

RESOLUTION NO. SCV-154

**RESOLUTION OF THE BOARD OF DIRECTORS
OF THE SANTA CLARITA VALLEY WATER AGENCY
APPROVING FUNDING FOR CONSTRUCTION CONTRACT
AND CONSTRUCTION MANAGEMENT
TO THE NEWHALL LAND AND FARMING COMPANY, LLC,
FOR THE MAGIC MOUNTAIN PIPELINE PHASE 6B PROJECT**

WHEREAS, Santa Clarita Valley Water Agency (SCVWA) desires to take steps to increase the reliability of its existing water system; and

WHEREAS, SCVWA's Capital Improvement Program includes new pipelines to extend the Agency's existing Magic Mountain Pipeline to the future Magic Mountain Reservoir, located in The Newhall Land and Farming Company, LLC, (Newhall Land)'s Mission Village project; and

WHEREAS, Newhall Land is constructing the Mission Village project, and would like to install/construct SCVWA's new pipelines in four phases, Magic Mountain Pipeline Phases 4, 5, 6A and 6B, as part of Newhall Land's road improvements, subject to SCVWA's reimbursement; and

WHEREAS, any agreement with Newhall Land regarding the Mission Village project is independent of SCVWA's pre-existing plans to construct the pipeline as part of SCVWA's Capital Improvement Program to ensure a reliable supply of water; and

WHEREAS, Castaic Lake Water Agency (CLWA), as a CEQA Responsible Agency, filed the Notice of Determination with the Los Angeles County Clerk's Office and the State Clearinghouse on February 24, 2015 and there are no substantial changes to the project, and no further CEQA documentation is necessary for the Board to act with regards to the proposed actions; and

WHEREAS, the General Manager executed the Magic Mountain Water Pipeline Installation Agreement with Newhall Land for the construction of the Magic Mountain Pipeline Phases 4-6 on August 1, 2018; and

WHEREAS, all bid proposals submitted to Newhall Land, pursuant to the Magic Mountain Water Pipeline Installation Agreement, and the Agency's construction contract documents, as amended by Addendum, were received by Newhall Land on Wednesday, March 18, 2020 by 2:00 p.m., in full accordance with the law and Newhall Land's customary procedures; and

WHEREAS, the Board of Directors finds, after considering the opinion of staff, that the total bid of Leatherwood Construction Inc., in the amount of \$4,568,687.07 is the lowest responsible bid of three bids submitted, and that said bid substantially meets the requirements of said construction contract documents as amended by Addendum; and

WHEREAS, the Agency's Purchasing Policy allows the General Manager to approve change orders up to four percent (4%) of the original contract amount and the Board of Directors may grant a different change authority on a project-specific basis; and

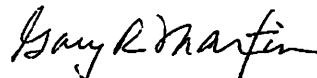
WHEREAS, it is in the Agency's best interest that the Board of Directors change the General Manager's Change Order Authority for this project from four percent (4%) to ten percent (10%); and

WHEREAS, under the terms of the Magic Mountain Water Pipeline Installation Agreement, Newhall Land will perform the construction management and miscellaneous construction support services for this project in an amount not to exceed \$390,000.

NOW, THEREFORE, BE IT RESOLVED that the Agency's Board of Directors does authorize its General Manager to accept said low bid and does therefore authorize the Agency's General Manager or its Chief Operating Officer to approve the funding to Newhall Land for a reimbursement to Leatherwood Construction Inc., hereby found to be the "lowest responsible bidder" for the Magic Mountain Pipeline Phase 6B Project pursuant to said Agency's construction contract documents, as amended by Addendum, for a total construction budget not to exceed \$4,568,687.07.

RESOLVED FURTHER that the Agency's Board of Directors does authorize its General Manager or its Chief Operating Officer to approve change orders up to ten percent (10%) of the original construction contract amount for the Magic Mountain Pipeline Phase 6B Project with details of all construction change orders being reported to the Board of Directors.

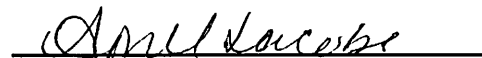
RESOLVED FURTHER that the Agency's Board of Directors does authorize its General Manager or its Chief Operating Officer to approve the funding to Newhall Land for construction management and miscellaneous construction support services for the Magic Mountain Pipeline Phase 6B Project pursuant to the Magic Mountain Water Pipeline Installation Agreement in an amount not to exceed \$390,000.



President

I, the undersigned, hereby certify: That I am the duly appointed and acting Secretary of the Santa Clarita Valley Water Agency, and that at a regular meeting of the Board of Directors of said Agency held on June 2, 2020, the foregoing Resolution No. SCV-154 was duly and regularly adopted by said Board, and that said resolution has not been rescinded or amended since the date of its adoption, and that it is now in full force and effect.

DATED: June 2, 2020



Secretary