

**COUNTY OF SAN DIEGO
BOARD OF SUPERVISORS
TUESDAY, NOVEMBER 15, 2022**

MINUTE ORDER NO. 18

SUBJECT: GENERAL SERVICES - AUTHORIZATION TO ESTABLISH APPROPRIATIONS AND AMEND THE CONSTRUCTION MANAGER AT RISK CONTRACT FOR EAST MESA JUVENILE DETENTION SOFTENING PROJECT (DISTRICT: 1)

OVERVIEW

On May 4, 2021 (30), the Board authorized the Director, Department of Purchasing and Contracting, for a period of five years, to take any action authorized by Article XXIII, Section 401, et seq. of the Administrative Code and Public Contract Code Section 20146 to advertise and award Construction Manager at Risk contracts for various projects up to \$10 million.

On June 13, 2022, after a successful RFP, the County awarded a Construction Manager at Risk Contract (#567080) to Balfour Beatty Construction, LLC. for the East Mesa Juvenile Detention Facility - Housing Softening Improvements project. The project was commenced in response to California Senate Bill 823 and includes renovating living spaces at the East Mesa Juvenile Detention Facility to be more homelike, trauma-informed, developmentally appropriate, and comfortable. At the time of the procurement and contract award the expected scope of the project was to renovate two housing units and the expected budget for the project was \$5.7 million.

The Probation Department now has an opportunity to increase the scope of the project from two housing units to six. This change will impact the budget and will exceed the \$10 million authority of the Director, Department of Purchasing and Contracting. It is expected that the new project budget will be approximately \$14.5 million.

Today's actions request the Board of Supervisors to establish appropriations of approximately \$8.8 million and approve the amendment of construction contract #567080 for the East Mesa Juvenile Detention Facility - Housing Softening Improvement project. If approved, estimated time of construction is expected to begin in December 2022 with estimated completion in April 2024.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Find that the proposed project to renovate and soften the East Mesa Juvenile Detention Facility is exempt from the California Environmental Quality Act (CEQA) review pursuant to CEQA Guidelines Section 15301.
2. Establish appropriations of \$5,821,179 in the Probation Department, Services & Supplies, for the East Mesa Juvenile Detention Softening project, based on the State Juvenile Facilities Grant.
(4 VOTES)
3. Establish appropriations of \$8,821,179 in the Department of General Services Major Maintenance Internal Service Fund, Services & Supplies, for the East Mesa Juvenile Detention Softening project, based on charges to client departments. **(4 VOTES)**

4. In accordance with Board Policy A-87, Competitive Procurement and Administrative Code Section 401, authorize the Director, Department of Purchasing and Contracting, to enter into negotiations with Balfour Beatty, Inc. and upon successful negotiations and determination of a fair and reasonable price, amend Contract #567080, to increase the Budget Not-to-Exceed amount to approximately \$14.5 million, subject to the availability of funds; and to amend the contract as required to reflect changes to services and funding allocation, for the Housing Softening Improvements project at East Mesa Juvenile Detention Facility.

EQUITY IMPACT STATEMENT

The approval to amend a construction contract for the Housing Softening Project at East Mesa Juvenile Detention Facility will have a positive effect on all juveniles at the detention facility including Black, Indigenous, and People of Color (BIPOC) communities who may be disproportionately represented in the justice system by creating a more homelike, trauma-informed setting.

SUSTAINABILITY IMPACT STATEMENT

The approval to amend a construction contract for the Housing Softening Project at East Mesa Juvenile Detention Facility would contribute to the County of San Diego's Sustainability Goals of engaging the community, providing equitable access for justice-involved individuals, and protecting the health and wellbeing of vulnerable individuals as they leave custody.

FISCAL IMPACT

Department of General Services

Funds for this request are partially included in the Fiscal Year 2022-23 Operational Plan for the Department of General Services, Major Maintenance Internal Service Fund (MMISF). Existing appropriations of \$5,678,821 in the MMISF are included for the East Mesa Juvenile Detention Softening project. The funding source is an internal agreement with the Probation Department. If approved, today's actions will establish additional appropriations of \$8,821,179 in the MMISF based on charges to client departments. With these additional appropriations, totals for the project will be \$14,500,000. There will be no change in net General Fund cost and no additional staff years.

Probation Department

Funds for this request are partially included in the Fiscal Year 2022-23 Operational Plan for the Probation Department. Existing appropriations of \$8,678,821 in the Probation Department include \$3,000,000 of General Purpose Revenue (GPR) included in the Fiscal Year 2022-23 Operational Plan in addition to the \$5,678,821 of existing appropriations established in prior fiscal years, which is supported by GPR. If approved, this request will establish additional appropriations of \$5,821,179 for the East Mesa Juvenile Detention Softening based on State Juvenile Facility Grant Funds. These additional appropriations will bring the total for the project to \$14,500,000. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

Expenditures resulting from this action will create private sector jobs and economic opportunities in San Diego County.

ACTION:

ON MOTION of Supervisor Desmond, seconded by Supervisor Vargas, the Board of Supervisors took action as recommended, on Consent.

AYES: Vargas, Anderson, Fletcher, Desmond

ABSENT: Lawson-Remer

State of California)
County of San Diego) §

I hereby certify that the foregoing is a full, true and correct copy of the Original entered in the Minutes of the Board of Supervisors.

ANDREW POTTER
Clerk of the Board of Supervisors



Signed
by Andrew Potter