

RESOLUTION NO. ____-2015

RESOLUTION OF THE FORT BRAGG CITY COUNCIL APPROVING A SECOND AMENDMENT TO A PROFESSIONAL SERVICES AGREEMENT WITH PACIFIC LEGACY, INC. FOR IMPLEMENTATION OF AN EXTENDED PHASE I ARCHAEOLOGICAL SURVEY FOR THE FORT BRAGG COASTAL RESTORATION AND TRAIL PROJECT (AMOUNT NOT TO EXCEED \$30,816.38; ACCOUNT NO. 407-3150-0319)

WHEREAS, on January 9, 2015, the City Council certified a Final Subsequent EIR and Mitigation Monitoring and Reporting Program for the Fort Bragg Coastal Restoration and Trail Project - Phase II; and

WHEREAS, the final Subsequent EIR for Phase II of the Fort Bragg Coastal Restoration and Trail Project includes a mitigation measure requiring a comprehensive archaeological survey of the Johnson Parcel, including shovel test pits; and

WHEREAS, a Request for Proposals (RFP) was issued in 2013 for Archaeological Services related to the construction of the Coastal Trail Phase I and the RFP was distributed to three qualified cultural resource consulting firms; and

WHEREAS, City staff and the Tribal Council of the Sherwood Valley Band of Pomo Indians reviewed the submitted proposals and identified Pacific Legacy as the most qualified firm to provide the services; and

WHEREAS, the City entered into a contract with Pacific Legacy to provide Data Collection and ethnographic services related to Phase I of the Coastal Trail project on March 10, 2014; and

WHEREAS, the Data Collection Plan was implemented prior to initiation of construction activities in areas with cultural resources which would be impacted by the Phase I Coastal Trail project; and

WHEREAS, the additional work required to comply with the mitigation measure in the Subsequent EIR for the Fort Bragg Coastal Trail Phase II project was not anticipated when the City entered into the contract with Pacific Legacy for the Phase I archaeological services; and

WHEREAS, based on all the evidence presented, the City Council finds as follows:

1. Cultural resource consulting services are required to implement the mitigation measure in the certified Final Subsequent EIR for the Fort Bragg Coastal Trail Phase II project which requires a comprehensive archaeological survey prior to establishing the final alignment of the side trail on the Johnson Property (Mitigation Measure 2).
2. Pacific Legacy is qualified to complete this work based upon previous work and experience.
3. Funding to cover the expense of proposed services offered by Pacific Legacy can be provided by the Prop 84 Coastal Restoration and Trail grant funds.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Fort Bragg does hereby approve a Second Amendment to the Professional Services Agreement with Pacific Legacy for implementation of Extended Phase I Archaeological Survey for the Johnson

Property trail alignment and authorizes City Manager to execute same upon execution by Consultant (Amount not to exceed \$30,816.38; Account 407-3150-0319).

The above and foregoing Resolution was introduced by Councilmember _____, seconded by Councilmember _____, and passed and adopted at a regular meeting of the City Council of the City of Fort Bragg held on the 11th day of May, 2015, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

DAVE TURNER,
Mayor

ATTEST:

Cynthia M. VanWormer, MMC
City Clerk