



COUNTY OF NEVADA
COMMUNITY DEVELOPMENT AGENCY
DEPARTMENT OF PUBLIC WORKS
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Mali LaGoe
Acting Community Development Agency Director

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Director of Public Works

NEVADA COUNTY BOARD OF SUPERVISORS
Board Agenda Memo

MEETING DATE: May 11, 2021
TO: Board of Supervisors
FROM: Trisha Tillotson, Director Public Works
SUBJECT: Resolution Authorizing Agreement No. 6982AF-21-K-500018 with the Federal Highway Administration, Central Federal Lands Highway Division (CFLHD), And Approve a Budget Amendment in the Amount of \$491,970.62. (4/5 Affirmative Vote Required)

RECOMMENDATION: Approve the attached Resolution.

FUNDING: The funding for these services will come from Nevada County Road Funds and the Road fund will be fully reimbursed by utility companies AT&T, Lumen, ATT-California and Zayo. These services will begin in Fiscal Year 2020/21. There is no impact on the General Fund and a budget amendment is necessary.

BACKGROUND: On December 8, 2015, the County approved Resolution 15-549 approving a Memorandum of Understanding (MOU) between the County of Nevada and the Federal Highway Administration Central Federal Lands Highway Division (CFLHD) for work done on Donner Pass Road. Modification No.1 to the MOU was approved on March 24, 2020, allocating additional funding for the project.

Construction of the Donner Pass Road project began in May of 2020. During construction, utility conflicts were identified and utility companies AT&T, Lumen, ATT-California and Zayo were unable to relocate their facilities as required. It has been determined that the least costly and most efficient method to address the conflicts was to have the contractor, Herback Engineering, perform modifications to the approved plans at a cost of \$491,970.62.

AT&T, Lumen, ATT-California and Zayo utility companies are responsible for the cost of this work. CFLHD is unable to accept payment directly from the utility companies and has asked Nevada County to accept the funds required for the work and transfer said funds to CFLHD.

The attached agreement authorizes Nevada County to pay CFLHD up to \$491,970.62 toward the utility conflict work upon receipt of said funds from the various utility companies.

Item Initiated by: Patrick Perkins, Principal Civil Engineer

Approved by: Trisha Tillotson, Director of Public Works

Submittal Date: April 22, 2021

Revision Date: