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

**FROM:** General Manager-Chief Engineer

**SUBMITTAL DATE:**  
June 2, 2009

**SUBJECT:** Corona Drains Lines 1G, 1H and 1J  
Project Nos. 2-0-00223, 2-0-00224 and 2-0-00226  
Cooperative Agreement, Amendment No. 1

**RECOMMENDED MOTION:**

Approve Amendment No. 1 to the Cooperative Agreement between the District and the City of Corona; and authorize the Chairman to execute the Amendment documents on behalf of the District.

**BACKGROUND:**

The Amendment sets forth the terms and conditions by which the District will reimburse the City for work performed on the District's behalf as a result of the default of the contractor originally awarded the District contract to construct the subject storm drains.

Continued on Page 2

**WARREN D. WILLIAMS**  
General Manager-Chief Engineer

<b>FINANCIAL DATA</b>	Current F.Y. District Cost:	\$167,844.86	In Current Year Budget:	Yes
	Current F.Y. County Cost:	N/A	Budget Adjustment:	N/A
	Annual Net District Cost:	N/A	For Fiscal Year:	2008-2009

<b>SOURCE OF FUNDS:</b> 25120 947420 527980 Zone 2 Const/Maint/Misc - Contracts	<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:   
**Alex Gann**

**County Executive Office Signature**

FISCAL PROCEDURES APPROVED  
IVAN M. CHAND, FINANCE DIRECTOR  
BY:   
JEANINE REY-HAWKINS

FORM APPROVED COUNTY COUNSEL  
BY:   
NEAL R. KIPNIS  
DATE

- Dep't Recomm.:  Consent  Policy
- Per Exec. Ofc.:  Consent  Policy

Prev. Agn. Ref.: | District: 2<sup>nd</sup> | Agenda Number:

ATTACHMENTS FILED  
WITH THE CLERK OF THE BOARD

11.1

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

**SUBJECT:** Corona Drains Lines 1G, 1H and 1J  
Project Nos. 2-0-00223, 2-0-00224 and 2-0-00226  
Cooperative Agreement, Amendment No. 1

**SUBMITTAL DATE:** June 2, 2009

**Page 2**

**BACKGROUND contd.:**

On September 4, 2007, the Board approved a Cooperative Agreement between the District and the City of Corona setting forth the terms and conditions under which the subject storm drains would be constructed by the District. On October 16, 2007, the Board subsequently approved the low bid and awarding of the contract for construction of the storm drains to Harris Construction Engineering, Inc (Harris). On August 7, 2008, Harris signed a voluntary letter of default after completing approximately 80% of the work contained in the awarded contract.

The City has completed the work items remaining unfinished at the time of the Harris default and should now be reimbursed according to the schedule included as part of this Agreement.

County Counsel has approved the Amendment as to legal form and the City has executed the Amendment.

JPS:blj



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E. CITY has completed the work agreed upon between DISTRICT and CITY in AGREEMENT, and the actual amount of work and the actual costs for completing said work are now known; and

F. In the course of performing the work agreed upon between DISTRICT and CITY in AGREEMENT, the performance of certain additional work by CITY on behalf of DISTRICT was found necessary, and the actual amount of such additional work and the actual costs for completing said work are now known; and

G. Exhibit "B" of AGREEMENT has been revised to show CITY'S actual work and costs for completing its work under the terms of AGREEMENT and the sewer repair costs for which CITY is to reimburse DISTRICT.

NOW, THEREFORE, AGREEMENT is hereby amended as follows:

1. Exhibit "B" of AGREEMENT is hereby replaced in its entirety by Exhibit "B" attached hereto and made a part hereof.

2. This Amendment No. 1 may be executed in counterparts, each of which shall be deemed an original.


3. Except to the extent specifically added to, modified or amended hereunder, all of the terms, covenants and conditions of said AGREEMENT dated January 13, 2009, shall remain in full force and effect between the parties hereto.

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1 This Amendment is executed on \_\_\_\_\_  
(to be filled in by Clerk of the Board)

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RECOMMENDED FOR APPROVAL: **RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT**

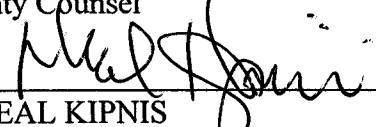
By  By \_\_\_\_\_  
WARREN D. WILLIAMS MARION ASHLEY, Chairman  
General Manager-Chief Engineer Riverside County Flood Control and Water  
Conservation District Board of Supervisors

APPROVED AS TO FORM:

ATTEST:

PAMELA J. WALLS  
County Counsel

KECIA HARPER-IHEM  
Clerk of the Board

By   
NEAL KIPNIS  
Deputy County Counsel

By \_\_\_\_\_  
Deputy

(SEAL)

Amendment No. 1:  
Corona Drains Lines 1G, 1H and 1J  
Project Nos. 2-0-00223, 2-0-00224 and 2-0-00226  
4/27/09  
JPS:blj

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RECOMMENDED FOR APPROVAL:

CITY OF CORONA

By *Kip D Field*  
KIP FIELD  
Director of Public Works

By *Bradly Robbins*  
BRADLY ROBBINS  
City Manager

APPROVED AS TO FORM:

ATTEST:

By *Dean DeLeith*  
DEAN DELEITH  
City Attorney

By *Victoria Wasko*  
VICTORIA WASKO  
City Clerk

Dated: *May 6, 2009*

(SEAL)

Amendment No.1:  
Corona Drains Lines 1G, 1H and 1J  
Project Nos. 2-0-00223, 2-0-00224 and 2-0-00226  
4/27/09  
JPS:blj

## EXHIBIT "B"

### DISTRICT SHARED COSTS FOR CORONA DRAINS LINES 1G, 1H & 1J

(Project Nos. 2-0-00223, 2-0-00224 & 2-0-00226)

	<u>Description</u>	<u>Unit</u>	<u>Quantity</u>	<u>Unit Price</u>	<u>Total Cost</u>
1.	Mobilization (Contract Bid Item No. 1)	L.S.	1	\$ 5,000.00	\$ 5,000.00
2.	Traffic striping - total not to exceed (Contract Bid Item No. 3)	L.S.	1	\$ 5,000.00	\$ 5,000.00
3.	Traffic control (Contract Bid Item No. 3)	L.S.	1	\$ 8,000.00	\$ 8,000.00
4.	Regrade, remove debris/tree stump, resod, fix sprinklers - total not to exceed (Contract Bid Item No. 4)	L.S.	1	\$ 13,000.00	\$ 13,000.00
5.	Remove project signs (Contract Bid Item No. 4)	L.S.	1	\$ 500.00	\$ 500.00
6.	Replace stop sign (Contract Bid Item No. 4)	Each	1	\$ 350.00	\$ 350.00
7.	Replace street sign (Contract Bid Item No. 4)	Each	1	\$ 350.00	\$ 350.00
8.	Cold milling @ edges & temp. - max ≤ 0.25' (Contract Bid Item No. 6)	S.F.	15,000	\$ 0.23	\$ 3,450.00
9.	8" curb & gutter (Contract Bid Item No. 12)	L.F.	51	\$ 55.00	\$ 2,805.00
10.	6" curb & gutter (Contract Bid Item No. 12)	L.F.	31	\$ 55.00	\$ 1,705.00
11.	Cross gutter & spandrel (Contract Bid Item No. 12)	S.F.	1,517.5	\$ 22.00	\$ 33,385.00

**EXHIBIT "B"**

	<u>Description</u>	<u>Unit</u>	<u>Quantity</u>	<u>Unit Price</u>	<u>Total Cost</u>
12.	Install protection bar (Contract Bid Items Nos. 12 & 29)	Each	6	\$ 600.00	\$ 3,600.00
13.	Install steps on catch basins (Contract Bid Items Nos. 12 & 29)	Each	35	\$ 200.00	\$ 7,000.00
14.	Install asphalt concrete (Contract Bid Item No. 26)	Ton	870	\$ 98.00	\$ 85,260.00
15.	Protect existing sewer manhole (install, remove & dispose false bottom) (Contract Bid Item No. 30)	Each	6	\$ 75.00	\$ 450.00
16.	Adjust sewer manhole (Contract Bid Item No. 30)	Each	6	\$ 225.00	\$ 1,350.00
				Total District shared costs	<u>\$ 171,205.00</u>

All above listed bid identifications refer to bid items shown in HARRIS CONTRACT

All above listed unit prices based upon unit prices shown in ALL AMERICAN contract with CITY

\$ 171,205.00

Additional items agreed upon between District and City

Additional work provided by City

17.	Construction yard erosion control				\$ 9,225.19
18.	Asphalt concrete repairs on February 18, 2009				\$ 921.33
19.	Asphalt concrete repairs on March 18, 2009				\$ 614.43
	<u>Work provided by District</u>				
20.	Repairs to City sewer main by District				\$ (14,121.09)

Net amount due City from District \$ 167,844.86