

FORM APPROVED COUNTY COUNSEL 6/2/15
 BY: GREGORY P. PRIAMOS DATE

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

307A



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 RBF Consulting for One Year. All Districts; [\$400,000]; 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 RBF Consulting for one year; and
2. Authorize the Chairman of the Board to execute the same.

BACKGROUND:

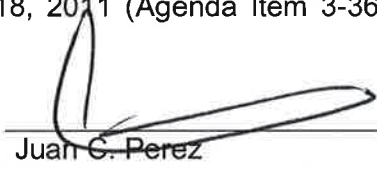
Summary

The Board of Supervisors approved and executed an agreement between the County of Riverside (County) and RBF Consulting on October 18, 2011 (Agenda Item 3-36), to provide National

Departmental Concurrence


 Patricia Romo

Assistant Director of Transportation

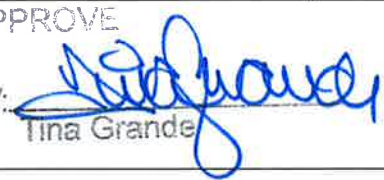

 Juan C. Perez

Director of Transportation and Land Management

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost:	POLICY/CONSENT (Per Exec. Office)
COST	\$ 50,000	\$ 50,000	\$ 400,000	\$ 0	Consent <input type="checkbox"/> Policy <input checked="" type="checkbox"/>
NET COUNTY COST	\$ 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 Grande

County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

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

Prev. Agn. Ref.: 10/18/11, Item 3-36
 06/17/14, Item 3-72 | **District:** All | **Agenda Number:**

3-67

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 RBF Consulting for One Year. All Districts; [\$400,000]; Various Fund Sources 100%

DATE: May 28, 2015

PAGE: 2 of 3

BACKGROUND:

Summary (continued)

Pollutant Discharge Elimination System (NPDES) engineering services. The agreement provided for services on an "as-needed" basis for a period of three years and allowed for two separate one-year extensions to extend the term of the contract. Amendment No. 1 to Agreement 11-08-011 was approved on June 17, 2014 (Agenda Item 3-72), and extended the term of the contract through June 30, 2015, with an annual not to exceed budget of \$50,000. Services conducted included, but were not limited to, preparation and review of Transportation Project Water Quality Management Plans (WQMPs), technical engineering guidance, and report preparation associated with the newly adopted Industrial General Permit and affected Transportation Department facilities and activities and assistance with the preparation of NPDES Focused Training Modules.

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 to twelve months, the next five-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 the County.

The attached Amendment No. 2 to Agreement 11-08-011 exercises the option to extend the term of the contract through fiscal year 2015/2016, the second and final of the two optional one-year extensions. The continued services of RBF Consulting are needed to provide technical expertise and additional labor resources to support the ongoing and expanding compliance requirements related to NPDES permits and other water quality regulations.

During fiscal year 2015/2016, the services provided will be performed on an on-call basis, with a not to exceed total cost of \$50,000 through specific work assignments. RBF Consulting will provide technical support, as outlined in Agreement 11-08-011. The Agreement History is as follows:

Agreement 11-08-011	FY 11/12	\$100,000
	FY 12/13	\$100,000
	FY 13/14	\$100,000
Amendment No. 1	FY 14/15	\$ 50,000
Amendment No. 2	FY 15/16	\$ 50,000
5-Year Total		\$400,000

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FORM 11: Approval of Amendment No. 2 for Engineering On-Call Services between the County of Riverside Transportation Department and RBF Consulting for One Year. All Districts; [\$400,000]; Various Fund Sources 100%

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PAGE: 3 of 3

Impact on Residents and Businesses

Compliance with the federal Clean Water Act and the NPDES storm water permits will 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.

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.

Contract History and Price Reasonableness

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

Amendment No. 2 will conclude the existing contract with RBF Consulting.

AMENDMENT NO. 2 TO AGREEMENT

for Engineering On-call Services

between County of Riverside – Transportation Department

and RBF Consulting

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 RBF Consulting (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 and RBF Consulting" that was approved by the Board of Supervisors on October 18, 2011 (M.O. 3-36) (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 previously extended by approval of the Board of Supervisors on June 17, 2014 (M.O. 3-72).
- C. 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 of \$100,000 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 \$50,000 upon execution of this Amendment.

1 3. Except to the extent specifically modified or amended hereunder, all of the terms, covenants and conditions of
2 the Agreement shall remain in full force and effect between the parties hereto.

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

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6 [REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]
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1 **APPROVALS**


2 **COUNTY** Approvals

3 RECOMMENDED FOR APPROVAL:

4
5  Dated: 5/22/15

6
7 JUAN C. PEREZ
8 Director Transportation & Land Management Agency

9
10 APPROVED AS TO FORM:

11
12
13  Dated: 5/20/15

14 Deputy
15 Gregory R. Priamos
16 County Counsel

17 APPROVAL BY THE BOARD OF SUPERVISORS

18
19
20 _____ Dated: _____

21 PRINTED NAME
22 Chairman, Riverside County Board of Supervisors

23
24 ATTEST:

25
26
27 _____ Dated: _____

28 KECIA HARPER-IHEM
29 Clerk of the Board (SEAL)

ENGINEER Approvals

ENGINEER:

 Dated: 5/5/15

JAMES A. SINNEMA
PRINTED NAME

VICE PRESIDENT
TITLE

ENGINEER:

_____ Dated: _____

PRINTED NAME

TITLE