

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

906B



**FROM:** General Manager-Chief Engineer

**SUBMITTAL DATE:**  
May 19, 2015

**SUBJECT:** Approval of Amendment No. 2 to Consulting Services Agreement between District and Pacific Advanced Civil Engineering (PACE) for the preparation of the West Desert Hot Springs MDP, Project No. 6-0-00831; [\$278,000] 100% District Funds; Districts 4 and 5

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

1. Approve Amendment No. 2 to the multi-year Consulting Services Agreement between the District and Pacific Advanced Civil Engineering (PACE); and
2. Authorize the Chairman to execute the Amendment No. 2 documents on behalf of the District; and
3. Authorize the General Manager-Chief Engineer to extend time for performance for an additional year, if necessary.

**BACKGROUND:**

Summary

On September 11, 2012 (Agenda Item No. 11.6), the Board of Supervisors approved Amendment No. 1 between the District and Consultant to increase the contract amount to allow for additional time and scope of work for the preparation of District's West Desert Hot Springs Master Drainage Plan (MDP) project.

Continued on Page 2

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**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	\$ 100,000	\$ 178,000	\$ 278,000	\$ N/A	Consent <input type="checkbox"/> Policy <input type="checkbox"/>
NET DISTRICT COST	\$ 100,000	\$ 178,000	\$ 278,000	\$ N/A	

**SOURCE OF FUNDS:** 525440 25160 947500  
Zone 6 – Professional Services

**Budget Adjustment:** FY 14/15 No  
**For Fiscal Year:** 14/15 & 15/16

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

**APPROVE**  
  
**BY: Steven C. Horn**

**County Executive Office Signature**

**MINUTES OF THE FLOOD CONTROL AND WATER CONSERVATION DISTRICT**

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

**Ayes:** Jeffries, Washington, Benoit and Ashley  
**Nays:** None  
**Absent:** Tavaglione  
**Date:** May 19, 2015  
**xc:** Flood

Kecia Harper-Ihem  
Clerk of the Board  
By:   
Deputy

FORM APPROVED COUNTY COUNSEL 5/4/15  
 BY: GREGORY P. PRIAMOS DATE  
 FISCAL PROCEDURES APPROVED  
 JEANINE J. REY, FINANCE DIRECTOR  
 BY:   
 JEANINE J. REY

Departmental Concurrence

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

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

**FORM 11:** Approval of Amendment No. 2 to Consulting Services Agreement between District and Pacific Advanced Civil Engineering (PACE) for the preparation of the West Desert Hot Springs MDP Project No. 6-0-00831; [\$278,000] 100% District Funds; Districts 4 and 5

**DATE:** May 19, 2015

**PAGE:** Page 2 of 2

**BACKGROUND:**

**Summary (continued)**

Amendment No. 2 provides for an extension of time to June 30, 2016 to allow for the completion of the Program Environmental Impact Report (PEIR) for the District's West Desert Hot Springs Master Drainage Plan project.

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

**Impact on Residents and Businesses**

The engineering and environmental work for the preparation of the West Desert Hot Springs MDP is funded by ad-valorem property tax revenue and entails no new fees, taxes or bonded indebtedness to citizens and business.

**SUPPLEMENTAL:**

**Additional Fiscal Information**

Sufficient funding is available in the District's Zone 6 budget for Fiscal Year 2015-2016. Additional funds are included in the District's FY 2016-17 budget.

**Attachments:**

1. Amendment No. 2 to Cooperative Agreement

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**AMENDMENT NO. 2  
CONSULTING SERVICES AGREEMENT  
West Desert Hot Springs Master Drainage Plan  
Project No. 6-0-00831**

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The RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT ("DISTRICT") and PACIFIC ADVANCED CIVIL ENGINEERING, INC., ("CONSULTANT"), previously entered into a Consulting Services Agreement, ("AGREEMENT"), dated June 16, 2009, providing for CONSULTANT to perform engineering and environmental services for DISTRICT'S West Desert Hot Springs Master Drainage Plan project (Project No. 6-0-00831).

DISTRICT and CONSULTANT previously entered into Amendment No. 1 ("AMENDMENT No. 1") on September 11, 2012.

DISTRICT wishes to extend the term of AGREEMENT to allow CONSULTANT additional time to complete preparation of the Project's Environmental Impact Report (EIR).

DISTRICT and CONSULTANT mutually agree that, upon approval of this Amendment No. 2 by DISTRICT'S Board of Supervisors, the time for performance shall be extended for an additional year through June 30, 2016.

NOW, THEREFORE, the parties hereto mutually agree to amend AGREEMENT as follows, effective upon approval of this Amendment No. 2 by DISTRICT'S Board of Supervisors:

- 1. Section 3, Paragraph 3 of AGREEMENT is added to read:
- 3. Time for Performance

"CONSULTANT shall continue performance of its services pursuant to AGREEMENT and AMENDMENT No. 1 and shall diligently and responsibly pursue the performance of its services to completion by June 30, 2016."

MAY 19 2015 11-3

1       2.    Except to the extent specifically added to, modified or amended herein, all of the  
2 terms, covenants and conditions of said AGREEMENT dated June 16, 2009 and Amendment  
3 No. 1 dated September 11, 2012 shall remain in full force and effect between the parties hereto.

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1 IN WITNESS WHEREOF, the parties hereto have executed this Agreement on  
2 **MAY 19 2015**

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

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

7 By *Warren D. Williams*  
8 WARREN D. WILLIAMS  
9 General Manager-Chief Engineer

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

10  
11 APPROVED AS TO FORM:

ATTEST:

12 GREGORY P. PRIAMOS  
13 County Counsel

KECIA HARPER-IHEM  
Clerk of the Board

14  
15 By *Neal R. Kipnis*  
16 NEAL R. KIPNIS  
Deputy County Counsel

By *Kecia Harper-Ihem*  
Deputy

(SEAL)

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23 Consulting Services Agreement - Amendment No. 2  
24 West Desert Hot Springs Master Drainage Plan  
25 04/23/2015  
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**PACIFIC ADVANCED CIVIL  
ENGINEERING, INC.**

By *Bruce Phillips* 5/11/15

**BRUCE PHILLIPS  
Senior Vice-President**

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Consulting Services Agreement - Amendment No. 2  
West Desert Hot Springs Master Drainage Plan  
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