

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS  
ACTION AGENDA SUMMARY

DEPT: Environmental Resources

BOARD AGENDA # \*B-7

Urgent  Routine

AGENDA DATE March 31, 2015

CEO Concurs with Recommendation YES  NO   
(Information Attached)

4/5 Vote Required YES  NO

SUBJECT:

Accept the Final Update in Accordance with Public Contract Code Section 22050 for Approval of Emergency Repairs at the Fink Road Landfill to Replace 740 Linear Feet of Perimeter Litter Barrier Fencing

STAFF RECOMMENDATIONS:

Accept the final update on the status of the emergency repairs at the Fink Road Landfill, in accordance with Public Contract Code Section 22050, to replace 740 linear feet of perimeter litter barrier fencing.

FISCAL IMPACT:

The Department of Environmental Resources received an estimate for the repair in the amount of \$157,800 from Judge Netting, Inc. Funds for this purpose are available in the Fiscal Year 2014-2015 Adopted Final Budget for the Fink Road Landfill Division. The Department is working with Risk Management to determine if any of the costs are recoverable through the County's insurance carrier.

BOARD ACTION AS FOLLOWS:

No. 2015-125

On motion of Supervisor Chiesa, Seconded by Supervisor Monteith  
and approved by the following vote,

Ayes: Supervisors: O'Brien, Chiesa, Monteith, De Martini, and Chairman Withrow

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

- 1)  Approved as recommended
- 2)  Denied
- 3)  Approved as amended
- 4)  Other:

MOTION:

ATTEST: Christine Ferraro  
CHRISTINE FERRARO TALLMAN, Clerk

File No.

Accept the Final Update in Accordance with Public Contract Code Section 22050 for Approval of Emergency Repairs at the Fink Road Landfill to Replace 740 Linear Feet of Perimeter Litter Barrier Fencing

**DISCUSSION:**

The Department of Environmental Resources (Department), Landfill Division, maintains and operates the Fink Road Landfill. Some of the maintenance at the Fink Road site is performed by in-house staff, however, specialized services are often needed in the area of maintenance (routine and non-routine), repairs, surveying, construction projects and oversight, certain specific non-routine service calls, emergency services and repairs. For those specialized services, the Department has historically hired outside expertise.

Sometime between the close of business on Saturday, February 8, 2015, at 4:30 p.m. and reopening on the morning of Monday, February 9<sup>th</sup>, a 740 foot section of perimeter litter barrier fencing along the Interstate 5 corridor blew down, snapping the wooden poles off at their base because of a fierce wind and rainstorm. The result leaves the site unsecured and subject to a Notice of Violation from the State. In addition, the potential of litter blowing onto Interstate 5 could pose a safety concern.

This section of fencing was original, and as such, was most likely erected in 1973 when the Landfill opened. It was originally constructed to be 10 feet in height, but not long after this, staff realized that 10 feet was insufficient to contain blowing litter, so extensions and additional netting were added to bring the final height of the fencing to 25 feet. After learning of the damage, the Department contacted Judge Netting, Inc. (Judge Netting), of Costa Mesa, California, on February 10, 2015, and received a quote of \$157,800 to replace the fence with like and kind materials. Judge Netting replaced another section of fencing at the Landfill several years ago.

On March 3, 2015, the Board of Supervisors declared an emergency, in accordance with Public Contract Code Sections 22050, and authorized the County Purchasing Agent to negotiate and execute an Agreement with Judge Netting, Inc., to replace the 740 linear feet of perimeter litter barrier fencing at the Fink Road Landfill.

Judge Netting commenced work on March 5, 2015, to replace the 740 linear feet of fencing with 25 feet above ground treated wood poles on 20 foot centers and ultra violet treated polyester netting. The installation was expected to take 10-14 days but was completed on Friday, March 13, 2015. Staff oversaw the work to ensure that the fencing was restored to its original condition. The work was inspected and approved by the Building Department on Monday, March 16, 2015, and the Notice of Completion is being prepared as of the writing of this staff report. A 5-year warranty on materials and workmanship is being provided from the time of completion.

Completion of this project ensures that site security has been restored and it halts the potential of litter blowing onto Interstate 5 that could have posed a potential safety hazard. Public Contract Code Section 22050 does not require any additional updates to the Board now that the work has been completed.

Accept the Final Update in Accordance with Public Contract Code Section 22050 for Approval of Emergency Repairs at the Fink Road Landfill to Replace 740 Linear Feet of Perimeter Litter Barrier Fencing

**POLICY ISSUE:**

This action supports the Board's priorities of A Safe Community, A Healthy Community, and A Well Planned Infrastructure System by maintaining litter control and site security in accordance with the requirements of the Landfill's regulatory agency (CalRecycle). In addition, it supports the Department of Environmental Resource's mission to promote a safe and healthy environment and improve the quality of life in the community through a balance of science, education, partnerships, and environmental regulation.

**STAFFING IMPACTS:**

There are no additional staffing impacts to the Department of Environmental Resources.

**CONTACT PERSON:**

Jami Aggers, Director of Environmental Resources Telephone: 209-525-6770