

FORM APPROVED COUNTY COUNSEL  
 BY: GREGORY P. PRIAMOS DATE 6/3/15

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

306A



**FROM:** TLMA – Transportation Department

**SUBMITTAL DATE:**  
 May 28, 2015

**SUBJECT:** Approval of Amendment No. 2 for Engineering On-Call Services between the County of Riverside Transportation Department and URS Corporation for One Year. All Districts; [\$575,000]; Various State Funds, Local Funds and Deposit Based Fee Revenue-100%

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

1. Approve the attached Amendment No. 2 to Agreement for Engineering On-Call Services between the County of Riverside Transportation Department and URS Corporation for one year; and
2. Authorize the Chairman of the Board to execute the same.

**BACKGROUND:**

**Summary**

The Board of Supervisors approved and executed an agreement between the County of Riverside (County) and URS Corporation on December 6, 2011 (Agenda Item 3-35), to provide National Pollutant Discharge Elimination System (NPDES) engineering services.

*Patricia Romo*

Patricia Romo  
 Assistant Director of Transportation

*Juan C. Perez*

Juan C. Perez  
 Director of Transportation and Land Management

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost:	POLICY/CONSENT (Per Exec. Office)
<b>COST</b>	\$ 75,000	\$ 125,000	\$ 575,000	\$ 0	Consent <input type="checkbox"/> Policy <input checked="" type="checkbox"/>
<b>NET COUNTY COST</b>	\$ 0	\$ 0	\$ 0	\$ 0	

**SOURCE OF FUNDS:** Varies by project-State Funds, Local Funds and DBF Fee Revenue-100%

**Budget Adjustment:** No  
 For Fiscal Year: 15/16

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

APPROVE

BY: *Tina Granda*  
 Tina Granda

County Executive Office Signature

**MINUTES OF THE BOARD OF SUPERVISORS**

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

**Prev. Agn. Ref.:** 12/06/11, Item 3-35  
 06/17/14, Item 3-57

**District:** All

**Agenda Number:**

3-66

Departmental Concurrence

**SUBMITTAL TO THE BOARD OF SUPERVISORS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**  
**FORM 11:** Approval of Amendment No. 2 for Engineering On-Call Services between the County of Riverside Transportation Department and URS Corporation for One Year. All Districts; [\$575,000]; Various Fund Sources 100%

**DATE:** May 28, 2015

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**BACKGROUND:**

**Summary (continued)**

Continued NPDES services are needed to provide access to expertise and additional personnel, enabling the Transportation Department to meet increasing state and federal regulatory compliance demands.

The compliance requirements for all of the NPDES storm water permits and other water quality regulations have steadily increased over the years, and continue to expand. Additionally, the compliance requirements have become more detailed in prescribing exactly what actions need to be taken, the frequency of those actions, the training that must be provided to personnel, the recordkeeping, the assessment of implemented measures, the reporting, and the level of public education and outreach.

Within the next six (6) to twelve (12) months, the next five (5)-year iterations of the Santa Ana River Region NPDES municipal storm water permit and the Santa Margarita River Region NPDES municipal storm water permit will be adopted. The Santa Ana Regional Water Quality Control Board staff has started the preparation of a "Regional" NPDES municipal storm water permit that will apply to both Riverside and San Bernardino counties. The 2013 "Regional" NPDES municipal storm water permit for coastal San Diego County and South Orange County will be amended with some customization for the Santa Margarita River Region of Riverside County.

The existing agreement allows the agreement term to be extended in one (1)-year increments up to a total of two (2) years with Board authorization. The attached Amendment No. 2 to Agreement 11-08-010 exercises the option to extend the term of the contract through fiscal year 2015/2016, the second and final of the two (2) optional one (1)-year extensions. The continued services of URS Corporation are needed to provide technical expertise and additional labor resources to support the on-going and expanding compliance requirements related to NPDES permits and other water quality regulations. Amendment No. 2 also increases the contract amount to \$125,000 for fiscal year 2015/2016 to assist the Transportation Department in meeting increasing state and federal regulatory compliance demands.

During fiscal year 2015/2016, the Transportation Department will begin implementing a substantially revised NPDES General Permit for Storm Water Discharges Associated with Industrial Activities that now affects additional Transportation Department facilities (aggregate material yards). Staff at these facilities must receive training for conducting, recording, and reporting compliance activities. URS Corporation will prepare and conduct this training and will monitor recordkeeping during this "start-up" year.

The services provided will be performed on an on-call basis through specific work assignments. URS Corporation will provide technical support, as outlined in Agreement 11-08-010. Work assignments for fiscal year 2015/2016 could include, but not be limited to:

- Review of, and assistance with, preparing and reviewing annual reports related to the requirements of the three (3) MS4 permits, the Construction General Permit, the Industrial General Permit, Waste Discharge Requirements, or other information requested by the regional boards
- Reviewing the Transportation Department's annual inspections and reports of findings for their maintenance yards
- Conducting "as requested" third party review of Water Quality Management Plans (WQMPs) and/or Storm Water Pollution Prevention Plans (SWPPPs) for Transportation Department capital improvement projects
- Creating monthly refresher training bulletins regarding NPDES storm water compliance activities for various departments and divisions within TLMA
- Conducting inspections of maintenance yards with above ground petroleum storage tanks by a Professional Engineer and revising and certifying the Spill Prevention Control and Countermeasure (SPCC) Plans accordingly

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- Reviewing and developing comment letters for tentative draft NPDES permits on behalf of the Transportation Department
- Conducting the five (5)-year review and update of the Facility Pollution Prevention Plans (FPPPs) for all of the Transportation Department's material sites and maintenance yards

**Impact on Residents and Businesses**

The purpose of compliance with the federal Clean Water Act and NPDES storm water permits is to ensure that our natural water resources are of adequate quality to support beneficial uses, such as municipal and industrial water supply, numerous forms of water recreation, and plant and wildlife habitat. Additionally, being in compliance with our permits will keep the County from potentially being assessed regulatory penalties by the State water boards.

**SUPPLEMENTAL:**

**Additional Fiscal Information**

All associated contract costs will be funded using project funds. Project funds include, but are not limited to, Measure A, gas tax, WRCOG TUMF, Road and Bridge Benefit District funds, developer contributions, and various state funds. Thus, no net County costs will be incurred as a result of the contract extension and budget increase.

URS Corporation has assisted the Transportation Department with NPDES compliance since December 2011, with expenditures as follows:

Original Contract Amount:	\$150,000, FY 2011/2012
	\$125,000, FY 2012/2013
	\$100,000, FY 2013/2014
Amendment 1:	\$ 75,000, FY 2014/2015
Amendment 2	<u>\$125,000, FY 2015/2016</u>
Total	<b>\$575,000</b>

**Contract History and Price Reasonableness**

The Transportation Department has contracted with URS Corporation to provide NPDES and other water quality regulatory support services under this agreement since December 2011. The billing rates for professional services from URS Corporation remain unchanged from the billing rates included in the underlying 2011 agreement. The billing rates for URS Corporation are comparable to that of other consulting firms offering similar services.

The original agreement was approved by the Board of Supervisors on December 6, 2011 (Agenda Item 3-35), and provided for an initial term of three (3) years, with two (2) additional one (1)-year extensions. This action would provide for the second and final contract extension.

**AMENDMENT NO. 2 TO AGREEMENT**

**for Engineering On-call Services**

**between County of Riverside – Transportation Department**

**and URS Corporation**

THIS AMENDMENT (hereinafter the "2nd Amendment") to an agreement is made and entered into as of this \_\_\_\_\_ day of \_\_\_\_\_, 2015, by and between the County of Riverside, a political subdivision of the State of California (hereinafter the "COUNTY"), and URS Corporation (hereinafter "ENGINEER").

**RECITALS**

- A. COUNTY and ENGINEER have entered in an agreement entitled "Engineering On-call Services Agreement for National Pollutant Discharge Elimination System (NPDES) Consulting Services between County of Riverside – Transportation Department URS Corporation" that was approved by the Board of Supervisors on December 6, 2011 (M.O. 3.35) (hereinafter the "Agreement"). The Agreement provides the terms and conditions, scope of work, schedule and budget for the performance of professional and technical services necessary to provide on-call engineering services.
- B. Appendix B • Article B1 establishes the time period for allowing work assignments to be authorized under the original Agreement. The terms and conditions specify that work assignments can be authorized until June 30, 2014 and that the authority to approve and execute work assignments can be modified through one-year supplemental extensions. The Agreement allows for two separate one-year extensions. The Agreement was has been previously extended by approval of the Board of Supervisors on June 17, 2014 (M.O. 3-57).
- C. Appendix C• Article CIV establishes the total annual budget amounts to be authorized under the original Agreement. The terms and conditions specify that budget increases must be approved in writing by COUNTY.
- D. Due to increasing and expanding NPDES regulatory compliance demands, the amount of compensation is required to be increased.
- E. The ENGINEER is satisfactorily performing the duties under the Agreement and the Transportation Department continues to need the services provided. The parties therefore now desire to implement the second one-year extension of the authority to approve and execute work assignments.

**AGREEMENT**

NOW, THEREFORE, in consideration of the mutual covenants hereinafter contained, the parties agree as follows:

1. The authority to authorize work assignments under this contract is hereby extended from July 1, 2015 to June 30, 2016 in accordance with Appendix B • Article BI of the original Agreement.
2. The contract maximum as set forth in Article VI • COMPENSATION subsection B.1. and Appendix C Article CIV • COST PROPOSAL are hereby modified and shall reflect that the compensation for the second one year extension period will not exceed \$125,000.00 upon execution of this Amendment.
3. Except to the extent specifically modified or amended hereunder, all of the terms, covenants and conditions of the Agreement shall remain in full force and effect between the parties hereto.

IN WITNESS HEREOF, the parties hereto have caused this Amendment to the Agreement to be duly executed this day and year first written above.

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**APPROVALS**

**COUNTY Approvals**

RECOMMENDED FOR APPROVAL:

 Dated: 5/5/15

JUAN C. PEREZ  
Director Transportation & Land Management Agency

APPROVED AS TO FORM:

 Dated: 5/26/15

GREGORY P. PRIAMOS  
County Counsel

APPROVAL BY THE BOARD OF SUPERVISORS

\_\_\_\_\_ Dated: \_\_\_\_\_

\_\_\_\_\_  
PRINTED NAME  
Chairman, Riverside County Board of Supervisors

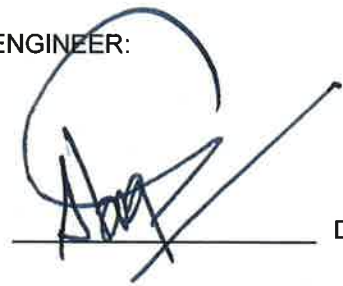
ATTEST:

\_\_\_\_\_ Dated: \_\_\_\_\_

KECIA HARPER-IHEM  
Clerk of the Board (SEAL)

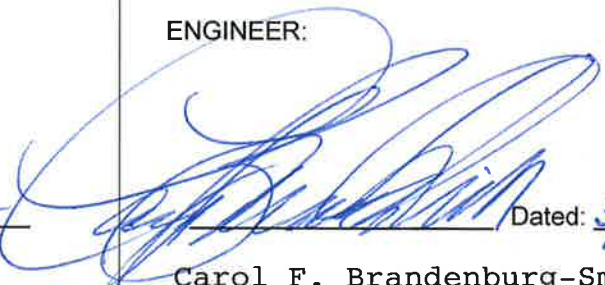
**ENGINEER Approvals**

ENGINEER:

 Dated: 3/27/15

\_\_\_\_\_  
PRINTED NAME **S. Tariq Hussain**  
**Vice President**  
**Program Manager**  
\_\_\_\_\_  
TITLE

ENGINEER:

 Dated: 3/30/2015

\_\_\_\_\_  
PRINTED NAME **Carol F. Brandenburg-Smith**  
**Assistant Secretary**  
\_\_\_\_\_  
TITLE  
URS Corporation

