

**SUBMITTAL TO THE BOARD OF DIRECTORS OF THE  
REDEVELOPMENT AGENCY  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

320



**SUBMITTAL DATE:**  
November 6, 2008

**FROM:** Redevelopment Agency

**SUBJECT:** Thermal Sheriff's Station and Sheriff's Aviation Facility

**RECOMMENDED MOTION:** That the Board of Directors:

1. Approve and authorize the Chairman to execute the Agreement with Construction Testing and Engineering, Inc., for professional services in the amount of \$325,000;
2. Approve and authorize the Chairman to execute the second amendment to the Agreement with HDR Inc., in the amount of \$128,500;
3. Approve the project budget in the amount of \$41,600,000; and
4. Delegate Change Order authority to the Executive Director or designee for both agreements listed above and for the agreement with ASR Constructors, Inc. approved by the Board on October 28, 2008 in amounts that are in accordance with the California Public Contract Code.

**BACKGROUND:** On April 1, 2008, the Board of Directors made findings, approved the plans and specifications for the Thermal Sheriff's Station and Sheriff's Aviation Facility Project, and authorized the Clerk of the Board to advertise for bids.

(continued on page 2)

*Deanna Lorson*

RZ:DL:CC:AR

Robin Zimpfer, Executive Director

By Deanna Lorson, Deputy Executive Director

I:\EDA Administration\ANNA's Files\RDA-Thermal\Thermal Sheriff's Station\BOD Form 11 - Thermal Sheriff's Station Construction Award (3).doc

<b>FINANCIAL DATA</b>	Current F.Y. Total Cost:	\$ 41,600,000	In Current Year Budget:	Yes
	Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	No
	Annual Net County Cost:	\$ 0	For Fiscal Year:	08-09

**COMPANION ITEM ON BOARD OF SUPERVISORS AGENDA: No**

<b>SOURCE OF FUNDS:</b> Desert Communities Redevelopment Project Area Capital Improvement Funds	<b>Positions To Be Deleted Per A-30</b>	<input type="checkbox"/>
	<b>Requires 4/5 Vote</b>	<input type="checkbox"/>

**C.E.O. RECOMMENDATION:**

APPROVE

BY: *Jennifer L. Sargent*  
Jennifer L. Sargent

**County Executive Office Signature**

Consent  
 Policy  
 Consent  
 Policy

Dept Recomm.:  
 Per Exec. Ofc.:

**Prev. Agn. Ref.:** Item 4.6 on 10/28/08; **District:** 4 **Agenda Number:**  
Item 4.8 on 4/1/08; Item 4.3, 6/12/07

4.3

FORM APPROVED COUNTY COUNSEL  
 BY: *Y. K. Keener*  
 MARSHAL VICTOR  
 DATE: 11/12/08  
 Departmental Concurrence

Reviewed by  
 CRP/TEAM  
 Christopher Hans

**BACKGROUND** (continued): The bid opening was held on May 21, 2008, and eight (8) bids were submitted; the lowest bid was submitted by J.D. Diffenbaugh. During County Counsel's review of the bids, several protests were received challenging bids submitted by the lowest and second lowest bidders. Based on the review of all the bids submitted, the Agency recommended that all bids be rejected and the project be rebid. This course of action was approved by the Board of Supervisors on July 15, 2008 (Item 4.5). The bid opening date for the re-bid was August 5, 2008, four (4) bids were received, and the lowest responsive bidder was determined to be ASR Constructors, Inc.

The intent to award the re-bid was also challenged and a public hearing was held on October 28<sup>th</sup>, 2008 to review the items presented in the bid challenge. At the conclusion of that hearing, the Board approved the contract to ASR, but did not approve the project budget, the ancillary contracts or delegate change order authority to the Executive Director. These are the actions currently for consideration by the Board (Recommended Motions 1 through 4 on previous page).

Funding for this project will be provided by the Desert Communities Redevelopment Project Area Capital Improvement funds. Agency staff recommends that the Board approve the project budget as follows:

<b>Project Budget</b>	
Construction	\$32,196,000
Materials Test	\$ 325,000
Utilities	\$ 2,500,000
FF&E	\$ 2,000,000
County IT	\$ 1,000,000
Permits/Insp	\$ 365,000
Contingency	<u>\$ 3,214,000</u>
<b>Total</b>	<b>\$41,600,000</b>

The Agency is requesting Board approval of an agreement for specialty materials and soils testing with Construction Testing and Engineering, Inc. The Agency, through RDK Consulting, Inc., issued a request for proposals for this service, and 13 proposals were received. Staff from RDK Consulting, Mead & Hunt (the Civil Engineer) and the Agency reviewed and scored the proposals, and Construction Testing and Engineering, Inc., was determined have submitted the most responsive proposal. Agency Counsel has reviewed the Agreement and has approved it as to form.

The Agency is also requesting Board approval of the second amendment to the agreement with HDR, Inc., to extend the term of the Agreement for additional bidding services and for construction administration services on the Sheriff's Station project. The additional bidding services are related to the re-bidding of the project. The additional construction administration services relate to the additional coordination required when the Aviation project and the Sheriff's station projects were combined as one. Originally, these were two separate projects. Once the decision was made to combine the projects, additional coordination with the Aviation project's engineers and architects for shared utilities, drainage, access, fire suppression and other issues was required of HDR, Inc. Agency Counsel has reviewed the amendment and has approved it as to form.

**ATTACHMENTS:**

Agreement Form (3 original copies) for Specialty Materials and Soils Testing  
Amendment 2 (3 original copies) for Construction Administration