



County of Los Angeles CHIEF EXECUTIVE OFFICE

Kenneth Hahn Hall of Administration
500 West Temple Street, Room 713, Los Angeles, California 90012
(213) 974-1101
<http://ceo.lacounty.gov>

WILLIAM T FUJIOKA
Chief Executive Officer

October 19, 2010

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**DEPARTMENT OF PUBLIC WORKS: FIRE DEPARTMENT
NEW FIRE STATION 128 PROJECT
UNINCORPORATED AREA OF SANTA CLARITA
ACCEPT GRANT AWARD
APPROVE REVISED PROJECT BUDGET
APPROVE APPROPRIATION ADJUSTMENT
SPECS. 6096; CAPITAL PROJECT NO. 70966
(FIFTH DISTRICT) (4 VOTES)**

SUBJECT

This action will allow the Fire Chief of the Consolidated Fire Protection District (District), to accept a grant award from the Department of Homeland Security (DHS) Federal Emergency Management Agency (FEMA) for the Fiscal Year (FY) 2009 American Recovery and Reinvestment Act (ARRA) Assistance to Firefighters (AF) Fire Station Construction (FSC) Grant Program, approve revised project budget, approve appropriation adjustment, and authorize the Department of Public Works (Public Works) to deliver the New Fire Station 128 project.

JOINT RECOMMENDATION WITH THE FIRE CHIEF THAT YOUR BOARD, ACTING AS THE GOVERNING BODY OF THE CONSOLIDATED FIRE PROTECTION DISTRICT:

1. Authorize the Fire Chief or his designee to accept the \$3,623,900 Grant Award No. EMW-2009-FC-04978R from the Department of Homeland Security Federal Emergency Management Agency for the Fiscal Year 2009 American Recovery

"To Enrich Lives Through Effective And Caring Service"

*Please Conserve Paper – This Document and Copies are Two-Sided
Intra-County Correspondence Sent Electronically Only*

ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

19 OCTOBER 19, 2010

Sachi A. Hamai
SACHI A. HAMAI
EXECUTIVE OFFICER

Board of Supervisors
GLORIA MOLINA
First District

MARK RIDLEY-THOMAS
Second District

ZEV YAROSLAVSKY
Third District

DON KNABE
Fourth District

MICHAEL D. ANTONOVICH
Fifth District

and Reinvestment Act Assistance to Firefighters Fire Station Construction Grant Program for the New Fire Station 128 project in the Santa Clarita Valley.

2. Approve the revised total project budget of \$10,179,000.
3. Approve the appropriation adjustment recognizing \$3,624,000 in grant funding for Fiscal Year 2010-11 in the Fire District's Capital Project Outlay fund under Capital Project No. 70966.
4. Authorize the Fire Chief or his designee to conduct all grant negotiations and execute and submit all documents, including, but not limited to, the project grant agreement, payment requests necessary for the completion of the project with the Department of Homeland Security Federal Emergency Management Agency, and any amendments, including extensions of time, subject to approval of such documents by County Counsel.
5. Authorize the Director of Public Works or her designee to modify the bid documents and the design-build agreement to incorporate the Department of Homeland Security Federal Emergency Management Agency and American Recovery and Reinvestment Act requirements for audits; Buy American Act requirements; and Federal Wage Rate requirements.
6. Approve and authorize the Director of Public Works or her designee to execute a change order for a \$576,916 not-to-exceed amount with Novus Construction to incorporate Buy American Act, 41 U.S.C. §§ 10a-10d provisions, to comply with Federal prevailing wage and with the requirements under the Davis-Bacon Act (40 U.S.C.A. §§ 276a to 276a-5) required by the American Recovery and Reinvestment Act Assistance to Firefighters Fire Station Construction Grant.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

Approval of the recommended actions will allow the Fire Chief to accept a grant award from DHS FEMA for the FY 2009 ARRA AF FSC Grant Program, and authorize Public Works to deliver the New Fire Station 128 project.

Under the FY 2009 ARRA AF FSC Grant Program, the District became eligible to submit application requests to modify existing, or build new, shovel-ready fire stations in order to enhance their response capabilities and protect the communities they serve from fire and fire-related hazards. In October 2009, the District received notification from DHS FEMA that the grant application submitted for the New Fire Station 128 project, a new 9,976-square-foot fire station to be constructed on 1.34 acres at

28450 Whites Canyon Road in the Santa Clarita Valley, was approved for a grant award of \$3,624,000.

Your Board had previously authorized the Director of Public Works to execute a design-build contract with Novus Construction (Novus) to design and construct Fire Station 128 on July 7, 2009. However, as required by DHS FEMA, grant recipients awarded funding to build a new facility are subject to all applicable environmental and historic preservation requirements relative to the National Environmental Policy Act, National Historic Preservation Act (NEPA) of 1966, National Flood Insurance Program regulations, and any other applicable laws and Executive Orders, including Federal audit requirements, Buy American Act provision, and Federal wage requirements among others. These requirements have impacted the construction project budget resulting in a construction change order amount not-to-exceed \$576,916 and an overall total project cost increase of \$715,000.

Additionally, the New Fire Station 128 project was unable to proceed until the District received written approval from DHS FEMA that the Environmental Assessment (EA) process pursuant to NEPA was completed and the grant was accepted by your Board. On September 9, 2010, the District received the Finding of No Significant Impact and was granted authorization for the New Fire Station 128 construction project to proceed into the construction phase.

The delay of the New Fire Station 128 project also impacted the schedule for construction of the nearby New Fire Station 132 project. Both projects were awarded to Novus by your Board in July 2009, and both projects had achieved significant cost savings as a result of the contractor being allowed to construct both stations concurrently. The proposed revised project budget in part includes additional funding for costs due to this delay. The impact to the New Fire Station 132 project is presented in a related item on your Board's agenda today.

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs the provision of Operational Effectiveness (Goal 1) and Public Safety (Goal 5) by utilizing collaborative efforts to implement projects, actively seeking grant funds to augment the County's funding sources, and by maintaining and ensuring the highest level of safety and security standards for the residents of the County of Los Angeles.

FISCAL IMPACT/FINANCING

On July 7, 2009, your Board approved a total project cost of \$9,464,000 for the New Fire Station 128 project. The additional costs have been estimated at \$715,000 for a revised total project budget of \$10,179,000. As a result of this grant award, funding totaling \$2,908,900 will not be required from Commercial paper and developer fees.

With your Board's approval of the appropriation adjustment (Attachment B), sufficient funding will be available in the District's Capital Project Outlay Fund, Capital Project No. 70966, for the New Fire Station 128 project. After the approval of this appropriation adjustment, this project will be fully funded by \$6,003,000 of commercial paper proceeds and \$3,624,000 of ARRA Capital Project grant funding, and \$552,000 of Developer's Fees. The funding from commercial paper proceeds will ultimately be replaced by long-term bond financing.

There is no impact on net County cost.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

DHS FEMA has provided the Chief Executive Office, District, and Public Works with guidelines for administration of the grant agreement. These guidelines detail the activities and expenditures that are allowable for reimbursement. The grant agreement has been reviewed by County Counsel.

CONTRACTING PROCESS

On July 7, 2009, your Board authorized Public Works to execute a design-build contract with Novus for design and construction of the New Fire Station 128 project. On November 19, 2009, the design-build contract was executed and the notice to proceed was issued on December 7, 2009.

ENVIRONMENTAL DOCUMENTATION

On August 7, 2007, your Board adopted the Mitigated Negative Declaration for the New Fire Station 128 project. The recommended actions are within the scope of the previously approved document.

As required by DHS FEMA, grant recipients awarded funding to build a new facility are subject to all applicable environmental and historic preservation requirements. On September 9, 2010, the District received the NEPA Finding of No Significant Impact issued by FEMA and was granted authorization for the New Fire Station 128 project to proceed into the construction phase.

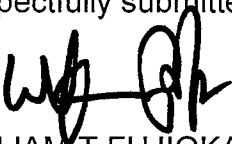
IMPACT ON CURRENT SERVICES (OR PROJECTS)

There will be no negative impact on current County services or projects. The acceptance of the FY 2009 ARRA AF FSC Grant Program award will enhance the quality of life for Santa Clarita Valley residents.

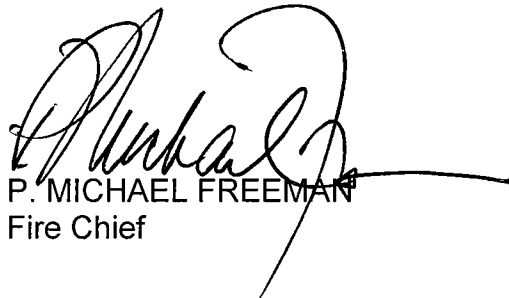
CONCLUSION

Please return one adopted copy of this letter to the Chief Executive Office, Capital Projects Division; Fire District, Construction and Maintenance Division; and to the Department of Public Works, Project Management Division II.

Respectfully submitted,



WILLIAM T FUJIOKA
Chief Executive Officer



P. MICHAEL FREEMAN
Fire Chief

WTF:BC:GF:PMF
DJT:CY:zu

Attachments

c: Executive Office, Board of Supervisors
County Counsel
Auditor-Controller
Office of Affirmative Action Compliance

October 19, 2010

ATTACHMENT A

**DEPARTMENT OF PUBLIC WORKS: FIRE DEPARTMENT
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ACCEPT GRANT AWARD
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(FIFTH DISTRICT) (4 VOTES)**

I. PROJECT SCHEDULE

Project Activity	Scheduled Completion Date	Revised Scheduled Completion Date
Project Scoping Documents	Completed	Completed
Design and Construction Award	07/07/09	07/07/09
Construction		
Substantial Completion	03/15/11	01/12/12
Station Operational	04/15/11	03/01/12
Project Acceptance	05/12/11	03/27/12

II. PROJECT BUDGET SUMMARY

Budget Category	Project Budget	Impact of This Action	Revised Project Budget
Land Acquisition	\$ 0	\$ 0	\$ 0
Construction			
Design-Build Contract (Including design completion contingency)	\$ 6,273,555	\$ 576,916	\$ 6,850,471
Change Orders (5 percent)	\$ 306,209	\$ 28,084	\$ 334,293
Telecommunication Equipment – Affixed to Building	\$ 220,000	\$ 0	\$ 220,000
Utility Connection Fees	\$ 50,000	\$ 0	\$ 50,000
Civic Arts	\$ 61,236	\$ 0	\$ 61,236
Subtotal	\$ 6,911,000	\$605,000	\$ 7,516,000
Programming/Development	\$ 0	\$ 0	\$ 0
Plans and Specifications			
Architect/Engineering Services	\$350,000	\$ 0	\$ 350,000
Subtotal	\$350,000	\$ 0	\$ 350,000
Consultant Services			
Deputy Inspection	\$90,000	\$ 0	\$ 90,000
Site Planning	\$ 0	\$ 0	\$ 0
Hazardous Materials	\$ 0	\$ 0	\$ 0
Geotech/Soils Test	\$60,000	\$ 0	\$ 60,000
Material Testing	\$45,000	\$ 0	\$ 45,000
Cost Estimating	\$70,000	\$ 0	\$ 70,000
Project Scheduling	\$25,000	\$ 0	\$ 25,000
Constructability Review	\$40,000	\$ 0	\$ 40,000
Construction Management Support	\$120,000	\$ 0	\$ 120,000
Construction Administration	\$ 0	\$ 0	\$ 0
Environmental	\$ 0	\$ 0	\$ 0
Move Management	\$ 0	\$ 0	\$ 0
Equipment Planning	\$ 0	\$ 0	\$ 0
Legal	\$ 0	\$ 0	\$ 0
Contract/Change Order	\$ 0	\$ 0	\$ 0
Other	\$ 0	\$ 0	\$ 0
Subtotal	\$ 450,000	\$ 0	\$ 450,000
Miscellaneous Expenditures			
Furniture, Fixtures, and Equipment	\$ 110,000	\$ 0	\$ 110,000
Printing	\$ 17,000	\$ 0	\$ 17,000
Los Angeles County Affirmative Action Compliance	\$ 18,000	\$ 0	\$ 18,000
Subtotal	\$ 145,000	\$ 0	\$ 145,000

II. PROJECT BUDGET SUMMARY (continued)

Budget Category	Project Budget	Impact of This Action	Revised Project Budget
Jurisdictional Review/Plan Check/Permit	\$ 80,000	\$ 0	\$ 80,000
County Services			
Code Compliance and Quality			
Control Inspections	\$ 484,505	\$ 0	\$ 484,505
Design Review	\$ 82,610	\$ 0	\$ 82,610
Design Services	\$ 0	\$ 0	\$ 0
Contract Administration	\$ 42,570	\$ 0	\$ 42,570
Project Management	\$ 466,892	\$ 60,000	\$ 526,892
Project Management Support Services	\$ 259,904	\$ 15,000	\$ 274,904
Secretarial	\$ 22,588	\$ 25,000	\$ 47,588
Document Control	\$ 0	\$ 10,000	\$ 10,000
ISD Job Order Contract Management	\$ 0	\$ 0	\$ 0
DPW Job Order Contract Management	\$ 0	\$ 0	\$ 0
ISD ITS Communications	\$ 0	\$ 0	\$ 0
Project Security	\$ 0	\$ 0	\$ 0
Project Technical Support	\$ 76,575	\$ 0	\$ 76,575
Consultant Contract Recovery	\$ 92,356	\$ 0	\$ 92,356
County Counsel	\$ 0	\$ 0	\$ 0
Other	\$ 0	\$ 0	\$ 0
Design Services	\$ 0	\$ 0	\$ 0
Subtotal	\$ 1,528,000	\$ 110,000	\$ 1,638,000
Total	\$ 9,464,000	\$ 715,000	\$ 10,179,000

COUNTY OF LOS ANGELES

REQUEST FOR APPROPRIATION ADJUSTMENT

DEPT'S NO. 390-07

DEPARTMENT OF FIRE

October 19, 2010

AUDITOR-CONTROLLER:

THE FOLLOWING APPROPRIATION ADJUSTMENT IS DEEMED NECESSARY BY THIS DEPARTMENT. PLEASE CONFIRM THE ACCOUNTING ENTRIES AND AVAILABLE BALANCES AND FORWARD TO THE CHIEF EXECUTIVE OFFICER FOR HIS RECOMMENDATION OR ACTION.

ADJUSTMENT REQUESTED AND REASONS THEREFOR

FY 2010-11 4 - VOTE

SOURCES

USES

Fire-FS 128 New Station J13-CP-90-9008-65033-70966 ARRA Cap Proj - \$3,624,000 INCREASE REVENUE

Fire-FS 128 New Station J13-CP-6014-65033-70966 Capital Assets - B&I - \$715,000 INCREASE APPROPRIATION

Fire-FS 128 New Station J13-CP-94-9276-65033-70966 Commercial Paper Proceeds/CP - \$2,909,000 DECREASE REVENUE

SOURCES TOTAL: \$ 3,624,000

USES TOTAL: \$ 3,624,000

JUSTIFICATION: THIS APPROPRIATION ADJUSTMENT IS NECESSARY TO RECOGNIZE FEMA GRANT EMW-2009-FC-04978R FUNDED BY ARRA, REDUCE COMMERCIAL PAPER NEEDS, AND TO INCREASE THE APPROPRIATION DUE TO ADDITIONAL PROJECT COSTS.

ADOPTED BOARD OF SUPERVISORS COUNTY OF LOS ANGELES

Handwritten signature of Les Seidman

AUTHORIZED SIGNATURE: LES SEIDMAN, ASSISTANT CHIEF FINANCIAL MANAGEMENT DIVISION

BOARD OF SUPERVISOR'S APPROVAL (AS REQUESTED/REVISED)

19 OCT 19 2010

Sachi A. Hama SACHI A. HAMA EXECUTIVE OFFICER

REFERRED TO THE CHIEF EXECUTIVE OFFICER FOR...

ACTION RECOMMENDATION

APPROVED AS REQUESTED APPROVED AS REVISED

AUDITOR-CONTROLLER

BY Karen Fukama Oct 5 20 10

CHIEF EXECUTIVE OFFICER

BY [Signature] 10/5 20 10

B.A. NO. 04A