

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

506B



FROM: General Manager-Chief Engineer

SUBMITTAL DATE:
November 20, 2012

SUBJECT: Moreno Master Drainage Plan Update
Project No. 4-0-00828
Amendment No. 1 to Consulting Services Agreement
District 5/District 5

RECOMMENDED MOTION:

1. Ratify and approve Amendment No. 1 to Consulting Services Agreement between the District and Albert A. Webb Associates (Consultant);
2. Authorize the Chairman to execute the Amendment documents on behalf of the District; and
3. Authorize the District's General Manager-Chief Engineer to extend the Agreement for an additional fiscal year.

BACKGROUND:

See Page 2.

WARREN D. WILLIAMS
General Manager-Chief Engineer

FINANCIAL DATA	Current F.Y. District Cost:	\$113,709.57	In Current Year Budget:	Yes
	Current F.Y. County Cost:	N/A	Budget Adjustment:	No
	Annual Net District Cost:	\$0	For Fiscal Year:	FY 12/13, 13/14

SOURCE OF FUNDS: 25140-947460-525440 Zone 4 Professional Services	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

County Executive Office Signature

FISCAL PROCEDURES APPROVED
JEANINE J. REY, FINANCE DIRECTOR
BY:
JEANINE J. REY

FORM APPROVED COUNTY COUNSEL
DATE: 11/19/12
BY: NEAL R. KIPNIS

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

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

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Page 2

BACKGROUND:

The Board approved a Consulting Services Agreement (Agreement) with Consultant on June 7, 2011. Circumstances resulted in project delays and the Agreement with Consultant lapsed.

This Amendment is necessary to allow Consultant to complete the original environmental scope of services in support of the District's Moreno Master Drainage Plan Update.

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

FINANCIAL:

Sufficient funding is available in the District's Zone 4 budget for FY 2012-2013. If necessary, additional funds will be included in the proposed budget for FY 2013-2014.

AMR:blj

1 AMENDMENT NO. 1
2 **CONSULTING SERVICES AGREEMENT**
3 MORENO MASTER DRAINAGE PLAN UPDATE
4 PROJECT NO. 4-0-00828
5 Environmental Services

6 The RIVERSIDE COUNTY FLOOD CONTROL AND WATER
7 CONSERVATION DISTRICT, hereinafter referred to as DISTRICT, and ALBERT A. WEBB
8 ASSOCIATES, hereinafter referred to as CONSULTANT, previously entered into that certain
9 Agreement, hereinafter referred to as AGREEMENT, dated June 7, 2011 to perform
10 environmental services in support of DISTRICT'S Moreno Master Drainage Plan Update
11 project, hereinafter referred to as PROJECT; and

12 WHEREAS, the Time for Performance of AGREEMENT expired on June 30,
13 2012; and

14 WHEREAS, DISTRICT wishes CONSULTANT to complete the first tier,
15 Environmental Impact Report (EIR) of PROJECT and CONSULTANT is willing to continue
16 the performance of such services as provided herein.

17 NOW, THEREFORE, DISTRICT and CONSULTANT mutually agree to
18 amend the AGREEMENT as follows:
19

20 1. Section 3 is amended to read:

21 3. TIME FOR PERFORMANCE

22 CONSULTANT agrees that it will diligently and responsibly pursue
23 the performance of work and services in accordance with the Project
24 Schedule attached hereto as Attachment "B" and made a part hereof.

25 CONSULTANT shall not commence performance of any work or
26 services, for any reason whatsoever, until DISTRICT has provided
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CONSULTANT with a written Notice to Proceed authorizing CONSULTANT to initiate work pursuant to this Agreement. The term of this Agreement shall start on the date the Agreement is executed by DISTRICT'S Board of Supervisors, and end on June 30, 2013 with an option for one (1) additional one-year extension. Prior to the termination date of this Agreement, this Agreement may be extended for an additional fiscal year by mutual written consent of DISTRICT and CONSULTANT. No payment will be made for any work or services performed prior to issuance of said Notice to Proceed.

2. A new Section 23 is added to read:

23. DISCREPANCIES

In the event of any conflict between the terms of this Agreement and Attachment "A", Attachment "B" or Attachment "C", the terms of this Agreement shall govern. In the event of any conflict between Attachment "A" and Attachment "B" or Attachment "C", the following precedence shall apply:
Attachment "A"; Attachment "C"; Attachment "B".

3. Except to the extent specifically added to, modified or amended herein, all of the terms, covenants and conditions of said AGREEMENT dated June 7, 2011, shall remain in full force and effect between the parties hereto.


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1 IN WITNESS WHEREOF, the parties hereto have executed this Amendment on

2 _____
3 (to be filled in by Clerk of the Board)

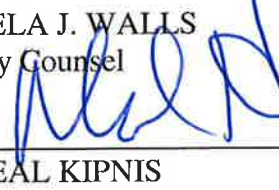
4 **RIVERSIDE COUNTY FLOOD CONTROL
AND WATER CONSERVATION DISTRICT**

5 RECOMMENDED FOR APPROVAL:

6
7 By: 
8 **WARREN D. WILLIAMS**
General Manager-Chief Engineer

By: _____
MARION ASHLEY, Chairman
Riverside County Flood Control and Water
Conservation District Board of Supervisors

10
11 APPROVED AS TO FORM:

12 **PAMELA J. WALLS**
County Counsel
13
14 By: 
NEAL KIPNIS
Deputy County Counsel

ATTEST:
KECIA HARPER-IHEM
Clerk of the Board

By: _____
Deputy

16 (SEAL)

21 Moreno Master Drainage Plan Update
22 Webb Consulting Services Agreement
23 Amendment No. 1
10/16/12
24 AMR:blj

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ALBERT A. WEBB ASSOCIATES



By _____
SCOTT R. HILDEBRANDT
Sr, Vice President

Moreno Master Drainage Plan Update
Webb Consulting Services Agreement
Amendment No. 1
10/16/12
AMR:blj

Attachment B
Moreno MDP Revision Programmatic EIR Schedule

ID	Task Name	Duration	Start	Finish	Predecessors
1	Authorization to Proceed	0 days	Wed 6/29/11	Wed 6/29/11	
2	Kick-off Meeting with District	0 days	Wed 7/6/11	Wed 7/6/11	
3	District collects data and provides shape files, exhibits to WEBB	1 day	Thu 7/7/11	Thu 7/7/11	
4	District provides WEBB with Draft MDP Document (which includes alternatives analysis), Hydrology Plans, and Shape Files for Alternates 1, 2, and 3 (Note: shape files for alternatives not provided)	2.4 mons	Fri 7/8/11	Tue 9/13/11 13	
5		8.85 mons	Wed 6/29/11	Thu 9/7/12 1	
6	Project Description	166.25 days	Wed 9/14/11	Thu 5/3/12	
7	Webb prepares draft Project Description for review by District	4.7 mons	Wed 9/14/11	Mon 1/23/12 4	
8	District review of draft Project Description	2 wks	Tue 1/24/12	Mon 2/6/12 7	
9	Initial Study	166.25 days	Thu 9/14/11	Thu 5/3/12	
10	Prepare 1st Admin Draft Initial Study/NOP	5 mons	Wed 9/14/11	Tue 1/31/12 4	
11	District Review	4.75 wks	Wed 9/14/11	Mon 3/5/12 10	
12	Meet with District to Discuss Comments	0 days	Wed 9/14/11	Wed 3/7/12 11FS+2 days	
13	Revises Admin Draft Initial Study/NOP	1.5 wks	Wed 3/7/12	Mon 3/19/12 12	
14	District Review	1 wk	Mon 3/19/12	Tue 4/3/12 14	
15	Prepare/publish Public Review IS/Post NOP	6 days	Mon 3/26/12	Thu 5/3/12 15	
16	Public Review	30 edays	Tue 4/3/12	Thu 4/19/12	
17	Scoping/Public Workshop Meetings (Agency briefing at 2pm at the Districts offices; public meeting at 6:30 PM at Moreno Valley City Hall)	0 days	Thu 4/19/12	Thu 4/19/12 15FS+11 days	
18	Preparation and Circulation of Draft PEIR	378.5 days	Wed 9/14/11	Mon 2/25/13	
19	Air Quality Analysis	2 mons	Tue 1/24/12	Mon 3/19/12 7	
20	Cultural Resources Assessment	5.5 mons	Wed 9/14/11	Tue 2/14/12 4	
21	Biological Habitat Assessment and MSHCP Compliance Analysis	6 mons	Wed 9/14/11	Tue 2/28/12 4	
22	Geological and Soils Review Report	5.5 mons	Wed 9/14/11	Tue 2/14/12 4	
23	Water Quality and Conservation Technical Memo	1.2 mons	Tue 2/21/12	Fri 3/23/12 5	
24	Hazardous Materials Database Search	2 mons	Wed 9/14/11	Tue 1/16/12 4	
25	Draft EIR	388 days	Wed 9/14/11	Fri 12/28/12	
26	Prepare 1st Admin Draft EIR	7.5 mons	Wed 9/14/11	Tue 4/10/12 4	
27	District Review	4 mons	Wed 4/11/12	Tue 7/31/12 26	
28	Prepare 2nd Admin Draft EIR, re-run air quality modeling, get District buy-off	12 wks	Mon 7/30/12	Fri 10/19/12 27	
29	District Review	1.5 mons	Mon 10/22/12	Fri 11/30/12 28	
30	Prepare 3rd Admin Draft EIR	2 wks	Mon 12/3/12	Mon 12/14/12 29	
31	District Review	2 wks	Mon 12/17/12	Fri 12/28/12 30	
32	Prepare/Publish DEIR for Public Review/NOC/NDA	1.5 wks	Mon 12/31/12	Wed 1/9/13 31	
33	45-Day Public Review Period for DEIR	46 edays	Thu 1/10/13	Mon 2/25/13 32FS+1 day	
34	Final MDP Report Available at District Counter and Provided to WEBB	12.9 mons	Thu 7/7/11	Mon 7/21/12 2	
35	Prepare Final PEIR, Responses to Comments (RTC), MMRP, and Findings of Fact	102.5 days	Thu 1/17/13	Mon 6/10/13	
36	Prepare 1st Admin Draft FEIR (standard text), MMRP, and Findings of Fact	1 mon	Thu 1/17/13	Wed 2/13/13 31FS+13 days	
37	District review 1st Admin Draft FEIR (standard text), MMRP, and Findings of F.	1 mon	Thu 2/14/13	Wed 3/13/13 36	
38	WEBB finalizes 1st Admin Draft: Responses to Comments	3 wks	Mon 2/25/13	Mon 3/18/13 33	
39	District review of FEIR/RTC/MMRP	3 wks	Mon 3/18/13	Mon 4/8/13 38	
40	Prepare 2nd Admin Draft FEIR/RTC/MMRP	2 wks	Mon 4/8/13	Mon 4/22/13 39	
41	District Final Review	2 wks	Mon 4/22/13	Mon 5/6/13 40	
42	WEBB produces final Final FEIR, RTC, MMRP; Findings of Fact	1 wk	Mon 5/6/13	Mon 5/13/13 41	
43	Prepare Form 11, County Counsel Review	15 days	Mon 5/13/13	Mon 6/3/13 42	
44	Board of Supervisors Hearing date to approve EIR/MDP/ADP	3 wks	Mon 5/13/13	Mon 6/3/13	
45	Prepare and file NOD (within 5 days of Board Adoption)	5 days	Mon 6/3/13	Mon 6/10/13 44	



Project: Moreno MDP CEQA Schedule
Date: Tue 10/9/12

W.O. 2011-0121
PM: Cheryl DeGano

Moreno MDP CEQA Schedule 10-09-12

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Manual Summary Rollup
Manual Summary
Start-only
Finish-only
Progress
Deadline

External Milestone
Inactive Milestone
Inactive Task
Inactive Milestone

Summary
Project Summary
External Tasks

Task
Split
Milestone