

FORM APPROVED COUNTY COUNSEL
BY: GREGORY P. PRIAMOS DATE 5/4/15

FISCAL PROCEDURES APPROVED
JEANINE J. REY, FINANCE DIRECTOR
BY: Jeanine J. Rey 5/15/15

Departmental Concurrence

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

906B



FROM: General Manager-Chief Engineer

SUBMITTAL DATE:
May 19, 2015

SUBJECT: Approval of Amendment No. 2 to Consulting Services Agreement between District and Pacific Advanced Civil Engineering (PACE) for the preparation of the West Desert Hot Springs MDP, Project No. 6-0-00831; [\$278,000] 100% District Funds; Districts 4 and 5

RECOMMENDED MOTION: That the Board of Supervisors:

1. Approve Amendment No. 2 to the multi-year Consulting Services Agreement between the District and Pacific Advanced Civil Engineering (PACE); and
2. Authorize the Chairman to execute the Amendment No. 2 documents on behalf of the District; and
3. Authorize the General Manager-Chief Engineer to extend time for performance for an additional year, if necessary.

BACKGROUND:

Summary

On September 11, 2012 (Agenda Item No. 11.6), the Board of Supervisors approved Amendment No. 1 between the District and Consultant to increase the contract amount to allow for additional time and scope of work for the preparation of District's West Desert Hot Springs Master Drainage Plan (MDP) project.

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MHW:blm

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 | \$ 100,000 | \$ 178,000 | \$ 278,000 | \$ N/A | Consent <input type="checkbox"/> Policy <input type="checkbox"/> |
| NET DISTRICT COST | \$ 100,000 | \$ 178,000 | \$ 278,000 | \$ N/A | |
| SOURCE OF FUNDS: 525440 25160 947500 Zone 6 – Professional Services | | | | Budget Adjustment: FY 14/15 No | |
| | | | | For Fiscal Year: 14/15 & 15/16 | |

C.E.O. RECOMMENDATION:

APPROVE

BY: Steven C. Horn

County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

- ☐ A-30
☐ Positions Added
☐ 4/5 Vote
☐ 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. 2 to Consulting Services Agreement between District and Pacific Advanced Civil Engineering (PACE) for the preparation of the West Desert Hot Springs MDP Project No. 6-0-00831; [\$278,000] 100% District Funds; Districts 4 and 5

DATE: May 19, 2015

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BACKGROUND:

Summary (continued)

Amendment No. 2 provides for an extension of time to June 30, 2016 to allow for the completion of the Program Environmental Impact Report (PEIR) for the District's West Desert Hot Springs Master Drainage Plan project.

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

Impact on Residents and Businesses

The engineering and environmental work for the preparation of the West Desert Hot Springs MDP is funded by ad-valorem property tax revenue and entails no new fees, taxes or bonded indebtedness to citizens and business.

SUPPLEMENTAL:

Additional Fiscal Information

Sufficient funding is available in the District's Zone 6 budget for Fiscal Year 2015-2016. Additional funds are included in the District's FY 2016-17 budget.

Attachments:

1. Amendment No. 2 to Cooperative Agreement

MHW:EEQ:blm
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AMENDMENT NO. 2
CONSULTING SERVICES AGREEMENT
West Desert Hot Springs Master Drainage Plan
Project No. 6-0-00831

The RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT ("DISTRICT") and PACIFIC ADVANCED CIVIL ENGINEERING, INC., ("CONSULTANT"), previously entered into a Consulting Services Agreement, ("AGREEMENT"), dated June 16, 2009, providing for CONSULTANT to perform engineering and environmental services for DISTRICT'S West Desert Hot Springs Master Drainage Plan project (Project No. 6-0-00831).

DISTRICT and CONSULTANT previously entered into Amendment No. 1 ("AMENDMENT No. 1") on September 11, 2012.

DISTRICT wishes to extend the term of AGREEMENT to allow CONSULTANT additional time to complete preparation of the Project's Environmental Impact Report (EIR).

DISTRICT and CONSULTANT mutually agree that, upon approval of this Amendment No. 2 by DISTRICT'S Board of Supervisors, the time for performance shall be extended for an additional year through June 30, 2016.

NOW, THEREFORE, the parties hereto mutually agree to amend AGREEMENT as follows, effective upon approval of this Amendment No. 2 by DISTRICT'S Board of Supervisors:

1. Section 3, Paragraph 3 of AGREEMENT is added to read:

3. Time for Performance

"CONSULTANT shall continue performance of its services pursuant to AGREEMENT and AMENDMENT No. 1 and shall diligently and responsibly pursue the performance of its services to completion by June 30, 2016."

1 2. Except to the extent specifically added to, modified or amended herein, all of the
2 terms, covenants and conditions of said AGREEMENT dated June 16, 2009 and Amendment
3 No. 1 dated September 11, 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 Agreement on

(to be filled in by Clerk of the Board)

RECOMMENDED FOR APPROVAL:

RIVERSIDE COUNTY FLOOD CONTROL
AND WATER CONSERVATION DISTRICT

By


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:

GREGORY P. PRIAMOS
County Counsel

KECIA HARPER-IHEM
Clerk of the Board

By


NEAL R. KIPNIS
Deputy County Counsel

By

Deputy

(SEAL)

Consulting Services Agreement - Amendment No. 2
West Desert Hot Springs Master Drainage Plan
04/23/2015
MHW:blm