

COUNTY OF SAN DIEGO FLOOD CONTROL DISTRICT
REGULAR MEETING
MEETING AGENDA
WEDNESDAY, FEBRUARY 28, 2024, 9:00 AM
COUNTY ADMINISTRATION CENTER, ROOM 310
1600 PACIFIC HIGHWAY
SAN DIEGO, CA 92101

- A. Roll Call
- B. Statement (just cause) and/or Consideration of a Request to Participate Remotely (emergency circumstances) by a Director, if applicable.
- C. Non-Agenda Public Communication: Opportunity for members of the public to speak to the Board on any subject matter within the Board's jurisdiction but not an item on today's agenda.
- D. Approval of the Statement of Proceedings/Minutes for the meetings of January 9, 2024 and February 7, 2024.

NOTICE: THE BOARD OF SUPERVISORS MAY TAKE ANY ACTION WITH RESPECT TO THE ITEMS INCLUDED ON THIS AGENDA. RECOMMENDATIONS MADE BY COUNTY STAFF DO NOT LIMIT ACTIONS THAT THE BOARD OF SUPERVISORS MAY TAKE. MEMBERS OF THE PUBLIC SHOULD NOT RELY UPON THE RECOMMENDATIONS IN THE BOARD LETTER AS DETERMINATIVE OF THE ACTION THE BOARD OF SUPERVISORS MAY TAKE ON A PARTICULAR MATTER.

Supporting documentation and attachments for items listed on the agenda can be viewed online at www.sandiegocob.com or in the Office of the Clerk of the Board of Supervisors at the County Administration Center, 1600 Pacific Highway, Room 402, San Diego, CA 92101. To access the meeting virtually and offer public comment via a call-in option, please go to: www.sandiegocounty.gov/telecomments for instructions.

ASSISTANCE FOR PERSONS WITH DISABILITIES:

Agendas and records are available in alternative formats upon request. Contact the Clerk of the Board of Supervisors office at 619-531-5434 with questions or to request a disability-related accommodation. Individuals requiring sign language interpreters should contact the Countywide ADA Title II Coordinator at (619) 531-4908. To the extent reasonably possible, requests for accommodation or assistance should be submitted at least 72 hours in advance of the meeting so that arrangements may be made. An area in the front of the room is designated for individuals requiring the use of wheelchair or other accessible devices.

LANGUAGE TRANSLATION ASSISTANCE:

Language translation services for public speakers are available upon request to the Clerk of the Board of Supervisors at least 72 hours prior to the meeting (refer to Board Policy A-139 for additional information). Please contact the Clerk of the Board's office at (619) 531-5434 or via e-mail at publiccomment@sdcounty.ca.gov.

LEVINE ACT NOTICE: DISCLOSURES REQUIRED ON SPECIFIED ITEMS (GOVERNMENT CODE § 84308)

The Levine Act states that parties to any proceeding involving a license, permit or other entitlement for use pending before the Board must disclose on the record of the proceeding any campaign contributions of more than \$250 (aggregated) made by the parties or their agents to Board Members within the preceding 12 months. Participants with financial interests, and agents of either parties or participants, are requested to disclose such contributions also. The disclosure must include the name of the party or participant and any other person making the contribution; the name of the recipient; the amount of the contribution; and the date the contribution was made. This disclosure can be made orally during the proceeding or in writing on a request to speak.

Agenda Items

CONSENT CALENDAR

All agenda items listed under this section are considered to be routine and will be acted upon with one motion. There will be no separate discussion of these items unless a member of the Board of Directors or the Chief Administrative Officer so requests, in which event, the item will be considered separately in its normal sequence.

Agenda #	Subject
1.	CONTINUATION OF STORM DRAIN EMERGENCY REPAIR IN THE UNINCORPORATED COMMUNITIES OF SPRING VALLEY, CASA DE ORO AND HIDDEN MEADOWS <u>AND LAKESIDE</u> [FUNDING SOURCE: AVAILABLE PRIOR YEAR FLOOD CONTROL DISTRICT FUND FUND BALANCE} (4 VOTES)

1. SUBJECT: CONTINUATION OF STORM DRAIN EMERGENCY REPAIR IN THE UNINCORPORATED COMMUNITIES OF SPRING VALLEY, CASA DE ORO AND HIDDEN MEADOWS AND LAKESIDE (DISTRICTS: 1, 4 AND 5)

OVERVIEW

On January 22, 2024, the County experienced catastrophic flooding in the Spring Valley area from an extremely rare storm event. Based on a statistical analysis of historical rainfall records at this location, staff determined that the amount of rain that fell on the 22nd was considered an unprecedented storm event, an event that has a 0.1% chance of occurring in that location in any given year. Other areas of the County also experienced heavy rain and flooding.

In accordance with County Administrative Code Section 402, “Emergency Preparedness,” notices to proceed with emergency repairs were issued to repair or replace damaged storm drains, and any other related drainage facilities, and remove the mud and debris. Existing drainage infrastructure is not designed to convey stormwater flows from an event of this magnitude, and Flood Control District-maintained facilities at the following ~~six~~ five locations were impacted and required immediate emergency response:

- 1243 & 1247 Purdy Street, Spring Valley, CA 91977
- 2117 Ildica Court, Spring Valley, CA 91977
- 9602 Casa de la Torre Court, Casa de Oro, CA 91977
- 3150 Rio Way, Spring Valley, CA 91977
- 4362 & 4368 Edgewood Court, Casa de Oro, CA 91941
- ~~9825 Dogwood Lane, Hidden Meadows, CA 92026~~

On February 7, 2024 (FL01), the County Board of Supervisors, acting as the Board of Directors of the San Diego County Flood Control District (Board), found there was a need for the emergency repair of the five projects located in Spring Valley and Casa de Oro, ratified the emergency contracts and provided authorization to continue with the emergency action. Pursuant to Public Contract Code 22050, until the repairs are completed, the Board is required to determine at every regular scheduled Board meeting that there is a need to continue the emergency action. This report updates the Board on the status of emergency repair work. Today’s action requests the Board to find that there is a need to continue the emergency repair work.

Following the Board hearing on February 7, 2024, additional facilities failures at two locations requiring emergency repair were identified. Emergency contracts to repair failed and clogged drainage structures at The projects at 9825 Dogwood Lane, Hidden Meadows, and 8575 Los Coches Road, Lakeside, was were authorized added following the February 7, 2024, Board hearing. The storm drain and sinkhole at these is locations required immediate repair. The total cost of emergency repairs (for all projects) has increased by an additional \$100,000 for the due to this 9825 Dogwood Lane project and an additional \$750,000 due to for the 8575 Los Coches Road project. The project at 4362 & 4368 Edgewood Court has also increased an additional \$2,300,000 due to the severity of the damages and the complexity of the repairs. which The 9825 Dogwood Lane project was completed on February 12, 2024,

and the 2117 Ildica Court project was substantially completed on February 20, 2024. Construction costs for all listed emergency repairs is currently estimated at \$~~1.84.85~~ million.

- 9825 Dogwood Lane, Hidden Meadows, CA 92026
- 8575 Los Coches Road, Lakeside, CA 92021

~~Department of Public Works (DPW) field crews have taken measures to secure each of the sites to protect the health and safety of the affected property owners and the public in the surrounding areas until emergency repairs can be completed.~~

This letter updates the Board on the status of repairs at the ~~seven~~^{six} locations and seeks approval of continued emergency work at five of the seven locations in accordance with Public Contract Code section 22050. Approval of continued emergency work at the Dogwood Lane and Ildica Court locations is not required as the projects are already complete. This is also a request to receive an initial report in accordance with State law and ratify the contracts for emergency repairs completed at the Dogwood Lane and Los Coches Road locations in accordance with County Administrative Code section 402, as the District utilizes County ordinances and policies. Additional appropriations are included to address the increased cost of emergency response at these new locations and unanticipated cost increases for the Edgewood Court emergency project. All other emergency contracts were previously ratified by the Board at the February 7, 2024, hearing, and additional ratification is unnecessary.

RECOMMENDATION(S)
INTERIM CHIEF ADMINISTRATIVE OFFICER

1. Find the proposed project is statutorily exempt from California Environmental Quality Act (CEQA) review pursuant to Section 15269(b) of the CEQA Guidelines because the proposed project involves emergency repairs to publicly owned service facilities necessary to maintain service essential to the public health, safety or welfare.
2. Pursuant to Public Contract Code Section 22050(b)(3), receive the report for the emergency work at ~~the Dogwood Lane location in Hidden Meadows~~ and Los Coches Road in Lakeside as set forth in this Board letter detailing that the need for emergency sinkhole repair and clog removal at these locations does not permit the delay that would otherwise result from competitive solicitations for bids and that the immediate award of a contract was necessary to respond to the emergency.
3. Pursuant to Public Contract Code Section 22050(c)(2), find that there is a need to continue the emergency sinkhole repair, clog removal and sediment/debris removal at the five Spring Valley, Casa de Oro and Lakeside locations identified in this Board letter without giving notice for bids to let a contract. **(4 VOTES)**
4. Pursuant to Section 402 of the County Administrative Code, ratify the contracts with TC Construction Company Inc. and Flatiron West Inc. for the emergency work at the Dogwood Lane location in Hidden Meadows and Los Coches Road location in Lakeside (all other emergency contracts were previously ratified by the Board), on the basis that public interest and necessity demanded immediate expenditure of funds on an emergency basis without competitive bidding.

5. Establish appropriations of an additional \$103,150,000 in the Department of Public Works, Flood Control District, Services & Supplies, for emergency repairs at the Dogwood Lane location in Hidden Meadows, the Los Coches Road location in Lakeside, and the increased costs of the repairs at the Edgewood Court location in Casa de Oro based on available prior year Flood Control District Fund fund balance. **(4 VOTES)**

EQUITY IMPACT STATEMENT

The failed storm drains are publicly maintained facilities that convey rainfall runoff and flood waters off the roadways and properties in the immediate vicinity. The San Diego County Flood Control District is responsible for the continued maintenance and proper function of the storm drain system in these areas. Approval of the emergency work will provide an overall benefit to the members of the residential communities and to those who use the public roads in the areas.

SUSTAINABILITY IMPACT STATEMENT

The emergency work will contribute to health and wellbeing sustainability benefits. The projects will reduce the risk to life and property by restoring the proper function of the storm drain system to convey runoff and flood waters, which will contribute to the safety of the public in the surrounding areas.

FISCAL IMPACT

Funds for this request are partially included in the Fiscal Year (FY) 2023-24 Operational Plan for the Flood Control District (District). If approved, this request will result in an additional cost of \$3,1500,000 for a total cost of \$14,8500,000 in FY 2023-24. The funding source is available prior year Flood Control District Fund fund balance. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

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