

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

969



FROM: Waste Management Department

SUBMITTAL DATE:  
November 30, 2010

SUBJECT: Contract Award for Excavation and Removal of Material from the Badlands Sanitary Landfill

RECOMMENDED MOTION: That the Board:

1. Accept the bid submitted by Road Builders, Inc (Contractor) in the amount of \$1,125 credit to the Waste Management Department (Department) for the Excavation and Removal of Material from the Badlands Sanitary Landfill; and
2. Authorize the Chairman to execute the Agreement on behalf of the Department.

**BACKGROUND:** On May 4, 2010, the Department received approval from the Board of Supervisors to advertise for bids regarding the Excavation and Removal of Material from the Badlands Landfill. As none of the bids submitted to the Department were economically feasible, all bids were rejected accordingly. Renewed interest in the material from local construction projects caused the Department to re-advertise for bids. (continued)

Hans W. Kernkamp, General Manager-Chief Engineer

FINANCIAL DATA	Current F.Y. Total Cost:	\$ 0	In Current Year Budget:	YES
	Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	NO
	Annual Net County Cost:	\$ 0	For Fiscal Year:	2010/11

SOURCE OF FUNDS: Waste Management Enterprise Fund	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

County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

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

Ayes: Buster, Tavaglione, Stone, Benoit and Ashley  
Nays: None  
Absent: None  
Date: December 14, 2010  
xc: Waste

Kecia Harper-Ihem  
Clerk of the Board

By:   
Deputy

Prev. Agn. Ref.: 5/4/10 (12.3),  
10/19/10 (12.1)

District: 5

Agenda Number:

ATTACHMENTS FILED  
WITH THE CLERK OF THE BOARD

12.1

F11 – Contract Award for Excavation and Removal of Material from the Badlands Sanitary Landfill  
November 30, 2010  
Page 2

The Department received approval from the Board of Supervisors to re-advertise for bids for the Excavation and Removal of Material from the Badlands Sanitary Landfill on October 19, 2010. One (1) bid was received on November 16, 2010, at a total credit of \$1,125 from the Contractor to the Department for the removal of 75,000 cubic yards of native soil from the Badlands Sanitary Landfill. The unit cost per cubic yard is \$0.015. As stated in the Contract Documents, the contractor is allowed to excavate and remove up to 185,000 cubic yards. If the Contractor requires any additional material up to the maximum of 185,000 cubic yards, they will be allowed to obtain the material and will credit the Department the unit cost of \$0.015 per cubic yard for a possible total credit of \$2,775.00 to the Department. The award of this contract will result in expediting the completion of the C4P3 liner expansion project and eliminate costly double-handling of material onsite.

California Environmental Quality Act (CEQA)

The Badlands Landfill liner expansion project was considered under Environmental Assessment (EA) No. 37161, for which a Mitigated Negative Declaration and Mitigation Monitoring Program was approved by the Riverside County Board of Supervisors in 1998. The Project will not exceed the daily maximum truck loads as assessed in the EA.

The Department believes the Contractor has the experience and resources necessary to perform the project and recommends an award of contract to the sole bid submitted by Road Builders, Inc.

AMC:BH:bh

PD# 95782-v1

## AGREEMENT

THIS AGREEMENT is made as of December 14, 2010 and is between the COUNTY OF RIVERSIDE (County) and Road Builders, Inc (Contractor).

### IT IS AGREED BY THE PARTIES AS FOLLOWS:

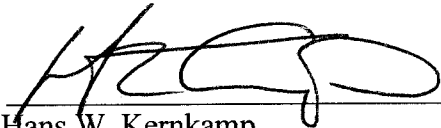
1. The Work. Contractor shall furnish all tools, equipment, apparatus, facilities, labor and material necessary to perform the work for the project, Excavation and Removal of Material from the Badlands Landfill in exact conformity with the Contract Documents, subject to such inspection as County deems appropriate.
2. Contract Documents. The Contract Documents for the project are:
  - (a) Notice to Contractors
  - (b) Instructions To Bidders
  - (c) Contractor's Proposal
  - (d) Agreement
  - (e) Bid Bond
  - (f) Performance Bond
  - (g) Payment Bond
  - (h) General Provisions
  - (i) Special Provisions
  - (j) Appendix A – Project Drawings
  - (k) Any other documents included in or incorporated into the Contract Documents or in the County's bid package;
  - (l) Addenda Nos. 1

Each of the above-mentioned documents presently in existence are by this reference incorporated into this Agreement and each of these documents not now in existence are incorporated herein as of the time of their issuance.

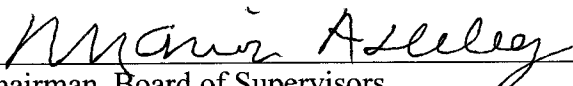
3. Contract Price/Payment. **Exhibit A** is attached to and incorporated into this Agreement and states the basis for full payment for this project. Contractor represents that it fully understands the payment method for the work.

//  
//  
//  
//


RIVERSIDE COUNTY WASTE  
MANAGEMENT DEPARTMENT  
14310 Frederick Street  
Moreno Valley, CA 92553

By:   
Hans W. Kernkamp  
General Manager - Chief Engineer

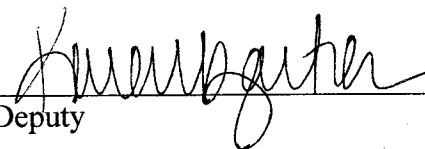
COUNTY OF RIVERSIDE

By:   
Chairman, Board of Supervisors  
MARION ASHLEY

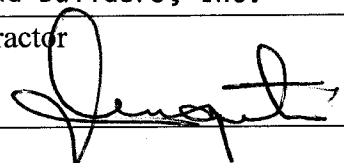
ATTEST:

FOR APPROVED COUNTY COUNSEL  
BY:  12/3/10  
NEAL R. KIPNIS DATE

By: \_\_\_\_\_  
Kecia Harper-Ihem, Clerk of the Board

By:   
Deputy  
(Seal)

Road Builders, Inc.  
Contractor

By: 

Name: Joseph W. Augustine, President

Title: \_\_\_\_\_  
(If corporation, attach corporate seal)

## **EXHIBIT A**

Contractor bids as follows for the Excavation and Removal of Material from the Badlands Sanitary Landfill located in Moreno Valley, Riverside County, California:

**To excavate and remove the material from the landfill site, and accomplish all of the other work stated in the Contract Documents. Contractor agrees to remove the following amount of material: 75,000 cubic yards:**

**Payment to the County by the Contractor in the amount of:**

**Unit: \$ .015 per cubic yard**

**Total Dollar Credit: \$ 1,125.00**

The Contractor must excavate and remove a minimum of 75,000 cubic yards. Prices must include all applicable taxes and any costs related in any way to completion of this project by the Contractor.

⑨ REMITTANCE ADDRESS  
 POST OFFICE BOX 12009  
 RIVERSIDE, CA 92502-2209  
 FAX (951) 368-9026

① BILLING PERIOD 12/30/10 - 12/30/10  
 ⑤ BILLING DATE 12/30/10  
 ③ TOTAL AMOUNT DUE 877.50  
 ② ADVERTISING/CLIENT NAME BOARD OF SUPERVISORS  
 FOR BILLING INFORMATION CALL (951) 368-9713  
 ④ PAGE NO 1  
 ③ UNAPPLIED AMOUNT ③  
 TERMS OF PAYMENT Due Upon Receipt

⑥ BILLED ACCOUNT NAME AND ADDRESS  
 BOARD OF SUPERVISORS  
 COUNTY OF RIVERSIDE  
 P.O. BOX 1147  
 RIVERSIDE CA 92502

⑥ BILLED ACCOUNT NUMBER 045202  
 REP NO LE04

Statement #: 56576152 Amount Paid \$ \_\_\_\_\_ Your Check # \_\_\_\_\_


**PLEASE DETACH AND RETURN UPPER PORTION WITH YOUR REMITTANCE**

⑩ DATE	⑪ REFERENCE	⑫ ⑬ ⑭ DESCRIPTION-OTHER COMMENTS/CHARGES	⑮ SAU SIZE ⑯ BILLED UNITS	⑰ RATE	⑱ GROSS AMOUNT	⑳ NET AMOUNT
12/30	4260228 CO	RESOLUTION NO. 2010-7 Class : 10 Ctext Ad# 10508975 Placed By : Cecilia Gil	675 L	1.30		877.50

*Parks*  
 13.1 of 12/14/10

RECEIVED RIVERSIDE COUNTY  
 CLERK / BOARD OF SUPERVISORS  
 2011 JAN 11 PM 12:34

② CURRENT NET AMOUNT DUE	② 30 DAYS	60 DAYS	OVER 90 DAYS	* UNAPPLIED AMOUNT	③ PLEASE PAY THIS AMOUNT
					877.50

**THE PRESS-ENTERPRISE**   
 P.O. BOX 12009  
 RIVERSIDE, CA 92502-2209  
 TELEPHONE (951) 368-9711  
 (951) 368-9720 □ (951) 368-9713

**ADVERTISING  
 STATEMENT/INVOICE**

\* UNAPPLIED AMOUNTS ARE INCLUDED IN TOTAL AMOUNT DUE

② STATEMENT NUMBER	① BILLING PERIOD	⑥ BILLED ACCOUNT NUMBER	⑦ ADVERTISER/CLIENT NUMBER	⑧ ADVERTISER/CLIENT NAME
56576152	12/30/10 - 12/30/10	045202		BOARD OF SUPERVISORS

# THE PRESS-ENTERPRISE

3450 Fourteenth Street  
Riverside CA 92501-3878  
951-684-1200  
951-368-9018 FAX

**PROOF OF PUBLICATION  
(2010, 2015.5 C.C.P.)**

Press-Enterprise

PROOF OF PUBLICATION OF

Ad Desc.: Resolution No. 2010-7

I am a citizen of the United States. I am over the age of eighteen years and not a party to or interested in the above entitled matter. I am an authorized representative of THE PRESS-ENTERPRISE, a newspaper of general circulation, printed and published daily in the County of Riverside, and which newspaper has been adjudicated a newspaper of general circulation by the Superior Court of the County of Riverside, State of California, under date of April 25, 1952, Case Number 54446, under date of March 29, 1957, Case Number 65673 and under date of August 25, 1995, Case Number 267864; that the notice, of which the annexed is a printed copy, has been published in said newspaper in accordance with the instructions of the person(s) requesting publication, and not in any supplement thereof on the following dates, to wit:

12-30-10

I Certify (or declare) under penalty of perjury that the foregoing is true and correct.

Date: Dec. 30, 2010  
At: Riverside, California



BOARD OF SUPERVISORS  
P.O. BOX 1147  
COUNTY OF RIVERSIDE  
RIVERSIDE CA 92502

Ad #: 10508975

PO #:

Agency #: \_\_\_\_\_

Ad Copy:

**NOTICE OF PUBLIC HEARING BEFORE THE BOARD OF DIRECTORS OF THE COUNTY OF RIVERSIDE REGIONAL PARK & OPEN-SPACE DISTRICT**  
NOTICE IS HEREBY GIVEN that a public hearing at which all interested persons will be heard, will be held before the Board of Directors of the Riverside County Regional Park & Open-Space District, on the 1st Floor, County Administrative Center, Board of Supervisors Chambers, 4080 Lemon Street, Riverside, on Tuesday, January 11, 2011 at 1:30 p.m. to consider adoption of the following:

**Resolution No. 2010-7**

**NOTICE OF INTENTION TO CONVEY INTERESTS IN REAL PROPERTY TO THE CITY OF RIVERSIDE**

**IN THE INCORPORATED AREA OF RIVERSIDE, COUNTY OF RIVERSIDE, CALIFORNIA**

**FEE SIMPLE INTERESTS OF ASSESSOR PARCEL NUMBERS**

**187-210-007, 187-210-008 AND 187-220-028 BY GRANT DEED**

BE IT RESOLVED, DETERMINED AND ORDERED AND NOTICE IS HEREBY GIVEN by the Board of Directors of the Riverside County Regional Park & Open-Space District in regular session assembled on December 14, 2010, pursuant to Public Resources Code Section 5540.6, that it intends to convey on or after January 11, 2011, to the City of Riverside, fee simple interests in certain real property consisting of approximately forty (40) acres in the incorporated area of Riverside, County of Riverside, State of California, Assessor Parcel Numbers 187-210-007, 187-210-008 and 187-220-028, more commonly known as the Martha McLean/Anza Narrows Park, as more particularly described and shown on Exhibit "A", attached hereto and made a part hereof. The terms and conditions of the proposed conveyance are as follows: The Riverside County Regional Park and Open-Space District conveys the fee simple interests in real property as described above subject to the conditions that the City of Riverside (City) shall continue to use the interests in the real property for its current park purposes and not to convey the interests in the real property without the consent of a majority of the voters of the City at an election called and conducted by the council pursuant to Section 5540 of the Public Resources Code.

BE IT FURTHER RESOLVED AND DETERMINED that the Clerk of the Board of is directed to give notice hereof as provided in Section 6061 of the California Government Code.

**EXHIBIT "A"**

That portion of Lot 2 of Evans Rio Rancho as shown by map on file in Book 10, at Pages 52 through 54 inclusive, records of Riverside County, California, described as follows:

Beginning at the most westerly corner of said Lot 2;

Thence S. 78°15'00" E., along the northeasterly line of said Lot 2, 1,250.00 feet;

Thence S. 63°15'00" E., 750.00 feet;

Thences S. 28°34'30" E., 8054 feet;

Thences S. 45°08'07" W., 145.98 feet to the northwesterly corner of that certain parcel of land conveyed to the City of Riverside by deed recorded on July 8, 1960, as Instrument No. 60520;

Thence S. 04°13'45" W along the westerly line of said parcel conveyed to the City of Riverside, 465.35 feet, to the northerly line of Jurupa Avenue, 88.00 feet wide;

Thence N. 85°46'15" W. along said northerly line of Jurupa Avenue, 319.08 feet, to the southwestwesterly line of said Lot 2, 2,581.53 feet to the POINT OF BEGINNING.

Containing 37.774 acres more or less.

**EXHIBIT A**

**APN: 187-220-028**  
**Fee Simple**

That portion of Lot 2 of Evans Rio Rancho, in the City of Riverside, County of Riverside, State of California, as shown by map filed in Book 10, Pages 52 through 54, inclusive, of Maps, in the Office of the County Recorder of said County, more particularly described as follows:

**BEGINNING** at the southwest corner of the Parcel, as shown by map filed in Book 10, Page 51, of Maps, in the Office of the County Recorder, said parcel lying on the northerly line of Jurupa Avenue as shown on said Evans Rio Rancho;

Thence North 85°46'15" West along said northerly line of Jurupa Avenue, a distance of 319.08 feet;

Thence North 04°13'45" East, a distance of 465.35 feet to the southwestwesterly line of that certain parcel, described as Parcel No. 3, as conveyed by Santa Ana Water Development Company to the City of Riverside by deed recorded December 8, 1957, in Book 2188, Page 497, of Official Records of said County;

Thence South 35°08'21" East along said southwestwesterly line, a distance of 19.08 feet;

Thence South 67°53'41" East, continuing along said southwestwesterly line, a distance of 199.29 feet;

Thence North 85°46'15" East, continuing along said southwestwesterly line, a distance of 84.02 feet to the northwesterly corner of said Rio Rancho;

Thence South 21°14' West, along the westerly line of said Rio Rancho, a distance of 319.70 feet to the POINT OF BEGINNING.

**EXCEPTING THEREFROM** the southerly 11.00 feet

Containing 10.060 S.F., more or less.

**RESERVING** to the City of Riverside, a municipal corporation of the State of California, its successors and assigns, in, under, upon, over and along said parcel an easement and right-of-way for the construction, reconstruction, maintenance, operation, repair, replacement, replacement, relocation, removal and removal of ELECTRIC, ENERGY DISTRIBUTION, TELECOMMUNICATION, WATERING, SEWER and STORM DRAIN FACILITIES, together with all necessary appurtenances.

The resolution was prepared by me or under my direction in

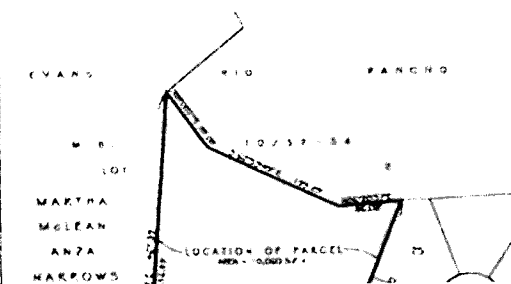
conformance with the requirements of the Local Government

Mark S. Brown, L.S. 5433

License Expires 7/20/2011



Mark S. Brown, County Surveyor, 187-220-028 (Exhibit A) Page 1





**ROLL CALL:**

Ayes:

Buster, Tavaglione, Stone, Benoit and  
Ashley

Nays:

None

Absent:

None

The foregoing is certified to be a true copy of a resolution duly adopted by said Board of Supervisors on December 14, 2010.

KECIA HARPER-IHEM, Clerk of said Board

By: Cecilia Gil, Board Assistant

Any person affected by the above matter(s) may submit written comments to the Clerk of the Board before the public hearing or may appear and be heard in support of or opposition to the project at the time of the hearing. If you challenge the above item(s) in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence, to the Board of Supervisors at, or prior to, the public hearing.

Please send all written correspondence to: Clerk of the Board, 4080 Lemon Street, 1st Floor, Post Office Box 1147, Riverside, CA 92502-1147

Dated: December 27, 2010 Kecia Harper-Ihem, Clerk of the Board

By: Cecilia Gil, Board Assistant





# *The Riverside County Record Newspaper*

Western Riverside County's Only Hometown Newspaper

*Since 1955*

Post Office Box 3187 • Riverside, California 92519

<sup>951</sup>685-6191 • FAX <sup>951</sup>685-2961

e-mail: recorddhh@aol.com

---

## INVOICE

---

December 29, 2010

Riverside County  
Clerk of the Board  
4080 Lemon Street, 1st Floor  
P.O. Box 1147  
Riverside, CA 92502- 1147

Legal Advertising

Notice of Public Hearing

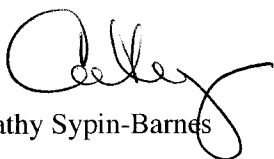
Your: Resolution No.2010-7  
Our #0980

41.50 column inches x \$8. 94 = \$371.01

Publish one (1) week: December 30, 2010

Amount Due: \$371.01

Thank You,

  
Cathy Sypin-Barnes

Parks  
13.1 of 12/14/10  
12/14/10

RECEIVED  
CLERK/507/10/01/10  
2011 JAN -3 PM 2:38

# Affidavit of Publication

(2015.5 C.C.P.)

## County of Riverside

## State of California

Catherine Sy-pin-Barnes, being first duly sworn, deposes and says: T all times hereinafter, mentioned that she was a citizen of the United S over the age of eighteen years, and a resident of said County, and v and during all said times the principal clerk of the printer and publis The Riverside County Record-News, a newspaper of general circ adjudicated by court decree, printed and published weekly in said C of Riverside, State of California, that said Riverside County Record is and was at all times herein mentioned, a newspaper of general circ as that term is defined in section 4460 of the Political Code, and, as pr by that section, is published for the dissemination of local and telep news and intelligence of a general character, having a bona fide subsc list of paying subscribers, and is not devoted to nor published for the i entertainment or instruction of a particular class, profession, trade, e race of denominations; that at all said time said newspaper has been lished, printed and published in said County and State at regular inter more than one year preceding the date of publication of the notice her mentioned; that said notice was set in type not smaller than nonpareil a preceded with words printed in black face type not smaller than n describing and expressing in general terms the purport and characte notice intended to be given; that the

### RIVERSIDE COUNTY RECORD NEWSPAPER

of which the annexed is a printed copy, published and printed in said newspaper in at least 1 weekly issues, as follows:

December 30, 2010

I certify (or declare) under penalty of perjury that the foregoing is true and correct.



Signature

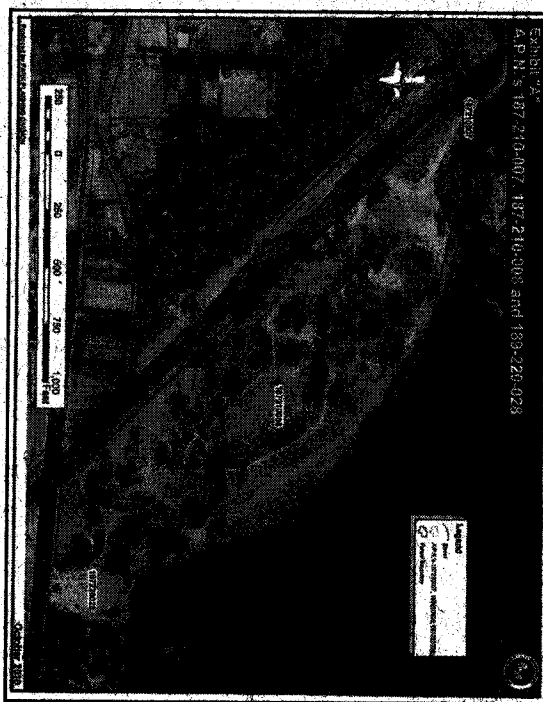
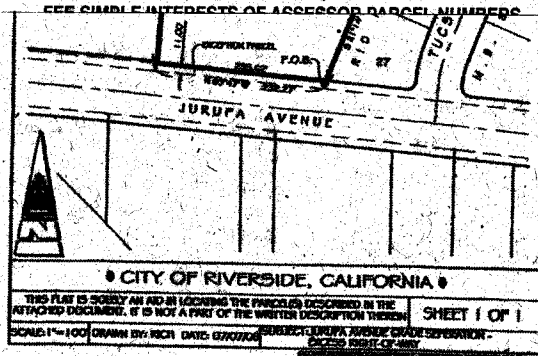
Dated: December 30, 2010  
at Riverside, California

#### NOTICE OF PUBLIC HEARING BEFORE THE BOARD OF DIRECTORS OF THE COUNTY OF RIVERSIDE REGIONAL PARK & OPEN-SPACE DISTRICT

NOTICE IS HEREBY GIVEN that a public hearing at which all interested persons will be heard, will be held before the Board of Directors of the Riverside County Regional Park & Open-Space District, on the 1st Floor, County Administrative Center, Board of Supervisors Chambers, 4080 Lemoh Street, Riverside, on Tuesday, January 11, 2011 at 1:30 p.m. to consider adoption of the following:

#### Resolution No. 2010-7

NOTICE OF INTENTION TO CONVEY INTERESTS IN REAL PROPERTY  
TO THE CITY OF RIVERSIDE  
IN THE INCORPORATED AREA OF RIVERSIDE,  
COUNTY OF RIVERSIDE, CALIFORNIA



#### ROLL CALL:

Ayes: Buster, Tavaglione, Stone, Benoit and Ashley  
Nays: None  
Absent: None

The foregoing is certified to be a true copy of a resolution duly adopted by said Board of Supervisors on December 14, 2010.

KECIA HARPER-IHEM, Clerk of said Board  
By: Cecilia Gil, Board Assistant

Any person affected by the above matter(s) may submit written comments to the Clerk of the Board before the public hearing or may appear and be heard in support of or opposition to the project at the time of the hearing. If you challenge the above item(s) in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence, to the Board of Supervisors at, or prior to, the public hearing.

Please send all written correspondence to: Clerk of the Board, 4080 Lemoh Street, 1st Floor, Post Office Box 1147, Riverside, CA 92502-1147  
Dated: December 27, 2010 Kacia Harper-Ihem, Clerk of the Board  
By: Cecilia Gil, Board Assistant

Published: December 30, 2010

HCPC080