Santa Cruz County Sanitation District

701 OCEAN STREET, SUITE 410, SANTA CRUZ, CA 95060-4073
(831) 454-2160 FAX (831) 454-2089 TDD/TTY- CALL 711

JOHN J. PRESLEIGH, DISTRICT ENGINEER

AGENDA

Santa Cruz County Sanitation District
Seven Hundred Twenty-third Regular Meeting

Thursday, March 17, 2016
4:45 P.M.

D. A. Porath Sanitation Facility
2750 Lode Street

Page #

1. **ROLL CALL**

2. **APPROVAL OF MINUTES OF MARCH 3, 2016** ..... 2-1 thru 2-3

3. **ORAL COMMUNICATIONS**

4. **ORDINANCE NO. 131, RECODIFYING TITLE 2, SECTION 2.04.025 OF THE DISTRICT CODE, REGARDING CONTRACTING FOR CONSTRUCTION, MAINTENANCE, OR REPAIR**: Consider adopting Ordinance No. 131 recodifying Section 2.04.025 to Section 2.04.140.

   a. Letter of the District Engineer 4-1
   b. Ordinance No. 131, Recodifying Title 2, Section 2.04.025 of the District Code, Regarding Contracting for Construction, Maintenance, or Repair
      i. Showing Revisions ..... 4-2 thru 4-3
      ii. Final Version ..... 4-4 thru 4-5

5. **NOBLE GULCH SEWER IMPROVEMENT PROJECT BROOKVALE TERRACE HOLDING COMPANY, 300 PLUM STREET – (APNS 036-352-71 & 036-351-42) SETTLEMENT & SUPPLEMENTAL AGREEMENT**: Consider adopting a resolution accepting the terms and conditions of the Noble Gulch Sewer Improvement Project Brookvale Terrace Holding Company, 300 Plum Street (APNS 036-352-71 & 036-351-42) Settlement & Supplement Agreement.

   a. Letter of the District Engineer ..... 5-1 thru 5-2
   b. Resolution No. 16-05, Noble Gulch Sewer Improvement Project Brookvale Terrace Holding Company, 300 Plum Street (APNS 036-352-71 & 036-351-42) Settlement & Supplement Agreement ..... 5-3 thru 5-4
   c. Settlement & Supplemental Agreement with Brookvale Terrace Holding Co. . 5-5 thru 5-6
   d. Exhibit "A" 5-7
   e. Punch List ..... 5-8 thru 5-9

Page #

6. **AMENDMENT TO AGREEMENT WITH COVELLO GROUP, INC., FOR CONSTRUCTION MANAGEMENT SERVICES DURING CONSTRUCTION OF THE 14TH AND 16TH AVENUE PUMP STATION ABANDONMENT PROJECT:** Consider approving an independent contractor agreement amendment with Covello Group, Inc., for additional engineering services and an increase in contract for a not to exceed amount of $33,000.

a. Letter of the District Engineer ..... 6-1 thru 6-2
b. Independent Contractor Agreement Amendment 6-3
c. Proposal/Scope of Work 6-4
d. Attachment "A" 6-5
e. Attachment "B" ..... 6-6 thru 6-7
f. Request for Approval of Agreement Form (ADM) 6-8

7. **SANTA CRUZ HARBOR TRANSMISSION MAIN REHABILITATION PROJECT UPDATE**: Review work performed on the subject project.

a. Letter of the District Engineer 7-1
b. Letter of Quincy Engineering, Inc. ..... 7-2 thru 7-3

8. **SEWAGE SPILL REPORTS:** Review sewage spill reports transmitted to the California Regional Water Quality Control Board, Central Coast Region.

a. 26th Avenue, Air Relief Valve 8-1
b. 7000 Soquel Drive 8-2

9. **ADJOURNMENT TO APRIL 7, 2016**

As a courtesy to those persons affected, please attend the meeting smoke and scent free. The Santa Cruz County Sanitation District complies with the Americans with Disabilities Act (ADA). The Board of Directors Chambers is located in an accessible facility. Persons with disabilities may request a copy of the agenda in an alternative format. If you need special assistance or accommodations to attend this meeting, please contact the District at 454-2160 (TDD/TTY- CALL 711) at least 72 hours in advance of the meeting, to make arrangements. If you have a question about an agenda item, please call District staff at 454-2160. Agenda documents, including those received after the publication of these agenda materials may be reviewed at the office of the District Secretary, Room 410 of the County Government Center Building at 701 Ocean Street, Santa Cruz, California.

PROCEEDINGS OF THE BOARD OF DIRECTORS
SANTA CRUZ COUNTY SANITATION DISTRICT

March 3, 2016
4:45 P.M.

D. A. Porath Sanitation Facility
2750 Lode Street
Santa Cruz, California

* *

The seven hundred twenty-second regular meeting of the Board of Directors of the Santa Cruz County Sanitation District is now in session pursuant to adjournment, by declaration of Chairperson Harlan.

PRESENT: Director Leopold, Director Friend, Chairperson Harlan, District Counsel, and the Secretary

APPROVAL OF MINUTES OF FEBRUARY 4, 2016, -approved

Upon motion of Director Friend, duly seconded by Director Leopold, it is ordered by the Board, by unanimous voice vote, that the minutes of February 4, 2016, be and are hereby approved.

ORAL COMMUNICATIONS - none

2016/2017 SEWER SERVICE CHARGES -NOTICE OF PUBLIC HEARING -approved

The District Engineer, John Presleigh, introduces the District's revenue consultant, Gary Hornberger, who proceeds to explain the subject item, stating that by 2019/2020 all the debt service for the secondary treatment facilities will be paid off. He then states that the overall fee increase for fiscal year 2016-17 is 2.6 percent, which is lower than the 4.6 percent which was originally projected. Mr. Hornberger then proceeds to break down the proposed fee increases for the individual user groups and also explains the operation and maintenance expenses, including the treatment costs paid to the City of Santa Cruz.

Upon motion of Director Leopold, duly seconded by Director Friend, it is ordered by the Board, by unanimous voice vote, that the District Engineer is directed to prepare an ordinance amending District Code Title 5, Article III, Sections 5.04.180 through 5.04.225 and return to the Board on May 5, 2016, for its adoption in concept. Further, a public hearing is set on the adoption in concept of the subject ordinance for May 5, 2016, at 4:45 p.m., and the District Engineer is directed to mail the Notice of Public Hearing to all affected property owners at least 45 days prior to the May 5, 2016, public hearing; and the District Secretary is directed to advertise the notice of public hearing once a week for two weeks prior to the date set for the public hearing in a newspaper of general circulation.

AMENDMENT TO AGREEMENT WITH HDR ENGINEERING INC., FOR PROFESSIONAL ENGINEERING DESIGN AND CONSULTING SERVICES DURING CONSTRUCTION OF THE 14th AND 16th AVENUE PUMP STATION ABANDONMENT PROJECT -approved

The Sanitation Engineer, Kent Edler, explains the subject item and recommends that the Board consider approving an independent contractor agreement amendment with HDR Engineering, Inc., for additional engineering services and an increase in contract for a not-to-exceed amount of $16,201.

Upon motion of Director Leopold, duly seconded by Director Friend, it is ordered by the Board, by unanimous voice vote, that the independent contractor agreement with HDR Engineering, Inc., in the increased amount of not-to-exceed $105,786.00 for work modifications as outlined in Exhibit "A" of the amendment, be and is hereby approved with the District Engineer authorized to sign the agreement on behalf of the District.

SOQUEL PUMP STATION FORCE MAIN REPLACEMENT PROJECT UPDATE -approved

Mr. Edler explains the subject item and recommends that the Board direct staff to return on or before June 9, 2016, with a project update.

Upon motion of Director Friend, duly seconded by Director Leopold, it is ordered by the Board, by unanimous voice vote, that staff be directed to return to the Board on, or before, June 9, 2016, with a project update.

ORDINANCE NO. 131, RECODIFYING TITLE 2, SECTION 2.04.025 OF THE DISTRICT CODE, REGARDING CONTRACTING FOR CONSTRUCTION, MAINTENANCE, OR REPAIR -adopted in concept

Mr. Presleigh explains the subject item and recommends that the Board consider adopting Ordinance No. 131 recodifying Section 2.04.025 of the Santa Cruz County Sanitation District Code to Section 2.04.140.

The District Engineer reads the title of Ordinance No. 131.

Upon motion of Director Friend, duly seconded by Director Leopold, it is ordered by the Board, by unanimous voice vote, that detailed reading be waived.

Upon motion of Director Friend, duly seconded by Director Leopold, it is ordered by the Board, by unanimous voice vote, that Ordinance No. 131, Recodifying Title 2, Section 2.04.025 of the District Code, regarding Contracting for Construction, Maintenance, or Repair, be and is hereby adopted in concept and set for final adoption on the next available agenda.

EARTH DAY SANTA CRUZ 2016 -approved

Environmental Coordinator, Amy Gross, explains the subject item and recommends that the Board consider approving a contribution of $1,200 from the existing public outreach budget to help fund Earth Day activities planned for the San Lorenzo Park benchlands on April 16, 2016.

Upon motion of Director Leopold, duly seconded by Director Friend, it is authorized by the Board, by unanimous voice vote, that holding the 2016 Earth Day event is hereby approved and a contribution of $1,200 from an existing public outreach budget to help fund the Earth Day event authorized.

SEWAGE SPILL

The Board reviews a sewage spill report for 719 Clubhouse Drive, Aptos, which has been transmitted to the California Regional Water Quality Control Board, Central Coast Region.

WRITTEN CORRESPONDENCE

The Board reviews and discusses the following written correspondence:

- Letter from Rhonda J. Waldron-Hood Re: Noble Gulch Trunk Line Relocation Project.

ORAL COMMUNICATIONS

Tours

Chairperson Harlan states that she would like to tour the City of Santa Cruz Water Treatment Plant and the City of Santa Cruz Wastewater Treatment Plant. She asks to be contacted if anyone hears of any public tours of those facilities being organized.

Public Awareness

Chairperson Harlan asks if the District could be doing more to make people more aware of what they should not be pouring down their sink.

ADJOURNMENT

There being no further business to come before the Board, Chairperson Harlan hereby adjourns this meeting of the Board to the next scheduled meeting, to be held Thursday, March 17, 2016, at 4:45 p.m., at the D. A. Porath Sanitation Facility meeting room, 2750 Lode Street, Santa Cruz, California.

Lynn Sully
Secretary

Santa Cruz County Sanitation District

701 OCEAN STREET, SUITE 410, SANTA CRUZ, CA 95060-4073
(831) 454-2160 FAX (831) 454-2089 TDD: (831) 454-2123

JOHN J. PRESLEIGH, DISTRICT ENGINEER

AGENDA: MARCH 17, 2016

BOARD OF DIRECTORS
SANTA CRUZ COUNTY SANITATION DISTRICT
701 Ocean Street, Room 410
Santa Cruz, California 95060

SUBJECT: ORDINANCE NO. 131, RECODIFYING TITLE 2, SECTION 2.04.025 OF THE DISTRICT CODE, REGARDING CONTRACTING FOR CONSTRUCTION, MAINTENANCE, OR REPAIR

Members of the Board:

On March 3, 2016, your Board adopted, in concept, proposed Ordinance No. 131, Recodifying Title 2, Section 2.04.025 of the District Code, Regarding Contracting for Construction, Maintenance, or Repair. This ordinance is now before you for final adoption.

Therefore, it is recommended that your Board adopt the subject ordinance and direct the District Secretary to publish said ordinance, or a summary of said ordinance, once within fifteen days and take related actions as required.

Yours truly,

JOHN J. PRESLEIGH
District Engineer

DLS/B1810

ordadopt
(2/94)

BEFORE THE BOARD OF DIRECTORS
OF THE SANTA CRUZ COUNTY SANITATION DISTRICT
SANTA CRUZ COUNTY, CALIFORNIA

ORDINANCE NO. 131

On the motion of Director
duly seconded by Director
the following ordinance is adopted:

ORDINANCE RECODIFYING TITLE 2, SECTION 2.04.025 OF THE DISTRICT CODE
REGARDING CONTRACTING FOR CONSTRUCTION, MAINTENANCE, OR REPAIR

WHEREAS, the Board of Directors of the Santa Cruz County Sanitation District adopted Ordinance No. 66 on September 14, 1989; and

WHEREAS, Ordinance No. 66 adopted provisions codified at Section 2.04.025 of the Santa Cruz County Sanitation District Code; and

WHEREAS, the Board now desires to recodify Section 2.04.025 at Section 2.04.0140 of the Santa Cruz County Sanitation District Code,

WHEREAS, Health and Safety Code section 4766 states that the District Board may adopt ordinances, the procedure for the adoption of which shall be the same as is provided for in Article 7 (commencing with Section 25120), Chapter 1, Part 2, Division 2, Title 3 of the Government Code for counties; and

WHEREAS, Government Code section 25130 states that an ordinance code adopted and fully published may be subsequently recompiled, recodified and indexed in the same manner as prescribed by this article for the original adoption by reference of an ordinance code; and

WHEREAS, Government Code section 25127 states that an ordinance code may be adopted by reference in the manner provided by this article for the passage of ordinances for the county,

NOW, THEREFORE, the Board of Directors of the Santa Cruz County Sanitation District ordains as follows:

SECTION I

Section 2.04.025 of the District Code is hereby recodified as follows:

Section 2.04.~~025~~140. Contract for Construction, Maintenance, or Repair Work.

A. When the expenditure required for the work exceeds twenty-five thousand dollars ($25,000.00), it shall be contracted for and let to the lowest responsible bidder after notice. The notice inviting bids shall set a date for the opening of bids. The first posting of the notice shall be at least 10 days before the date of opening the bids. Notice shall be posted in a least three (3) public places in the District that have been designated by the district board as the places for posting such notice. The notice shall distinctly state the work to be done.

B. In its discretion, the District Board may reject any bids presented and readvertise. If two or more bids are the same and the lowest, the District Board may accept the one it chooses. If no bids are received, the District Board may have the work done without further bid.

C. If all bids are rejected, the District Board, on a resolution adopted by a four-fifths vote, may declare that the work can be performed more economically by day labor, or the materials or supplies furnished at a lower price in the open market and may have the work done in a manner stated in the resolution in order to take advantage of this lower cost.

D. If there is a present or anticipated great public calamity, as an extraordinary fire, flood, storm or other disaster the District Board may, by resolution adopted by a four-fifths vote declaring that the public interest and necessity demand immediate expenditure of public money to safeguard life, health, or property, expend any sum required in the emergency without submitting such expenditure to bid.

SECTION II

This ordinance shall take effect and be operative on the 31st day after the date of final passage.

This ordinance shall be published once within fifteen days following its adoption in a newspaper of general circulation within the District.

PASSED AND ADOPTED by the Board of Directors of the Santa Cruz County Sanitation District this _____ day of _____, 20_____, by the following vote:

AYES: DIRECTORS
NOES: DIRECTORS
ABSENT: DIRECTORS

_____
Chairperson of said Board

ATTEST: _____
Secretary of said Board

Approved as to Form:

_____
District Counsel

BEFORE THE BOARD OF DIRECTORS
OF THE SANTA CRUZ COUNTY SANITATION DISTRICT
SANTA CRUZ COUNTY, CALIFORNIA

ORDINANCE NO. 131

On the motion of Director
duly seconded by Director
the following ordinance is adopted:

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REGARDING CONTRACTING FOR CONSTRUCTION, MAINTENANCE, OR REPAIR

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WHEREAS, Ordinance No. 66 adopted provisions codified at Section 2.04.025 of the Santa Cruz County Sanitation District Code; and

WHEREAS, the Board now desires to recodify Section 2.04.025 at Section 2.04.0140 of the Santa Cruz County Sanitation District Code,

WHEREAS, Health and Safety Code section 4766 states that the District Board may adopt ordinances, the procedure for the adoption of which shall be the same as is provided for in Article 7 (commencing with Section 25120), Chapter 1, Part 2, Division 2, Title 3 of the Government Code for counties; and

WHEREAS, Government Code section 25130 states that an ordinance code adopted and fully published may be subsequently recompiled, recodified and indexed in the same manner as prescribed by this article for the original adoption by reference of an ordinance code; and

WHEREAS, Government Code section 25127 states that an ordinance code may be adopted by reference in the manner provided by this article for the passage of ordinances for the county,

NOW, THEREFORE, the Board of Directors of the Santa Cruz County Sanitation District ordains as follows:

SECTION I

Section 2.04.025 of the District Code is hereby recodified as follows:

Section 2.04.140. Contract for Construction, Maintenance, or Repair Work.

A. When the expenditure required for the work exceeds twenty-five thousand dollars ($25,000.00), it shall be contracted for and let to the lowest responsible bidder after notice. The notice inviting bids shall set a date for the opening of bids. The first posting of the notice shall be at least 10 days before the date of opening the bids. Notice shall be posted in a least three (3) public places in the District that have been designated by the district board as the places for posting such notice. The notice shall distinctly state the work to be done.

B. In its discretion, the District Board may reject any bids presented and readvertise. If two or more bids are the same and the lowest, the District Board may accept the one it chooses. If no bids are received, the District Board may have the work done without further bid.

C. If all bids are rejected, the District Board, on a resolution adopted by a four-fifths vote, may declare that the work can be performed more economically by day labor, or the materials or supplies furnished at a lower price in the open market and may have the work done in a manner stated in the resolution in order to take advantage of this lower cost.

D. If there is a present or anticipated great public calamity, as an extraordinary fire, flood, storm or other disaster the District Board may, by resolution adopted by a four-fifths vote declaring that the public interest and necessity demand immediate expenditure of public money to safeguard life, health, or property, expend any sum required in the emergency without submitting such expenditure to bid.

SECTION II

This ordinance shall take effect and be operative on the 31st day after the date of final passage.

This ordinance shall be published once within fifteen days following its adoption in a newspaper of general circulation within the District.

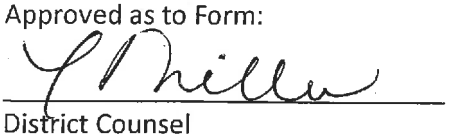
PASSED AND ADOPTED by the Board of Directors of the Santa Cruz County Sanitation District this _____ day of _____, 20_____, by the following vote:

AYES: DIRECTORS
NOES: DIRECTORS
ABSENT: DIRECTORS

_____
Chairperson of said Board

ATTEST: _____
Secretary of said Board

Approved as to Form:



District Counsel

Santa Cruz County Sanitation District

701 OCEAN STREET, SUITE 410, SANTA CRUZ, CA 95060-4073
(831) 454-2160 FAX (831) 454-2089 TDD: (831) 454-2123

JOHN J. PRESLEIGH, DISTRICT ENGINEER

AGENDA DATE: MARCH 17, 2016

BOARD OF DIRECTORS
SANTA CRUZ COUNTY SANITATION DISTRICT
701 Ocean Street, Room 410
Santa Cruz, California 95060

SUBJECT: NOBLE GULCH SEWER IMPROVEMENT PROJECT
BROOKVALE TERRACE HOLDING COMPANY
300 PLUM STREET – (APNS 036-352-71 & 036-351-42)
SETTLEMENT & SUPPLEMENTAL AGREEMENT

Members of the Board:

The attached resolution provides for a settlement & supplemental agreement to mitigate construction damages to private roadway improvements within the Brookvale Terrace Mobile Home Park resulting from construction of the Noble Gulch Sewer Improvement Project on the owner's property, as well as payment on a supplemental claim for leaving the pavement "as is" and withholding slurry seal over and upon the subject properties.

The settlement cost is $25,031.68 and the payment for the supplemental claim for the agreement is $57,557.44, for a total payment of $82,589.12. As discussed with your Board by the District Engineer at the meeting on February 4, 2016, since the contractor for the project didn't perform paving operations in the mobile home park, Change Order No. 7 (a copy is attached) credits $42,557.44 back to the District.

It is recommended that the Board of Directors take the following actions:

1. Adopt the attached resolution approving and accepting the terms and conditions of the agreement.

2. Authorize the District Engineer to sign the agreement on behalf of the District.

3. Approve payment of claim in the amount totaling $82,589.12 for the agreement.

Yours truly,

JOHN J. PRESLEIGH
District Engineer

JSK:dls/b1803

Attachments

copy: Real Property
District Counsel
Auditor-Controller

BEFORE THE BOARD OF DIRECTORS
OF THE SANTA CRUZ COUNTY SANITATION DISTRICT
RESOLUTION NO. 16-05

On the motion of Director
duly seconded by Director
the following resolution is adopted:

NOBLE GULCH IMPROVEMENT PROJECT
BROOKVALE TERRACE HOLDING COMPANY
300 PLUM STREET (APNS 036-352-71 & 036-351-42)
SETTLEMENT & SUPPLEMENTAL AGREEMENT

RESOLVED by the Board of Directors of the Santa Cruz County Sanitation District, State of California:

WHEREAS, as part of the Noble Gulch Sewer Improvement Project a settlement & supplemental agreement is needed to mitigate construction damages and paving offsets over the above specified properties; and

WHEREAS, the owners of said property interests have executed and delivered a settlement & supplemental agreement to District upon condition that District acknowledge and approve Articles set forth in said agreement binding District to the performance of said Articles; and

WHEREAS, the Board of Directors of said District hereby finds the Articles of said agreement to be fair and reasonable consideration for the acquisition for the settlement of claim for damages and supplemental claim of leaving pavement "as is" and withholding slurry seal over and upon the subject properties.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED, that the Santa Cruz County Sanitation District does hereby accept the terms of said agreement listed below and authorizes the District Engineer to sign on behalf of the District.

A.P.N.	GRANTORS	PAYMENT
036-352-71 036-351-42	Brookvale Terrace Holding Company	$82,589.12

BE IT FURTHER ORDERED that the Auditor-Controller is hereby authorized to approve payment of claim for the above listed agreement in the amount indicated above payable to the above listed Grantors out of the Santa Cruz County Sanitation District Construction Improvement Funds, charged against GL Key No. 136409, JL Key No. P53897, for the purchase of said property interests and to deliver the same to the Chief Real Property Agent of the County of Santa Cruz; and

BE IT FURTHER ORDERED that said Chief Real Property Agent deliver said warrants to the above listed Grantor.

PASSED AND ADOPTED by the Board of Directors of the Santa Cruz County Sanitation District, State of California, this _____ day of _____, 2016 by the following vote:

AYES: DIRECTORS

NOES: DIRECTORS

ABSENT: DIRECTORS

_____
Chairperson of said Board

ATTEST: _____
Secretary of said Board

Approved as to form:

_____
Office of District Counsel

Distribution: District Counsel
Auditor-Controller
Public Works
Real Property

Doc: 16-a

Property No.: 9

Subject Property: APN 036-352-71; 036-351-42

Project: NOBLE GULCH SEWER PROJECT

BROOKVALE TERRACE HOLDING CO.
DBA BROOKVALE TERRACE PROPERTY OWNERS

(Sellers)

SETTLEMENT & SUPPLEMENTAL AGREEMENT
SANTA CRUZ COUNTY SANITATION DISTRICT

This contract is entered into this ____ day of _____, 2016, by and between the SANTA CRUZ COUNTY SANITATION DISTRICT, hereinafter called DISTRICT, and BROOKVALE TERRACE HOLDING COMPANY, A CALIFORNIA NON-PROFIT MUTUAL BENEFIT CORPORATION DBA BROOKVALE TERRACE PROPERTY OWNERS ASSOCIATION, INC., hereinafter called SELLERS. The parties mutually agree as follows:

1. The parties herein set forth the whole of their agreement. The performance of this Settlement Agreement (Agreement) constitutes the entire consideration for this transaction.

2. SELLERS agree to release DISTRICT and DISTRICT's contractor, McGuire and Hester (CONTRACTOR) from all claims to the Subject Property due to the Project and any attorney's fees and costs relating thereto or to negotiation of this Agreement and deliver this two signed copies of this Agreement and a Form W-9 (Request for Taxpayer Identification Number and Certification) covering the Subject Property to Travis Cary, Chief Real Property Agent of the County of Santa Cruz, State of California.

3. The DISTRICT shall pay the undersigned SELLERS the sum of $25,031.68 as final settlement for items 2, 4, 5, 6, 7, 8, & 9 of Brookvale Terrace Punch List for construction damages, more particularly described in Exhibit "A", attached hereto and made a part hereof, and the sum of $57,557.44 as supplemental payment for leaving pavement "as is", and withholding slurry seal over and upon the Subject Property **FOR A TOTAL LUMP SUM PAYMENT OF $82,589.12.** This transaction will be handled through an internal escrow by the DISTRICT, Department of Public Works, Real Property Division, 701 Ocean Street, Rm 410, Santa Cruz, CA 95060.

4. This Agreement and release above is made notwithstanding California Civil Code section 1542 which provides: "A general release does not extend to claims which the creditor does not know or suspect to exist in his or her favor at the time of executing the release, which if known by him or her must have materially affected his or her settlement with the debtor." SELLERS expressly acknowledge, warrant, and represent that they understands the full nature, extent and import of California Civil Code section 1542 and knowingly waives any and all rights it may have under that statute.

5. This Agreement is subject to the approval of the Santa Cruz County Sanitation District Board of Directors and does not bind DISTRICT until such time as Board approval and consent has been received in writing and as required by law.

6. The provisions of this Agreement shall inure to the benefit of and bind the respective successors, heirs, and assigns of the parties hereto.

5-5

IN WITNESS WHEREOF, the DISTRICT has caused this contract to be duly executed as of the _____ day of _____, 2016; and

SELLERS have executed this agreement as of the 11th day of February, 2016.

RECOMMENDED FOR APPROVAL

By: Travis Cary
TRAVIS CARY
CHIEF REAL PROPERTY AGENT

APPROVED AS TO FORM:

By: _____
OFFICE OF COUNTY COUNSEL

(SELLERS)
BROOKVALE TERRACE HOLDING COMPANY
DBA BROOKVALE TERRACE PROPERTY
OWNERS ASSOCIATION, INC.

_____
JERRY BOWLES, PRESIDENT

_____

SANTA CRUZ COUNTY SANITATION DISTRICT

By: _____
JOHN J. PRESLEIGH
DISTRICT ENGINEER

PN9-SettlementAgrdoc

5-6

EXHIBIT "A"

Brookvale Terrace
Punch List

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1. **Asphalt Curb** at space 109

   Approximately 12 lineal feet of asphalt curbing.

   Damaged and removed due to installing underground sewer lateral. In area of sewer cleanout in front of space 109.

   (12 lineal feet @5.00= **$60.00**)

---

2. **Asphalt roadbed** across from space 110

   Approximately 522 square feet of roadbed and asphalt.

   Roadbed and asphalt damaged due to heavy equipment and dump trucks working in area of sewer line.

   (522 square feet @5.12= **$2,672.64**)

---

3. **Concreate curb** between spaces 106 and 107

   Approximately 145 lineal feet of concreate damaged.

   Curbing damaged due to heavy equipment and supplies either stored on curbing or equipment driving over curbing. (Concreate chipped, cracked, moved and smashed).

   (145 lineal feet @5.00= **$725.00**)

---

4. **Asphalt roadbed** in area of spaces 105 and 102

   These areas total 4,025 square feet of asphalt, shared damage.

   (4,025 square feet @5.12= 20.608.00 /2 = **$10,304.00**)

---

5. **Asphalt roadbed** on main street in front of space 97

   Approximately 465 square feet of asphalt shared damage

   Asphalt damaged due to heavy equipment.

   (465 square feet @5.12= 2,380.80 /2 = **$1,190.40**)

---

6. **Asphalt roadbed** on cross over street between spaces 79 and 98

   Approximately 2,904 square feet of asphalt shared damage

   Asphalt damaged due to heavy equipment movement with supplies and materials along with excavating equipment.

   (2,904 square feet @5.12= 14,868.48 /2 = **$7,434.24**)

---

7. **Asphalt roadbed** on street between spaces 92 and 98

   Approximately 228 square feet of asphalt shared damage

   Asphalt damaged due to heavy equipment movement with supplies and materials along with excavating equipment.

   (228 square feet @5.12= 1,167.36 /2 = **$583.68**)

---

8. **Asphalt roadbed** on street between spaces 89 and 92

   Approximately 792 square feet of asphalt shared damage

   Asphalt damaged due to heavy equipment movement with supplies and materials along with excavating equipment.

   (792 square feet @5.12= 4,055.04 /2 = **$2,027.52**)

---

9. **Asphalt roadbed** on street between spaces 73 and 89

   Approximately 320 square feet of asphalt shared damage

   Asphalt damaged due to heavy equipment movement with supplies and materials along with excavating equipment.

   (320 square feet @5.12= 1,638.40 /2 = **$819.20**)

Brookvale Terrace
Punch List

---

10. Asphalt Curbing adjacent to visitor space next to space 80

Approximately 25 lineal feet of asphalt curbing damage

Curbing damaged due to equipment and storage in connection with the installation of the sewer man holes.

(25 lineal feet @5.00 = **$125.00**)

---

11. Fence post at clubhouse

Post broken away from containment and yard fencing.

Post received damage from tractor when removal materials from temporary road. Post will have to be reattached, rebuild damaged rails and painted.

(Repair @ **$500.00**)

---

12. Road stripping

Road stripping damaged with the installation of underground pipeline.

(Restoring painted areas in park @2,000.00 / 40% = **$800.00**)

1	60.00
2	2,672.64
3	725.00
4	10,304.00
5	1,190.40
6	7,434.24
7	583.68
8	2,027.52
9	819.20
10	125.00
11	500.00
12	800.00
Total	**27,241.68**

Santa Cruz County Sanitation District

701 OCEAN STREET, SUITE 410, SANTA CRUZ, CA 95060-4073
(831) 454-2160 FAX (831) 454-2089 TDD: (831) 454-2123

JOHN J. PRESLEIGH, DISTRICT ENGINEER

AGENDA DATE: March 17, 2016

BOARD OF DIRECTORS
SANTA CRUZ COUNTY SANITATION DISTRICT
701 Ocean Street, Room 410
Santa Cruz, California 95060

SUBJECT: AMENDMENT TO AGREEMENT WITH COVELLO GROUP, INC., FOR CONSTRUCTION MANAGEMENT SERVICES DURING CONSTRUCTION OF THE 14th AND 16th AVENUE PUMP STATION ABANDONMENT PROJECT

Members of the Board:

Attached for your Board's consideration is an amendment to the agreement with Covello Group, Inc., for additional construction management services during construction of the subject project. Covello Group, Inc., has been very organized, detailed, and thorough with their management of this project. They have excellent working relationships with District staff, our design consultant, the project contractor and the numerous private property owners who have been affected by the construction. Due to their professional management skills the project has proceeded on schedule with very few problems and is currently almost 80% complete.

We are recommending that the contract with Covello Group, Inc., be amended to include additional construction management services for the duration of the project, as described in the attached proposal dated February 29, 2016. The additional construction management services required are due to project changes that have taken place since the original contract was executed on August 12, 2012. These include the construction contract amount, the construction start and completion dates and an increase in the project duration from 128 days to 170 days. The additional duties will increase the contract, dated August 12, 2012, by $33,000 for a not to exceed total of $293,620.

Adequate funding for this amendment is budgeted in the 2015/2016 District Budget for this project.

It is therefore recommended that your Board take the following actions:

1. Approve the duration of project modification and the increase in contract compensation for Covello Group, Inc., in the total not to exceed amount of $33,000 as outlined in the attached "Exhibit A".

2. Authorize the District Engineer to sign the amendment on behalf of the District; and

3. Direct the District Secretary to process the amendment and take any other related actions necessary.

Yours truly,

JOHN J. PRESLEIGH
District Engineer

MBS:dls/B1808

Attachments

AMENDMENT TO AGREEMENT

The parties hereto agree to amend Contract Number CW23723, dated August 16, 2012, by and between the SANTA CRUZ COUNTY SANITATION DISTRICT, and Covello Group, Inc., for additional construction management and inspection services as follows:

1. Amending Section 1 "Duties" to increase the scope of work as outlined in Exhibit "A" to read as follows:

Provide additional construction management and inspection services required due to project changes that have occurred since execution of the original contract on August 16, 2012. These include changes to the project scope and construction contract amount, the construction start and completion dates, and an increase in the project duration from 128 days to 170 days.

2. Amending Section 2 "Compensation" to provide that payment shall not exceed $293,620

All other provisions of said contract shall remain the same.

COVELLO GROUP, INC.
CONTRACTOR

By: _____
SIGNED

_____
PRINTED

SANTA CRUZ COUNTY SANITATION DISTRICT

By: _____
SIGNED

JOHN J. PRESLEIGH, District Engineer

Company Name: COVELLO GROUP, INC.

Address: 1660 OLYMPIC BOULEVARD, SUITE 300

WALNUT CREEK, CA 94596

Telephone: 925-933-2300

Fax: 925-933-0434

Email: dmgreen@covellogroup.com

APPROVED AS TO FORM:

_____
District Counsel

APPROVED AS TO INSURANCE:

_____
Risk Management

DISTRIBUTION:
-Contractor
-SCCSD Operations or Engineering
-Business Services, DPW
-SCCSD Board Clerk
-Auditor-Controller (w/original)

DOC: CONTRACT AMENDMENT SCCSD (Rev. 10/2010)/b1809

Original Out for Signature.

February 29, 2016

Letter No. 001

Ms. Martha Shedden
Santa Cruz County Sanitation District
701 Ocean Street, Room 410
Santa Cruz, CA 95060

Subject: Construction Management Services Contract Budget Amendment Request
Project: SCCSD 14th and 16th Avenue Pump Station Abandonment Project

Dear Martha:

The 14th and 16th Avenue Pump Station Abandonment Project is well underway. As of the date of this letter, the Contractor will have expended 140 working days, with 30 working days remaining to complete the project. The current completion date is anticipated to be April 11, 2016, not including any future non-working days associated with weather. We also anticipate a non-compensable time extension will be issued associated with the permanent generator relocation as well as the 14th Avenue lateral modifications.

As far as the Covello Group's Construction Management Services Contract, as of our most recent invoice dated February 1, 2016, which includes work completed through January 31, 2016, we have expended 88% of our total project CM services budget amount. Given the amount of working days remaining on the Contractor's Contract, we anticipate that we will exceed our estimated budget amount prior to project completion.

Covello's approach to preparing a project budget is to provide an accurate representation of the level of effort that will be required to provide a successful project and then to manage that budget efficiently. We believe that practice has been exhibited in the previous SCCSD Park Avenue Rehabilitation and Felt Street Sewer Replacement projects we have successfully managed and left approximately $29,000 and $56,000, respectively, in each of the CM Services budget.

In the case of 14th and 16th Avenue Pump Station Project, when our contract was executed on August 12, 2012, construction was anticipated to begin in April 2013 with an estimated construction cost of $1.15 million and a total contract duration of 128 days. As is detailed in the attached summary spreadsheet, construction actually began in July 2015 with a construction contract in the amount of $2.55 million and a total contract duration of 170 days.

Although we have expended less each month than projected in our original budget approved in August 2012, the increased construction duration will extend us beyond our total approved budget amount. We therefore respectfully request that the District consider issuing a budget amendment to Covello's CM Services contract in the amount of $60,000. This will cover the modification to the duration of the project which occurred after our original budget amount was approved.

Please contact me if you have any questions or concerns.

Sincerely,
The Covello Group, Inc.

Danielle Green

Danielle Green, P.E.
Construction Manager

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ATTACHMENT A

Santa Cruz County Sanitation District
14th and 16th Avenue Pump Station Abandonment Project

Construction Contract Comparison

	Budget	
	Assumptions	Actual
Construction Amount	$1.15 million	$2.55 million
Construction Start	March 2013	August 2015
Construction Duration	128 Working Days	170 Working Days
Construction Completion	September 2013	April 2016

Covello CM Services Contract Comparison

	Budget	
	Assumptions	Actual
Preconstruction Phase		
Budget	$15,840	$13,143
Duration	2 Months	2 Years
Construction Phase		
Monthly Budget	$38,620	$34,476 (Avg)
Total Budget	$228,340	$216,559 (To Date)
Duration	5.5 Months	9.5 Months (7 To Date)
Close Out Phase		
Budget	$16,440	TBD
Totals	$260,620	$229,702

Estimated Budget Necessary for Completion:	$93,785
Remaining Budget on Original Contract:	$30,918
Requested Budget Amendment:	**$60,000**

See Attachment B

ATTACHMENT "A"

February 17, 2016

ATTACHMENT B

Santa Cruz County Sanitation District

14th and 16th Avenue Pump Station Rehabilitation Project

Construction Management and Inspection Services - Estimated Remaining Budget

	Remaining Work 14th & 16th Avenue Pump Station				Total Hours	Hourly Rate	Amount
	Feb-16	Mar-16	Apr-16	May-16			
Covello Group							
Gary Skrel (Principal)	2	2	2		6	$ 210	$ 1,260
Danielle Green (Construction Manager)	45	45	45	30	165	$ 125	$ 20,625
Dennis Budasz (Inspector)	120	80	80		280	$ 135	$ 37,800
Jared Matthews (Engineer Support)	100	100	100	80	380	$ 85	$ 32,300
Other Direct Costs							
Vehicle - CRV	$600	$600	$600		n/a		$ 1,800
Total							$ 93,785

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ATTACHMENT "B"

February 17, 2016

Santa Cruz County Sanitation District
14th and 16th Avenue Pump Station Rehabilitation Project
Construction Management and Inspection Services

	Work Hour Breakdown									Total Hours	Hourly Rate	Amount
	Pre-Con		Construction						Close-Out			
	Feb-13	Mar-13	Apr-13	May-13	Jun-13	Jul-13	Aug-13	Sep-13	Oct-13			
Covello Group												
Gary Skrel (Principal)	16	8	8	8	8	8	8	8	4	76	$ 210	$ 15,960
Melanie Carrido(Construction Manager)	40	32	64	64	64	64	64	64	24	480	$ 140	$ 67,200
Inspector	-	-	-	160	160	160	160	160	80	880	$ 135	$ 118,800
Admin Support	8	-	40	32	32	32	32	32	16	224	$ 90	$ 20,160
												$ 222,120
Subconsultants												
Materials Testing (CEL)		-	Allowance for construction period services						-	n/a		$ 15,000
Electrical Engineering Support			Allowance for construction period services							n/a		$ 5,000
Mark-up on Subconsultants @ 5%												$ 1,000
Other Direct Costs												
Vehicle and Other Direct Cost Allowances		-	-	$2,000	$2,000	$2,000	$2,000	$2,000	-	n/a		$ 10,000
Temporary Duty Allowance		-	-	$1,500	$1,500	$1,500	$1,500	$1,500	-	n/a		$ 7,500
Total												$ 260,620

Notes:

1. Assumes Constructability review in February 2013.
2. Assumes Construction NTP April 15, 2013.
3. Assumes Construction duration of 128 working days and one month close out period.
4. Normal expenses related to postage, routine copying, computers, mobile phones, etc. are included as part of the hourly billing rates.

August 7, 2012

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ATTACHMENT "B"

SANTA CRUZ COUNTY SANITATION DISTRICT
FORM ADM-29

CONTRACT NO.	CW237231	VENDOR # (if known):	V128508
MANAGER (writer):	Martha Shedden	EXTENSION:	2802
SECURITY CODE: 6040	ORIGINAL AMOUNT $ 1,119,280.00	AMENDMENT TOTAL	$ 33,000.00

The Board of Directors is hereby requested to approve the attached agreement and authorize the execution of same. Said agreement is between the SANTA CRUZ COUNTY SANITATION DISTRICT and

NAME OF CONTRACTOR:	The Covello Group
ADDRESS TO REMIT TO:	1660 Olympic Blvd. Ste. 300, Walnut Creek, CA 94596
THE AGREEMENT WILL PROVIDE:	Additional construction management and inspection services during final construction of The 14th & 16th Avenue Pump Station Abandonment project.
PERIOD OF AGREEMENT IS FROM:	Board approval TO: Project Completion
ANTICIPATED COST IS:	$ Increase $33,000.00

Appropriations/Revenues are projected as follows:

No	FY	Account #'s (see KEY below)		Description			Qnty	Units	Total Contract $	Extended Amt
		GLK	136409	Base contract	$	1,152,280				
		GLO	86110	*Contingency	$					
		JLP	P53866	% Overhead=	$	87,246				
		JLO	6610	Total Contract	$	1,326,772			$	$

NOTE: IF APPROPRIATIONS ARE INSUFFICIENT, PREPARE AND ROUTE A COMPLETED AUD-74 OR AUD-60

KEY	
GLK (General Ledger Key):	Old budget index number. Must be 6 digits with a "GL" in front of it.
GLO (General Ledger Object):	Old subobject number. Must be 5 digits.
JLP (Job Ledger Key):	Old job No., project No., work authorization No., user code or CAMS No. Must be 5 digits with a "P" in front of it.
JLO (Job Ledger Object):	Old subaccount or subobject number. Must be 4 digits.

Appropriations/Revenues are available:

Kim Moore

Kim Moore, Chief
Fiscal Services

Melodye Serino

Melodye Serino, Director
Administrative Services

State of California
County of Santa Cruz

I, Lynn Scally/Terra Prestwich, Secretary/Deputy Secretary of the Board of Directors of the Santa Cruz County Sanitation District, State of California, do hereby certify that the foregoing request for approval of agreement was approved by said Board of Directors as recommended by the District Engineer by an order duly entered in the minutes of said Board on _____, 20_____.

_____
By: Secretary/Deputy Secretary

B1792.doc Created 2/2016

Santa Cruz County Sanitation District

701 OCEAN STREET, SUITE 410, SANTA CRUZ, CA 95060-4073
(831) 454-2160 FAX (831) 454-2089 TDD: (831) 454-2123

JOHN J. PRESLEIGH, DISTRICT ENGINEER

AGENDA DATE: MARCH 17, 2016

BOARD OF DIRECTORS
SANTA CRUZ COUNTY SANITATION DISTRICT
701 Ocean Street, Room 410
Santa Cruz, California 95060

SUBJECT: SANTA CRUZ HARBOR TRANSMISSION MAIN REHABILITATION PROJECT UPDATE

Members of the Board:

On January 14, 2016, your Board approved an independent contractor agreement with Quincy Engineering to provide a feasibility study for the Santa Cruz Harbor Transmission Main Rehabilitation. As part of the work on the feasibility study, Quincy Engineering has evaluated the proposed retrofit work the City of Santa Cruz is proposing for the Murray Street Bridge and the potential impacts to the District's existing transmission main (see attached letter from Quincy Engineering).

Quincy Engineering has determined that the widening work on the bridge will impact and compromise the integrity of the transmission main. This will require relocation of the pipe onto the bridge.

District engineering staff has been working with Quincy Engineering, the City of Santa Cruz as well as the City's bridge consultant to coordinate relocation of the transmission main onto the bridge. Once the feasibility study has been completed by Quincy Engineering, staff will return to your Board with a copy of the report as well as authorization to advertise for a Request for Qualifications / Request for Proposals for the design work.

It is therefore recommended that your Board take the following actions:

1. Accept and file the letter from Quincy Engineering; and

2. Direct staff to return to your Board on or before April 21, 2016, with an additional project update.

Yours truly,

JOHN J. PRESLEIGH
District Engineer

KE:tlp/b1807
Attachments

QUINCY ENGINEERING

February 26, 2016

Ms. Julie Watson
Santa Cruz County Sanitation District
701 Ocean St, Suite 410
Santa Cruz, CA 95060

Subject: Murray Street Bridge Transmission Main Project – Relocation Rationalization Memo

Dear Julie:

As a portion of the feasibility study, we have reviewed the subject transmission main and offer the following opinion regarding the potential impacts of bridge construction on the existing pipeline system.

The City of Santa Cruz is proposing to widen the Murray Street Bridge as part of a Seismic Retrofit Project. The East Cliff Sewer Transmission Main (Transmission Main) is located in Murray Street. The Transmission Main is a 36-inch wastewater force main owned by the Santa Cruz County Sanitation District (District). The existing alignment of the pipeline transitions from the roadway at the east and west ends of the bridge to the south side of the bridge. The Transmission Main is parallel to the bridge on the south side, and traverses under the Santa Cruz Harbor through an easement with the Port District. Due to hydraulics and a syphoning effect, a portion of the pipeline under the harbor can and does reduce down to 30-inch diameter.

One element of bridge widening project occurs on the south side of the structure. This widening involves driving piles in close proximity to the Transmission Main at multiple locations adjacent to the westerly spans of the bridge structure. Additionally, planned abutment improvements on the east end of the bridge structure include earth stabilization implements which are also in conflict with the existing Transmission Main. In order to avoid damage to the pipeline from construction operations resulting in loss of service and substantial environmental impacts, relocation of the Transmission Main is required prior to widening of the bridge.

Because the existing pipeline runs under the harbor, relocating or repairing just the portions of pipe that have a direct conflict with the proposed bridge widening is not a feasible option. Additionally, specifications and construction records for the existing pipeline located under the harbor state that the pipeline was constructed of pre-tensioned concrete steel cylinder pipe which indicates that there is some tensioning of the reinforcement. The joints are restrained rubber gasketed joints. These restraints transfer longitudinal stress through harness assembly systems at each joint, longitudinal stresses resulting from the effects of thrust and differential settlement. Any disruption in the alignment, horizontally or vertically (resulting from settlement due to vibratory construction loads), will compromise the system. In other words, the construction materials and methods used for this Transmission Main concludes with a full and complete system which, if severed at any part along the way, cannot be simply repaired without threatening the integrity of the whole pipeline. Because of the bridge construction, the entire 30-inch restrained pipeline system must be relocated.

A bypass pipeline on the north side of the existing bridge (west-bound lane) will be used during construction of the bridge widening. A permanent new alignment for the relocated pipe will still parallel Murray Street but will be placed on the north side of the bridge tied into the existing wastewater pipeline after the pier caps are extended to support the pipeline. In addition, the bypass pipeline and the new pipeline must both be 36 inches in diameter. To the west and east of the bridge, the transmission pipeline is 36 inches in diameter. Due to hydraulics and a syphoning effect, the pipeline under the harbor can and does reduce down to 30-inch diameter. However, when

placed on the bridge, the pipeline is required to be 36 inches in diameter to maintain the capacity and continuity of the force main.

If you have any questions regarding our findings or require any additional information please feel free to contact me.

Sincerely,

QUINCY ENGINEERING, INC.

D. Todd Kotey, PE
Principal

TK//ls1
File:
Attachments:

DATE: 3/2/2016
LUCITY No:2016/03/01-003

California Regional Water Quality Control Board, Central Coast Region
SEWAGE OVERFLOW REPORT

PRIVATE (Check if Applies)

Reporting Party	Perry James	Phone	831-477-3907
Discharger	SCCSD	Basin	N/A
Address	5955 Soquel Dr.	City	Aptos

Date of Overflow: 3/2/2016	Time Overflow Began: 0600	Time Overflow Stopped: 0650

Responding Crew:	Faran Sanchez, Ramon Sandoval, Sean Mathis
Location/Address of Overflow Origin	26th Ave. Air Relief Valve
Volume of Overflow 55	PATH OF FLOW: Out of the ARV and soaked into the surrounding pavement and soil.

Water body/Bodies Affected: N/A

Cause of Overflow: The seal on the air relief valve was clogged with grease and debris.

Action Taken To Stop Overflow: Cleared the stoppage and cleaned the valve.

Time Cleanup Began: 0615	Time Cleanup Completed: 0650

Discussion Of Cleanup: The discharge soaked into the surrounding pavement and soil.

Were Public Health Warnings Posted, And If So, Where? NO	Number Of Prior Overflows In Same Location In Last Three Years? 0

Discussion Of Measures Taken To Prevent Overflows. Regular maintenance and inspection of the ARV.

CAL OES Contact: Date/Time: N/A PHONE # (800) 852-7550	Environmental Health: x5010 EMAIL: JOHN RICKER DATE/TIME:N/A	

SIGNATURE / TITLE Assistant Superintendent	DATE 3/4/16

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DATE: 3/3/2016
LUCITY No:2016/02/29-005

California Regional Water Quality Control Board, Central Coast Region
SEWAGE OVERFLOW REPORT

PRIVATE ✓ (Check if Applies)

Reporting Party	Calvin Terra	Phone	831-477-3934
Discharger	Private Spill	Basin	AB
Address	7000 Soquel Dr.	City	Aptos

Date of Overflow: 2/29/2016	Time Overflow Began: 0830	Time Overflow Stopped: 1045

Responding Crew:	Katie, Alex Sandoval, John
Location/Address of Overflow Origin	7000 Soquel Dr. Sewage spilled out of a clean-out due to a clogged private lateral.
Volume of Overflow 202.5	PATH OF FLOW: Spilled from the clean-out into the driveway and surrounding soil.

Water body/Bodies Affected: N/A

Cause of Overflow: The lateral was clogged from root intrusion.

Action Taken To Stop Overflow: The line was snaked by a professional plumber.

Time Cleanup Began: N/A	Time Cleanup Completed: N/A

Discussion Of Cleanup: The discharge soaked into the surrounding pavement and soil.

Were Public Health Warnings Posted, And If So, Where? NO	Number Of Prior Overflows In Same Location In Last Three Years? 0

Discussion Of Measures Taken To Prevent Overflows. Lateral was repaired.

CAL OES Contact: Date/Time: N/A PHONE # (800) 852-7550	Environmental Health: x5010 EMAIL: JOHN RICKER DATE/TIME:N/A	

SIGNATURE / TITLE
Assistant Superintendent

DATE 3/4/16

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