

**SUBMITTAL TO THE FLOOD CONTROL AND
WATER CONSERVATION DISTRICT BOARD
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

501 B



FROM: General Manager-Chief Engineer

SUBMITTAL DATE:

December 16, 2008

SUBJECT: Calimesa Avenue L Storm Drain
Project No. 5-0-00165
Amendment No. 1 to Cooperative Agreement

RECOMMENDED MOTION:

1. Approve Amendment No. 1 to the Agreement between the District and the South Mesa Water Company (SMWC); and
2. Authorize the Chairman to execute the agreement on behalf of the District.

BACKGROUND:

The District is in the process of entering into a Cooperative Agreement with the City of Calimesa (City) to construct Calimesa Avenue L Storm Drain. The City cannot order the needed 8-inch waterline relocation under its franchise authority as SMWC has prior rights in the Avenue L road right-of-way. Therefore, the District is responsible for said relocation.

(continued on page 2)

FINANCIAL:

Sufficient funds are included in the District's budget for FY 2008-2009.

KEC:blj

Steve Thomas
FOR WARREN D. WILLIAMS
General Manager-Chief Engineer

| | | | | |
|-----------------------|-----------------------------|-----------|-------------------------|----------|
| FINANCIAL DATA | Current F.Y. District Cost: | 24,400.00 | In Current Year Budget: | Yes |
| | Current F.Y. County Cost: | NA | Budget Adjustment: | No |
| | Annual Net District Cost: | NA | For Fiscal Year: | FY 08-09 |

| | | |
|--|---|--------------------------|
| SOURCE OF FUNDS: 25150 947480 527980 Zone 5 construction contracts | Positions To Be Deleted Per A-30 | <input type="checkbox"/> |
| | Requires 4/5 Vote | <input type="checkbox"/> |

C.E.O. RECOMMENDATION:

APPROVE

BY *Michael R. Shetler*
Michael R. Shetler

County Executive Office Signature

FORM APPROVED COUNTY COUNSEL

BY: *Neal R. Kipnis* DATE: _____

Departmental Concurrence

Policy
 Policy
 Consent
 Consent
 Dept't Recomm.:
 Per Exec. Ofc.:

Prev. Agn. Ref.: 9/30/08. 11.2

District: 5th

Agenda Number:

11.1

ATTACHMENTS FILED
WITH THE CLERK OF THE BOARD

**FLOOD CONTROL AND WATER CONSERVATION DISTRICT BOARD SUBMITTAL
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

SUBJECT: Calimesa Avenue L Storm Drain
Project No. 5-0-00165
Amendment No. 1 to Agreement

SUBMITTAL DATE: December 16, 2008

Page 2

BACKGROUND (continued):

On September 30, 2008 the Board approved an agreement with SMWC setting forth the terms and conditions by which SMWC will relocate approximately 680 lineal feet of 8-inch waterline. The Board action approved a one time lump sum payment of \$69,328.85. Subsequently the California Department of Public Health required a specification change from PVC pipe to ductile iron pipe. The required change in material will also require additional engineering resulting in a higher cost. The City of Calimesa has requested that a change in the grade of asphaltic concrete be included in the project specifications.

The District concurs with the changes both in specification and the resulting increase in cost amounting to \$24,400.00 over the amount approved on September 20, 2008.

County Counsel has approved the agreement as to legal form.

KEC:blj