

**DECLARATION OF EMERGENCY PURCHASE PURSUANT TO
SANTA BARBARA MUNICIPAL CODE § 4.52.080**

I, Mike Wiltshire - Waterfront Director, declare an emergency purchase order to build storm berms on Leadbetter Beach and Mission Creek East Beach.

This emergency declaration complies with Municipal Code Section 4.52.080.

Routine purchase orders would require additional time which will compromise our duty to provide essential city services and seasonal coastal protection from storm-related waves and flooding.

Bid# 5593 for sand berm construction and maintenance was previously awarded in October 2023 to Blackpoint Group. Blackpoint Group accepted the bid and agreed to construct the Sand Berms the first of November of each year in a five-year contract. On October 30, 2023 Blackpoint Group requested to terminate their contract at the last minute putting the Waterfront at risk for potential damage due to storm events. Entering into the formal bid process at this stage would require too much time and further risk coastal infrastructure.

The Waterfront would like to request approval from the City of Santa Barbara for an emergency purchase order with the second lowest bidder, James C. Cushman, Inc (Cushman) in the amount of \$68,480. A formal quote has been requested and will be reflected on the proposed purchase order. Cushman has completed this work many times in the past and has provided a fair and reasonable cost estimate.

The emergency work will be funded by the Waterfront's Maintenance Operating Fund. The previous contract will be terminated and remaining funds utilized for the new contract.

Thank you.



Mike Wiltshire, Waterfront Director

11/2/2023
Date

Brian Adair

From: Lee Cushman <lee@cushmancontracting.com>
Sent: Wednesday, November 1, 2023 11:28 AM
To: Brian Adair
Cc: Neil
Subject: RE: Sand Berm construction

V#1073

58008151-533100-88824

You don't often get email from lee@cushmancontracting.com. [Learn why this is important](#)

Brian,

I response to your email our price to construct the Mission Creek and Leadbetter sand berms is \$68,480. We will supply the requested Bond and Insurance upon receipt of a Purchase Order from the City.

We would like start work on November 13th to coordinate with the tides.

Therefore, we would need to receive a PO from the city by November 6th to enable us to coordinate the manpower and Equipment.

James C Cushman Inc
Lee Cushman

From: Brian Adair <btadair@santabarbaraca.gov>
Sent: Monday, October 30, 2023 10:14 AM
To: Neil <neil@cushmancontracting.com>
Subject: RE: Sand Berm

Hello Neil,

Note that in your quote, it will only be for constructing the Mission Creek and Leadbetter Beach sand berms.

Purchasing will advertise for bids for a new five year contract that includes sand berm construction, maintenance and deconstructing Leadbetter Beach sand berm in the Spring.


Thank you.

Brian Adair
Waterfront Facilities Manager
CITY OF SANTA BARBARA, Waterfront
(805) 564-5527 | btadair@santabarbaraca.gov


Sand Berm re: Emergency PO



Brian Adair

To  Damian Gadal



 Reply

 Reply All

 Forward



Thu 11/2/2023 9:01 AM



SA2688_City23110209200.pdf

173 KB



Hello Damian,

Mike has approved an emergency PO to build our storm sand berms since Blackpoint Group who had the contract backout.

James C. Cushman provided a verbal email quote for \$68,480.

I asked them to provide a formal written quote stating that it includes the Payment Bond, and to provide a copy of their current COI.

Cushman will mobilize on 11/13/23 if I can provide them with a verbal PO.

Once you have all the information that you need, can you create the emergency PO?

Thank you.



Brian Adair

Waterfront Facilities Manager

CITY OF SANTA BARBARA, Waterfront

(805) 564-5527 | btadair@santabarbaraca.gov

SantaBarbaraCA.gov