be as high as \$221,207.

Basically, we either do it now with the certainty of costs, restore the shoreline and protect the District's property, or we do it later when the costs will only be higher and the damage will be more severe.

Staff recommends adopting Resolution 16-20 authorizing the GM to enter into a contract with Don Chapin Company for the repairs at their proposed cost.