

FORM APPROVED COUNTY COUNSEL
BY: *[Signature]* 11/25/15
DATE: _____
GREGORY P. PRIAMOS

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

910B



FROM: General Manager-Chief Engineer

SUBMITTAL DATE:
December 8, 2015

SUBJECT: Ratify and Approve Amendment No. 2 to Consulting Services Agreement between District and CValdo Corporation; On-call Engineering Services Support and Ancillary Professional Services; [\$0]; District Funds 100%

RECOMMENDED MOTION: That the Board of Supervisors:

1. Ratify and Approve Amendment No. 2 to the multi-year Consulting Services Agreement between the District CValdo Corporation; and
2. Authorize the Chairman to execute Amendment No. 2 on behalf of the District.

BACKGROUND:

Summary

On August 16, 2011 (Agenda Item No. 11.15), the Board of Supervisors approved an On-call Consulting Services Agreement between the District and CValdo Corporation. On August 5, 2014 (Agenda Item No. 11.4), the Board of Supervisors approved Amendment No. 1 to the Agreement.

Continued on Page 2

JJR:bad
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[Signature]
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	\$ 0	\$ N/A	\$ 0	\$ N/A	Consent <input type="checkbox"/> Policy <input type="checkbox"/>
NET DISTRICT COST	\$ 0	\$ N/A	\$ 0	\$ N/A	
SOURCE OF FUNDS: 25110-25170 947400-947520 525440 Zone 1 through Zone 7 Funds, Professional Services				Budget Adjustment: No	
				For Fiscal Year: 15/16	

C.E.O. RECOMMENDATION:

APPROVE

BY: *[Signature]*
Steven C. Horn

County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

FISCAL PROCEDURES APPROVED
JEANINE J. REY, FINANCE DIRECTOR
BY: *[Signature]* 11/25/15
JEANINE J. REY

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

Prev. Agn. Ref.: 11.4 of 08/05/14 | District: All | Agenda Number:

11-5

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

FORM 11: Ratify and Approve Amendment No. 2 to Consulting Services Agreement between District and CValdo Corporation; On-call Engineering Services Support and Ancillary Professional Services; [\$0]; District Funds 100%

DATE: December 8, 2015

PAGE: Page 2 of 2

BACKGROUND:

Summary (continued)

The initial on-call services contract stipulated the total amount paid was not to exceed two hundred fifty thousand dollars (\$250,000) in any given fiscal year; however, additional services were necessary to accommodate increased demand for engineering support services without causing delay for the FY 2014-15 time period. Amendment No. 2 raises the paid not to exceed maximum to three hundred ninety thousand dollars (\$390,000) for the single FY 2014-15, an increase of one hundred forty thousand dollars (\$140,000), without increasing the overall not to exceed paid contract sum of one million dollars (\$1,000,000) for the entire term of the Agreement.

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

Impact on Residents and Businesses

Amendment No. 2 has no impact upon existing residents or business.

SUPPLEMENTAL:

Additional Fiscal Information

Sufficient funding is available in the District's budget for Fiscal Year 2015-16. Amounts invoiced in excess of \$250,000 in Fiscal Year 2014-15 were accrued to the same fiscal year; therefore, yielding no expense to the current Fiscal Year 2015-16 in which the invoices will be paid.

5244820 25110 947400 through 5244820 25170 947520 Zones 1 through 7 Engineering Services
5244820 40670 947160 Encroachment Permits Engineering Services
5244820 40660 947140 Subdivision Operations Engineering Services
5244820 15000 947180 Special Accounting Engineering Services

ATTACHMENTS:

1. Amendment No. 2 to Cooperative Agreement

AMENDMENT NO. 2 TO
CONSULTING SERVICES AGREEMENT

The Riverside County Flood Control and Water Conservation District, hereinafter called "DISTRICT", and CValdo Corporation, a California corporation, hereinafter called "CONSULTANT", previously entered into that certain Consulting Services Agreement, hereinafter called "AGREEMENT", dated August 16, 2011 to provide on-call engineering services support and ancillary professional services in accordance with applicable federal, state, and local laws and regulations as requested by DISTRICT; and

DISTRICT and CONSULTANT previously entered into Amendment No. 1 ("AMENDMENT No. 1") on August 5, 2014; and

DISTRICT desires to increase the not to exceed amount of two hundred fifty thousand dollars (\$250,000) for the single fiscal year 2014-15 under said AGREEMENT to three hundred ninety thousand dollars (\$390,000).

NOW, THEREFORE, DISTRICT and CONSULTANT mutually agree to amend AGREEMENT as follows, effective December 8, 2015:

1. Section 5 is amended to read:

5. COMPENSATION

"CONSULTANT shall receive compensation for all services satisfactorily performed under this Agreement in accordance with the terms of the approved Task Order(s). The total amount to be paid to CONSULTANT for the performance of all Task Orders approved pursuant to this Agreement shall not exceed two hundred fifty thousand dollars (\$250,000) in any given fiscal year 2011-12, 2012-13 and 2013-14; shall not exceed three hundred ninety thousand dollars (\$390,000) in any single fiscal year 2014-15; and shall not exceed the sum of one million dollars

1 (\$1,000,000) for the entire term of this Agreement and any
2 amendments thereafter."

- 3 2. Except to the extent specifically added to, modified or amended
4 herein, all of the terms, covenants and conditions of said
5 AGREEMENT, dated August 16, 2011, shall remain in full force and
6 effect between the parties hereto.

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

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3 _____
(to be filled in by Clerk of the Board)

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5 RECOMMENDED FOR APPROVAL:

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

6
7
8 By: 
9 WARREN D. WILLIAMS
General Manager-Chief Engineer


By: _____
MARION ASHLEY, Chairman
Riverside County Flood Control and Water
Conservation District Board of Supervisors

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12 APPROVED AS TO FORM:

ATTEST:

13 GREGORY PRIAMOS
14 County Counsel

KECIA HARPER-IHEM
Clerk of the Board

15
16 By:  11/25/15
17 MARSHA L. VICTOR
Principal Deputy County Counsel

By: _____
Deputy

18 (SEAL)

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26 Amendment No. 1 to Consulting Services Agreement FY 2011-15
27 w/ CValdo Corporation
11/24/15
28 JR:bad

CVALDO CORPORATION

By: 
MICHAEL CAIRNS
Principal/CFO

Amendment No. 1 to Consulting Services Agreement FY 2011-15
w/ CValdo Corporation
11/24/15
JR:bad