

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

308 B



FROM: General Manager-Chief Engineer

SUBMITTAL DATE:

October 5, 2010

SUBJECT: West Cathedral Canyon Channel
Project No. 6-0-00011
Professional Services Agreement – Amendment No. 3

RECOMMENDED MOTION:

1. Approve Amendment No. 3 to the Agreement between the District and HDR Engineering, Inc. (Consultant); and
2. Authorize the Chairman to execute Amendment No. 3 on behalf of the District;

BACKGROUND:

On October 16, 2007 the Board of Supervisors approved a Professional Services Agreement (Item 11.6) which set forth the terms and conditions by which Consultant would perform engineering analysis to determine levee criteria for West Cathedral Canyon Channel. On November 18, 2008, Amendment No. 1 was executed to provide an extension for the time of performance through June 30, 2009 (Item 11.4).

Continued on Page 2

KEC:bj

Steve Thomas

FOR **WARREN D. WILLIAMS**
General Manager-Chief Engineer

FINANCIAL DATA	F.Y. 10-11 District Cost:	\$39,748	In FY 10-11 Budget:	Yes
	Current F.Y. County Cost:	N/A	Budget Adjustment:	No
	Annual Net District Cost:	N/A	For Fiscal Year:	FY 10-11

SOURCE OF FUNDS: 25160 947500 525440 - Professional Services	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION:

APPROVE

BY: *Alex Gann*
Alex Gann

County Executive Office Signature

MINUTES OF THE FLOOD CONTROL AND WATER CONSERVATION DISTRICT

On motion of Supervisor Ashley, seconded by Supervisor Stone and duly carried, IT WAS ORDERED that the above matter is approved as recommended.

Ayes: Buster, Stone, Benoit and Ashley
Nays: None
Absent: Tavaglione
Date: October 5, 2010
xc: Flood

Kecia Harper-Ihem
Clerk of the Board
By: *Kecia Harper-Ihem*
Deputy

Prev. Agn. Ref.:

District: 4th

Agenda Number:

11.8

ATTACHMENTS FILED WITH THE CLERK OF THE BOARD

FISCAL PROCEDURES APPROVED
FORM APPROVED COUNTY COUNSEL
M. CHAND, FINANCE DIRECTOR
DATE: 10/5/10
NEAL R. KIHNS
BY: *Neal R. Kihns*
POLICY: POLICY:
DEPT RECOMM.: PER EXEC. OFF.:

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

SUBJECT: West Cathedral Canyon Channel
Project No. 6-0-00011
Professional Services Agreement – Amendment No. 3

SUBMITTAL DATE: October 5, 2010

BACKGROUND (CONTINUED)

On June 30, 2009 Amendment No. 2 (item 11.6) was approved to extend the time for performance of the contract through June 30, 2010.

Levee Certification Reports have been submitted to the United States Department of Homeland Security-FEMA Region IX, however we have not received any response or review comments to date. Amendment No. 3 provides an extension of the Agreement through June 30, 2011 to allow Consultant to address any comments and complete any additionally requested work as a result of FEMA's review.

County Counsel has approved the amendment as to form.

FINANCIAL INFORMATION:

Sufficient funds are included in District's Budget for FY 2010-2011.

KEC:blj

PROFESSIONAL SERVICES AGREEMENT

West Cathedral Canyon Channel Levee
Project No. 6-0-00011
AMENDMENT NO. 3

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The RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT, hereinafter called "DISTRICT" and HDR ENGINEERING, INC., hereinafter called "CONSULTANT", previously entered into that certain Agreement, dated October 16, 2007, for the project described as the West Cathedral Canyon Channel Levee, hereinafter called "AGREEMENT"; and

On November 18, 2008 DISTRICT and CONSULTANT entered into Amendment No. 1 to extend the time for performance of AGREEMENT to June 30, 2009.

On June 30, 2009 DISTRICT and CONSULTANT entered into Amendment No. 2 to extend the time for performance of AGREEMENT to June 30, 2010.

Based upon FEMA's pending review of the Levee Certification Reports prepared by CONSULTANT, DISTRICT desires to further extend the time for performance of AGREEMENT in order for CONSULTANT to provide to FEMA any clarification and to address any comments contained in the review.

NOW, THEREFORE, AGREEMENT is hereby amended as follows, effective, July 1, 2010:

Paragraph 3 of AGREEMENT is changed to read:

- 3. TIME FOR PERFORMANCE - CONSULTANT shall continue performance of services and shall diligently perform the tasks to full completion by June 30, 2011.

1 Except to the extent specifically added to, modified or amended hereunder, all of the
2 terms, covenants and conditions of said AGREEMENT dated October 16, 2007 remain in full
3 force and effect between the parties hereto.

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IN WITNESS WHEREOF, the parties hereto have executed this Agreement on

OCT 05 2010

(to be filled in by Clerk of the Board)

RECOMMENDED FOR APPROVAL: RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT

By Steve Thomas
WARREN D. WILLIAMS
General Manager-Chief Engineer

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

APPROVED AS TO FORM:

ATTEST:

PAMELA J. WALLS
County Counsel

KECIA HARPER-IHEM
Clerk of the Board

By Neal Kipnis
NEAL KIPNIS
Deputy County Counsel

By Kecia Harper-Ihem
Deputy

(SEAL)

Professional Services Agreement – HDR Engineering, Inc. - Amendment No. 3
KEC:blj
7/20/10

HDR ENGINEERING, INC.

By Richard R. Coles
Responsible Officer

RICHARD R. COLES
Printed Name

VICE PRES
Title

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Professional Services Agreement – HDR Engineering, Inc. - Amendment No. 3
KEC:blj
7/20/10