

**REPORT/RECOMMENDATION TO THE BOARD OF SUPERVISORS
OF SAN BERNARDINO COUNTY
AND RECORD OF ACTION**

August 22, 2023

FROM

DON DAY, Director, Project and Facilities Management Department

SUBJECT

Advertise for Competitive Bids for the 172 and 351 Building Demolition Project in San Bernardino

RECOMMENDATION(S)

1. Find that 172 and 351 Building Demolition Project, is exempt under the California Environmental Quality Act Guidelines, Emergency Project, Section 21080 (b)(4), 15269 (c), and Existing Facilities, Section 15301 Class 1.
2. Approve Capital Improvement Program Project No. 24-043 for the 172 and 351 Building Demolition Project, in the amount of \$7,253,713.
3. Approve the plans and specifications for the 172 and 351 Building Demolition Project, located at 172 W. 3rd Street, and 351 N. Mountain View Avenue, in San Bernardino.
4. Authorize the Director of the Project and Facilities Management Department to advertise for competitive bids for the 172 and 351 Building Demolition Project.
5. Authorize the Auditor-Controller/Treasure/Tax Collector to post the necessary budget adjustments, as detailed in the Financial Impact section, to provide funding for the 172 and 351 Building Demolition Project (Four votes required).
6. Direct the Clerk of the Board of Supervisors to file and post the Notice of Exemption of the Project, as required under California Environmental Quality Act.

(Presenter: Don Day, Director, 387-5000)

COUNTY AND CHIEF EXECUTIVE OFFICER GOALS & OBJECTIVES

Improve County Government Operations.

Provide for the Safety, Health and Social Service Needs of County Employees

Operate in a Fiscally-Responsible and Business-Like Manner.

FINANCIAL IMPACT

Approval of this item will not result in the use of additional Discretionary General Funding (Net County Cost). The Capital Improvement Program (CIP) 172 and 351 Building Demolition Project (Project) budget of \$7,253,713 will be entirely funded with Discretionary General Funding from the County Government Center (CGC) Master Plan Project (WBSE 10.10.1255) as approved by the Board of Supervisors (Board) as part of the 2023-24 CIP Budget. Requested budget adjustments are listed in the table below:

Cost Center	Commitment Item GL	Description	Action	Amount	WBSE
7700003100	54304030	Structures & Improvements to	Decrease	\$7,253,713	10.10.1255

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		Structures			
7700003100	55305030	Operating Transfer Out	Increase	\$7,253,713	10.10.1255
7700003100	54304030	Structures & Improvements to Structures	Increase	\$7,253,713	10.10.1508
7700003100	40909975	Operating Transfer In	Increase	\$7,253,713	10.10.1508

BACKGROUND INFORMATION

Approval of this item will allow the Project and Facilities Management Department (PFMD) to solicit competitive bids for the design-bid-build construction project. The Project will demolish two buildings consisting of 118,668 square feet (sq. ft.) in preparation for future developments. The 172 W. 3rd Street (172) building consists of 89,464 sq. ft., and the 351 N. Mountain View Avenue (351) building consists of 29,204 sq. ft. The Project will demolish the 172 building that experienced severe property loss from a major fire in 2022 and the longstanding adjacent 351 building to promote departmental efficiencies and improve the health and safety of both County employees and the public.

On June 19, 2022, the County experienced severe property loss from a major fire that swept through the 172 building. This building is County-owned and provided workspace for multiple County departments.

On June 28, 2022 (Item No. 63), the Board found that there was substantial evidence that the fire that occurred at the 172 building on June 19, 2022 created an emergency pursuant to Public Contract Code section 22050, requiring immediate action to prevent or mitigate the loss or impairment of life, health, property, and essential public services, necessitating fire remediation activities at the 172 building.

It is recommended that the Board determine the Project be statutory and categorically exempt under California Environmental Quality Act (CEQA) Guidelines (Title 14, California Code of Regulations) Article 18 Statutory Exemption, Section 21080 (b)(4), specific actions necessary to prevent or mitigate an emergency; Section 15269 (c), projects involving actions necessary to mitigate an emergency, for existing facilities in response to an emergency, such as a fire, and under Article 19 Categorical Exemption, Section 15301 Class 1 existing structure, project involving negligible or no expansion of existing or former use. As evidenced by the Notice of Exemption, Article 18, Section 15269 provides a statutory exemption for emergency projects, and Article 19, Section 15301 provides a categorical exemption for projects of Class 1 existing facilities with no, or negligible expansion of former use. The demolition is consistent with emergency and Class 1 exemptions and therefore will not have a significant environmental impact. No additional CEQA review is required at this time.

This Project is consistent with County Administrative Office approved CIP Project No. 24-043.

PROCUREMENT

PFMD will advertise for competitive bids for the Project on Friday, August 25, 2023. A Mandatory Pre-Bid Meeting for prospective bidders is scheduled to be conducted on September 13, 2023, at 10:00 a.m. at the 172 building, in San Bernardino. The bid opening for the Project is scheduled for October 5, 2023, at 10:00 a.m. at PFMD.

Once PFMD has identified the lowest responsible and responsive bidder, an item will be presented to the Board for approval to award a construction contract.

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Pursuant to California Public Contract Code sections 22032 and 22039, the Board shall adopt plans, specifications, and working details for public projects exceeding \$200,000. Plans and specifications are on file with the Clerk of the Board.

REVIEW BY OTHERS

This item has been reviewed by County Counsel (Katherine Hardy, Deputy County Counsel, 387-5455) on June 3, 2023; Purchasing (Leo Gomez, Purchasing Manager, 387-2063) on July 19, 2023; Project and Facilities Management (Robert Gilliam, Chief of Project Management, 387-5000) on July 11, 2023; Finance (Garrett Baker, Administrative Analyst, 387-3077) on August 3, 2023; and County Finance and Administration (Valerie Clay, Deputy Executive Officer, 387-5423) on August 4, 2023.

(BR: 771-1168)

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Record of Action of the Board of Supervisors
San Bernardino County

APPROVED (CONSENT CALENDAR)

Moved: Joe Baca, Jr. Seconded: Curt Hagman
Ayes: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca, Jr.
Absent: Col. Paul Cook (Ret.)

Lynna Monell, CLERK OF THE BOARD

BY



DATED: August 22, 2023



cc: PFMD - Day w/CEQA & receipt
File - Project & Facilities Management w/attach w/CEQA &
receipt

CCM 08/29/2023