

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



714 B

FROM: General Manager-Chief Engineer

SUBMITTAL DATE:
June 17, 2014

SUBJECT: Approval of Amendment No. 1 to Multi-Year Consulting Services Agreement for On-call Civil Engineering and Ancillary Services; 2 years; [\$250,000]; District Funds 100%

RECOMMENDED MOTION: That the Board of Supervisors:

1. Approve Amendment No. 1 to Multi-Year Consulting Services Agreement between the District and HDR Engineering, Inc., increasing the contract amount for Fiscal Year 2014-15 and changing the name and title of the individual with signature authority on Attachment "B" – Task Order Approval Form; and
2. Authorize the Chairman to execute Amendment No. 1 on behalf of the District.

BACKGROUND:

Summary

Continued on page 2

AMR:rlp
161340

Steve Thomas
For **WARREN D. WILLIAMS**
General Manager-Chief Engineer

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost:	POLICY/CONSENT (per Exec. Office)
COST	\$ N/A	\$ \$250,000	\$ \$250,000	\$	Consent <input type="checkbox"/> Policy <input type="checkbox"/>
NET DISTRICT COST	\$ N/A	\$ \$250,000	\$ \$250,000	\$	

SOURCE OF FUNDS: Continued on page 2

Budget Adjustment: No
For Fiscal Year: 14/15, 15/16

C.E.O. RECOMMENDATION:

APPROVE
[Signature]
BY: Steven C. Horn

County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

FORM APPROVED COUNTY COUNSEL
BY: *[Signature]* NEAL R. KIPNIS
DATE: _____
Departmental Concurrence

FISCAL PROCEDURES APPROVED
JEANINE J. REY, FINANCE DIRECTOR
[Signature]
JEANINE J. REY

- A-30
- 4/5 Vote
- Positions Added
- Change Order

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

FORM 11: Approval of Amendment No. 1 to Multi-Year Consulting Services Agreement for On-call Civil Engineering and Ancillary Services; 2 years; [\$250,000]; District Funds 100%

DATE: June 17, 2014

PAGE: Page 2 of 3

BACKGROUND:

Summary (continued)

On November 20, 2012, the Board of Supervisors approved a multi-year Consulting Services Agreement (Agreement) between the District and HDR Engineering, Inc. (Board Agenda Item No. 11.6). The Agreement, with contract limits of \$250,000 per fiscal year and a further cap of \$750,000 over the term of the Agreement (i.e., three (3) years), allows the District to retain HDR Engineering, Inc., (HDR) to provide on-call civil engineering and ancillary services in support of its capital improvement programs.

Pursuant to this Agreement, HDR was retained to provide construction management services for the District's Gilman Home Channel Lateral A project. Due to the complexity of the Gilman Home Channel Lateral A project, the costs for construction management services are expected to exceed the fiscal year contract limits as specified in the Agreement. In order to allow District to complete project construction in a timely manner, District staff is recommending that the Board approve Amendment No. 1 to the multi-year Consulting Services Agreement with HDR Engineering, Inc. to: i) increase the contract amount from a not to exceed two hundred fifty thousand dollars (\$250,000) to five hundred thousand dollars (\$500,000) for Fiscal Year 2014-15, and ii) change the name and title of the individual with signature authority on Attachment "B" – Task Order Approval Form. Approval of Amendment No. 1 will not change the total aggregate contract amount which is capped at seven hundred fifty thousand dollars (\$750,000) for the entire term of the Agreement.

County Counsel has approved this Amendment as to legal form.

Impact on Residents and Businesses

Costs incurred under this Amendment will be funded by ad-valorem property tax revenue and entails no new fees, taxes or bonded indebtedness to residents and businesses.

SUPPLEMENTAL:

Additional Fiscal Information

Sufficient amounts will be included in the proposed budget for Fiscal Year 2014-15 and, if necessary and appropriate, into Fiscal Year 2015-16.

SOURCE OF FUNDS: (continued)

25110 947400 525440 Zone 1 Professional Services
25120 947420 525440 Zone 2 Professional Services
25130 947440 525440 Zone 3 Professional Services
25140 947460 525440 Zone 4 Professional Services
25150 947480 525440 Zone 5 Professional Services
25160 947500 525440 Zone 6 Professional Services
25170 947520 525440 Zone 7 Professional Services

**SUBMITTAL TO THE FLOOD CONTROL AND WATER CONSERVATION DISTRICT
 BOARD OF SUPERVISORS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA
 FORM 11: Approval of Amendment No. 1 to Multi-Year Consulting Services Agreement for On-call
 Civil Engineering and Ancillary Services; 2 years; [\$250,000]; District Funds 100%**

DATE: June 17, 2014

PAGE: Page 3 of 3

Contract History and Price Reasonableness

The authorized and expended amount, as applicable, of the Agreement and the cost of this Amendment No. 1 are summarized below:

Agreement:

<u>Fiscal Year</u>	<u>Authorized amount</u>	<u>Expended Amount</u>
2012-13	Not to exceed \$250,000	\$ 0
2013-14	Not to exceed \$250,000	Less than \$100,000
2014-15	Not to exceed \$250,000	N/A

Total contract amount: Not to exceed \$750,000

Amendment No. 1:

<u>Fiscal Year</u>	<u>Authorized amount</u>
2013-14	Not to exceed \$250,000
2014-15	Not to exceed \$500,000

Total contract amount: Not to exceed \$750,000

AMENDMENT NO. 1 TO
CONSULTING SERVICES AGREEMENT

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3 The Riverside County Flood Control and Water Conservation District,
4 hereinafter called "DISTRICT", and HDR Engineering, Inc., hereinafter called
5 "CONSULTANT", previously entered into that certain Multi-Year Consulting Services
6 Agreement, hereinafter called "AGREEMENT", dated November 20, 2012 to provide
7 on-call civil engineering and ancillary services in accordance with applicable federal,
8 state, and local laws and regulations as requested by DISTRICT; and
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10 CONSULTANT desires to change the name and title of the individual with
11 signature authority on Attachment "B" - Task Order Approval Form in the
12 AGREEMENT; and
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14 DISTRICT desires CONSULTANT to provide additional services above the
15 level specified in AGREEMENT and CONSULTANT is willing to perform such work
16 as requested by DISTRICT; and
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18 DISTRICT and CONSULTANT mutually agreed that, upon approval of this
19 Amendment No. 1 by DISTRICT'S Board of Supervisors, Attachment "B" - Task Order
20 Approval Form in AGREEMENT shall be replaced by a new Attachment "B" - Task
21 Order Approval Form and the amount of compensation under said AGREEMENT for
22 FY 2014-15 shall be increased from a not to exceed amount of two hundred fifty
23 thousand dollars (\$250,000) to a not to exceed amount of five hundred thousand dollars
24 (\$500,000).

25 NOW, THEREFORE, DISTRICT and CONSULTANT mutually agree to
26 amend AGREEMENT as follows:
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1. Attachment "B" – Task Order Approval Form in AGREEMENT is replaced in its entirety by the new Attachment "B" – Task Order Approval Form, attached hereto and made a part hereof.

2. Section 5, 2nd sentence is amended to read:
"The total amount to be paid to CONSULTANT for the performance of all Task Orders approved pursuant to this Agreement shall not exceed: a) two hundred fifty thousand dollars (\$250,000) for FY 2013-14, b) five hundred thousand dollars (\$500,000) for FY 2014-15, and c) the sum of seven hundred fifty thousand dollars (\$750,000) for the entire term of this Agreement and any amendments thereafter".

3. Except to the extent specifically added to, modified or amended herein, all of the terms, covenants and conditions of said AGREEMENT dated November 20, 2012, shall remain in full force and effect between the parties hereto.

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

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(to be filled in by Clerk of the Board)

RECOMMENDED FOR APPROVAL:

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

By: Steve Thomas
For WARREN D. WILLIAMS
General Manager-Chief Engineer

By: _____
MARION ASHLEY, Chairman
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
NEAL KIPNIS
Deputy County Counsel

By: _____
Deputy

(SEAL)

Amendment No. 1 to Consulting Services Agreement FY 2012-13 to 2014-15
w/ HDR Engineering, Inc.
05/28/14
TT/AMR:rlp

HDR ENGINEERING, INC.

By: 

DAVID A. LUDWIN
Senior Vice President

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Amendment No. 1 to Consulting Services Agreement FY 2012-13 to 2014-15
w/ HDR Engineering, Inc.
05/28/14
TT/AMR:rlp

ATTACHMENT "B"

TASK ORDER APPROVAL FORM

CONSULTANT: _____

PROJECT NAME: _____

The Scope of Services for _____, a copy of which is attached hereto as Exhibit "A" and incorporated herein by this reference, shall constitute an approved Task Order pursuant to the Agreement between DISTRICT and CONSULTANT dated _____ ("AGREEMENT"). CONSULTANT agrees to perform the services described in Exhibit "A" within the time set forth in the Project Schedule as described in Exhibit "B" attached hereto and incorporated herein, for a fee amount of \$_____, unless otherwise modified by DISTRICT'S Project Manager in a subsequent Task Order Approval Form. All charges shall be consistent with the Compensation/Fee Rate Schedule which is attached as Exhibit "C" and incorporated herein by this reference.

Performance of the services shall be subject to the terms and conditions contained in the AGREEMENT.

Dated this _____ day of _____
(To be filled in by General Manager-Chief Engineer)

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

By: _____
WARREN D. WILLIAMS
General Manager-Chief Engineer

HDR ENGINEERING, INC.

By: _____
DAVID A. LUDWIN
Senior Vice President