

FORM APPROVED COUNTY COUNSEL 3/4/15  
 BY: GREGORY P. PRIAMOS DATE

Departmental Concurrents

**SUBMITTAL TO THE BOARD OF SUPERVISORS  
 COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

144 A



**FROM:** Transportation & Land Management Agency: Planning Department

**SUBMITTAL DATE:**  
 February 4, 2015

**SUBJECT:** Approval of Amendment No. 2 to the Professional Services Agreement with GeoPacifica, Inc. All Districts. [\$150,000 for FY 14/15]

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

1. Ratify and execute the amendment with GeoPacifica, Inc., for \$150,000 for FY 14/15, with the option for the County to renew annually for four additional years; and
2. Authorize the Purchasing Agent, in accordance with Ordinance No. 459, based on the availability of fiscal funding, to sign amendments that do not change the substantive terms of the agreement, including amendments to the compensation provision that do not exceed the annual CPI rates.

**BACKGROUND:**

**Summary**

The County has lead agency oversight authority over 52 mines. We are responsible to perform annual inspections, prepare reports, and file them with the State Office of Mine Reclamation (OMR).

Juan C. Perez  
 Director of Transportation and Land Management Agency

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost:	POLICY/CONSENT (per Exec. Office)
COST	\$ 150,000	\$ *	\$ 150,000	\$ 0	Consent <input type="checkbox"/> Policy <input checked="" type="checkbox"/>
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0	

**SOURCE OF FUNDS:** Deposit Based Fees 100%  
 \*County has option to renew annually for additional 4 years

**Budget Adjustment:** Yes  
 For Fiscal Year: 14/15-18/19

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

APPROVE  
 BY:   
 Steven C. Horn

County Executive Office Signature

**MINUTES OF THE BOARD OF SUPERVISORS**

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

Prev. Agn. Ref.: | District: ALL | Agenda Number:

3-18

**SUBMITTAL TO THE BOARD OF SUPERVISORS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

**FORM 11:** Approval of Amendment No. 2 to the Professional Services Agreement with GeoPacifica, Inc. All Districts. [\$150,000 for FY 14/15]

**DATE:** February 4, 2015

**PAGE:** 2 of 2

**BACKGROUND:**

**Summary (continued)**

The County is working to enhance our mining oversight and has received a 45-day notice from the State Mining and Geology Board (SMGB) of areas in need of improvement of our program, which we are addressing through several enhancements underway. Given the need to increase the level of detail in our inspections, the Planning Department has used the services of GeoPacifica.

As part of the scope of work the contractor was required to gather the necessary mine file research, review approved reclamation reports, and previously submitted inspection reports in order to complete all mandatory sections of the of the annual SMARA mine inspection form (MRRC-1).

In accordance with feedback received from the Office of Mine Reclamation Lead Agency Review Team and the SMGB, the level of inspection and reporting required entailed a much larger amount of work than was initially anticipated. TLMA is requesting to increase the current contract amount to \$150,000 annually in order to systematically meet State mine inspection and reporting requirements. We have issued a new Request for Proposals (RFP) for mining services which are in the evaluation phase for future year services.

**Impact on Residents and Businesses**

This contract amendment will not have an impact on County residents but will increase the cost to mine operators in order to fulfill the requirements for thorough mine inspection and reporting.

**SUPPLEMENTAL:**

**Additional Fiscal Information**

Maximum payments to the contractor shall not exceed \$150,000 FY 14/15, which will be 100% funded by Deposit Based Fees. No dollar amount of work is guaranteed, and there is no guarantee of future work. The County's has the option to renew annually or use other firms as part of the RFP evaluation process underway. The contract was set up to be an annual contract with the County. The basis for work will be on an "as-needed" basis.

**Contract History and Price Reasonableness**

In March 2014, County Purchasing issued a Request for Proposal (TLARC-399) for annual Surface Mining and Reclamation Act (SMARA) mine inspection services. Out of the four responding vendors, GeoPacifica was selected as the lowest cost and most responsive, responsible vendor. The contract was for a one year period, with the County's option to renew for up to 4 additional years.

The original contract amount was for \$63,000 per fiscal year, which included Principal Engineer and Associate Civil Engineer positions at an hourly rate of \$125. In November 2014, the Agreement was increased to \$98,000 to perform additional mining inspection services. Amendment No. 2 increases the annual agreement amount to \$150,000. This includes \$115,000 for inspection services, including file research and preparation, data compilation, notice of violation (NOV) preparation, and report preparation. The remaining \$35,000 includes time for following up on NOV's, public hearings, meetings, etc. This amendment also adds an Engineering Technician position at a reduced hourly rate of \$85 to reduce the overall cost.

**ATTACHMENTS:**

Amendment No. 2 to the Professional Services Agreement with GeoPacifica, Inc.  
Updated Exhibit B Payment Provisions

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**COUNTY OF RIVERSIDE  
AMENDMENT NO.2 TO THE AGREEMENT  
WITH  
GEOPACIFICA, INC.**

**CONTRACTOR:** GEOPACIFICA, INC.  
Contract Term: 06/02/2014 through 06/30/2019  
Effective Date of Amendment: 12/01/14  
Annual Maximum Contract Amount: \$150,000.00  
Contract ID: TLARC-96155-001-06/15

The Agreement between County of Riverside, herein referred to as COUNTY and Geopacifica Inc., herein referred to as CONTRACTOR, is amended as follows:

1. On page 3 of the Agreement, amend Section 2. "Period of Performance" This Agreement shall be effective upon signature of this Agreement by both parties and continue in effect through June 30, 2019, unless terminated earlier. Please refer to Section 5 Termination on page 5 of the Agreement. The Riverside County Board of Supervisors is the only authority that may obligate the County for a non-cancelable multi-year agreement.
2. On page 3 of the Agreement, amend Section 3.1 the "Compensation":  
To amend all reference to the Compensation from \$98,000 to \$150,000 annually (\$115,000 cap on inspection services and \$35,000 to accommodate pursuit of notices of violation, orders to comply, public hearings, post mine inspection reporting, etc.).
3. On page 20 of the Agreement, amend "Exhibit B Payment Provisions" by replacing with the attached new Exhibit B consisting of one (1) page, incorporated by this reference, which adds position titles and task and removes specified hours in Section 1 and adds Section 3.
4. All other terms and conditions of the Agreement are to remain unchanged.

**IN WITNESS WHEREOF**, the Parties hereto have caused their duly authorized representatives to execute this Amendment.

1 **County**

2 County of Riverside  
3 Transportation & Land Management Agency  
4 4080 Lemon Street, 14<sup>th</sup> Floor  
5 Riverside, CA 92501

6 By: \_\_\_\_\_

7 Title: Chairman of the Board of Supervisors

8 Date: \_\_\_\_\_

9 Attest:

10 Kecia Harper-Ihem, Clerk

11 By: \_\_\_\_\_

12 Deputy

**Contractor**

Geopacifica, Inc.  
3060 Industry Street, Suite 105  
Oceanside, CA 92054

By: Carolyn Batista

Title: Owner / VP Operations

Date: 12/26/2014

FORM APPROVED COUNTY COUNSEL

BY: Neal R. Kipnis

DATE 2/4/15

RFP TLARC-399

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## **EXHIBIT B**

### **PAYMENT PROVISIONS**

1. All Inclusive Principle Engineer and Associate Civil Engineer Hourly rate of \$125.00.
2. Inclusive Mining Inspection Rate Per-Mine. Optional On-Call service as needed. \$5,265.
3. All Inclusive Engineering Technician Hourly rate of \$85.00.