

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



ITEM  
3.37  
(ID # 2363)

**MEETING DATE:**

Tuesday, January 17, 2017


**FROM:** TLMA-TRANSPORTATION:

**SUBJECT:** TLMA- TRANSPORTATION: Approval of the Amendment No. 1 to Utility Agreement between the County of Riverside and the Southern California Gas Company for the Relocation of a Gas Distribution Pipeline located on Interstate 15 at Indian Truck Trail in the Temescal Canyon Area. 1st District; [\$192,539 - Total Cost]; Local Funds 100%

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

1. Approve Amendment No. 1 to the Utility Agreement between the County of Riverside (County) and the Southern California Gas Company (SCGC) for the relocation of gas distribution pipeline facilities, which were in conflict with the completed interchange improvement project at Interstate 15 and Indian Truck Trail in the Temescal Canyon area; and
2. Authorize the Chairman of the Board to execute Amendment No. 1 to the agreement on behalf of the County.

**ACTION:** Policy

  
Patricia Romo, Director of Transportation 12/14/2016

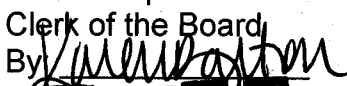
<b>FINANCIAL DATA</b>	<b>Current Fiscal Year:</b>	<b>Next Fiscal Year:</b>	<b>Total Cost:</b>	<b>Ongoing Cost</b>
<b>COST</b>	\$ 42,665	\$ 0	\$ 192,539	\$ 0
<b>NET COUNTY COST</b>	\$ 0	\$ 0	\$ 0	\$ 0
<b>SOURCE OF FUNDS:</b> Gas Tax/Highway User Transportation Act (HUTA) (100%). There are no General Funds used in this project.			<b>Budget Adjustment:</b> No	
			<b>For Fiscal Year:</b> 2016/2017	

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

**MINUTES OF THE BOARD OF SUPERVISORS**

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

Ayes: Jeffries, Tavaglione, Washington and Ashley  
Nays: None  
Absent: None  
Date: January 17, 2017  
xc: Transp.

Kecia Harper-Ihem  
Clerk of the Board  
By   
Deputy  
**3.37**

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

**BACKGROUND:**

**Summary**

Construction of the Interstate 15 (I-15) and Indian Truck Trail Improvement Project was awarded to All American Asphalt on September 27, 2011 (Agenda Item 3-31), by the Board of Supervisors and construction was completed in 2014 (March 18, 2014, Agenda Item 3-37).

By action of August 16, 2011 (Agenda Item 3.97), the Board of Supervisors authorized the execution of the Utility Agreement with the Southern California Gas Company (SCGC) for the relocation of natural gas pipeline facilities which were in conflict with the project improvements. The Utility Agreement provides for the funding of the relocation work for which the County is responsible, pursuant to the requirements of the Freeway Master Contract between SCGC and the State of California Department of Transportation (Caltrans), with which the County must comply. The work was constructed by a SCGC contractor in accordance with plans prepared by SCGC.

The compensation approved by the Board of Supervisors was based on estimates provided by SCGC. The terms of the agreement require that SCGC be compensated for actual costs regardless of the estimate. The original estimate of the County's cost was \$149,874.

Increased costs were incurred by SCGC during the course of the construction of the pipeline relocation, due to circumstances beyond the control of SCGC, including the discovery of unknown manmade materials, unanticipated trench excavation requirements, unanticipated encroachment permit requirements, and necessary increased scope of pipeline relocation work. The County's share of the cost increase is \$42,665.

The Transportation Department has been in discussion with SCGC, since receipt of the original final billing, in an effort to find consensus on an appropriate compensation amount for the work performed. The Transportation Department negotiated the cost increase down from \$85,329 to the amount of \$42,665 as a compromise that has been accepted by SCGC and is an appropriate County expense.

This Amendment No. 1 provides for the County to fund the relocations in accordance with the revised estimated cost of \$192,539.

Amendment No. 1 to the Agreement has been reviewed and approved by County Counsel.

Project No. B4-0501

County Counsel has approved the Amendment as to form.

**Impact on Residents and Businesses**

The Contract work was performed by SCGC. The work was coordinated with the Transportation Department's Encroachment Permit office and local businesses to minimize inconvenience to the public.

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

**SUPPLEMENTAL:**

**Additional Fiscal Information**

The increased costs, as described in this submittal, will be funded from Gas Tax / Highway User's Transportation Act (HUTA). Total payments to SCGC to-date total \$149,874. Anticipated costs in 2016/2017 total \$42,665. This cost increase is included in the Project Budget and a budget adjustment is not required.

**Contract History and Price Reasonableness**

The increased costs have been reviewed by the Transportation Department in consultation with SCGC and determined to be appropriate for the County to fund.

**ATTACHMENTS:**


Vicinity Map

SCGC Invoice No. 95001471

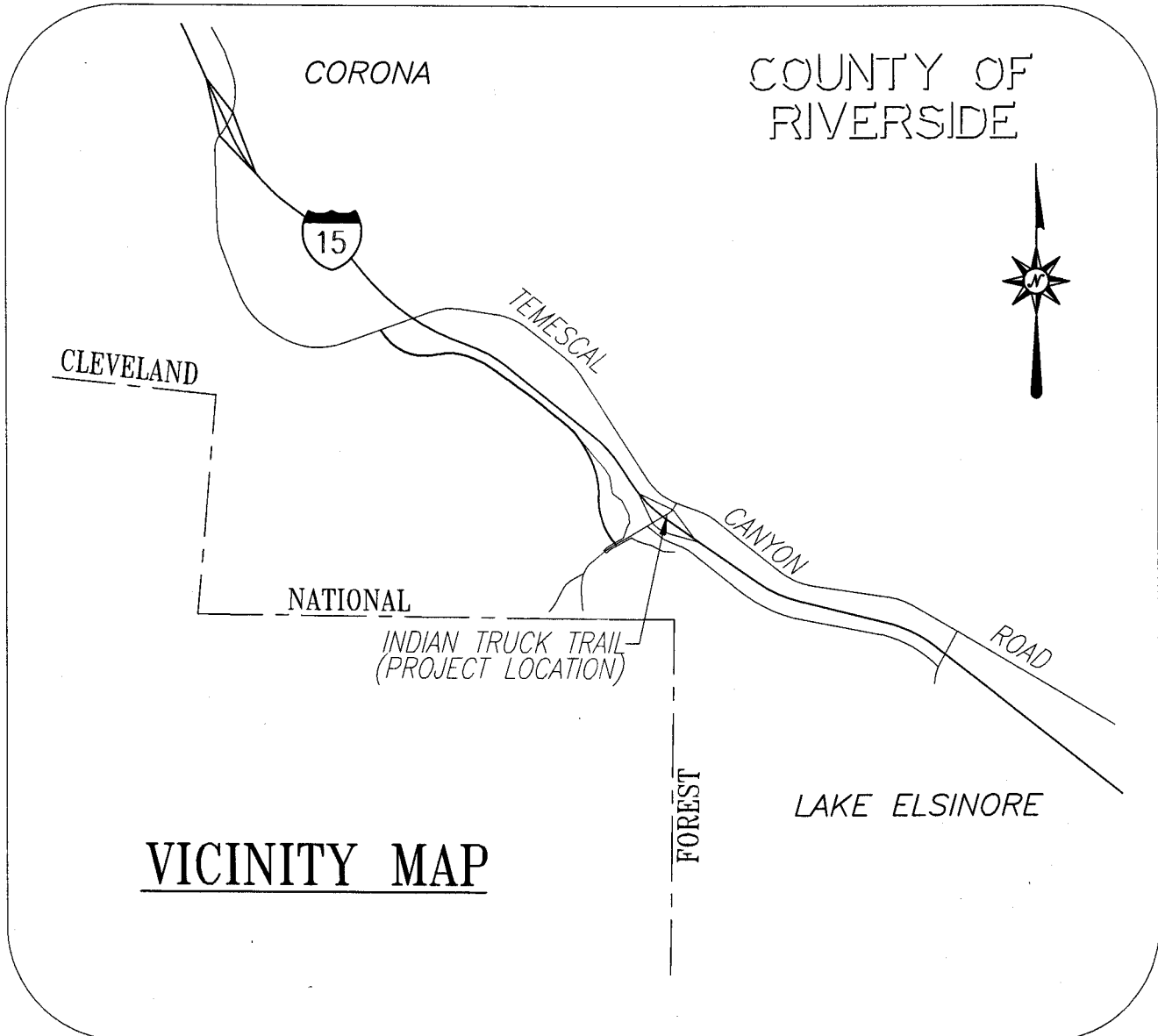
Amendment No. 1

  
Marsha Victor

12/20/2016

  
Tina Grande, Principal Management Analyst

1/10/2017



**SUNDRY BILLING INVOICE**

**PLEASE PAY THIS AMOUNT  
\$235,203.97**

400018265 96001471  
Account No. Invoice No.

Make checks payable to Southern California Gas Company

SOUTHERN CALIFORNIA GAS COMPANY FORM 6666 (10/89)

Description	Amount
WOA 80388- I-15/Indian Truck Trail	\$235,203.97

Final Bill

Agreement No. UA-08-UT-20609; Route No. 15; EA No.0E4501, Dated April 11, 2011.

WOA# 80388 -The undersigned, on behalf of Southern California Gas Company, hereby certifies that the billing is prepared in accordance with Agreement No. UA-08-UT-20609 with the State of California covering this job; that this Company is not obligated in any way to perform this at its own expense, and that payment therefore has not been received.

Pat Moersen, Financial Planning Manager

Location of basic records supporting charges in this bill is:  
Southern California Gas Company  
555 West Fifth Street  
Los Angeles, CA 90013-1011

Amount due	\$235,203.97
Per J.Garcia: Negotiated agreement balance	\$42,665.00



PLEASE RETURN THIS PORTION WHEN MAILING PAYMENT.
FAVOR DE REGRESAR ESTA PORCION AL ENVIAR POR CORREO.

**SUNDRY BILLING INVOICE**

Southern California Gas Company  
ML 711D, PO Box 2007  
Monterey Park, CA 91764-0957

**PLEASE PAY THIS AMOUNT - \$235,203.97** \$42,665.00  
Make checks payable to Southern California Gas Company

County of Riverside- Trans. Dept.  
Attn: Stan Dery  
3525 14th Street  
Riverside, CA 92501

Acct 400018265  
Inv 96001471  
Date 11/14/2016

08-Riv-15 KP48.6/49.3  
EA: OE4501  
Project Number B4-0501

**Amendment Number 1  
Utility Agreement No. 08-UT-20609  
Interstate 15 and Indian Truck Trail**

Whereas the County of Riverside, hereinafter called "County" and Southern California Gas Company, hereinafter called "Owner", have entered into that certain Utility Agreement no. 08-UT-20609, dated February 15, 2011 and executed August 16, 2011, which Agreement sets forth the terms and conditions pursuant to which Owner has relocated natural gas distribution pipeline facilities to accommodate County's construction on Interstate 15 at Indian Truck Trail, County project no. B4-0501; and,

Whereas, in the performance of said work, increased costs of \$42,665 over and above those estimated at the time of the execution of said Agreement were incurred due to circumstances beyond the control of Owner, including discovery of unknown manmade materials, deep trench installation, unanticipated Caltrans encroachment permit requirements, and necessary increased scope of work; and,

Whereas, it has been determined that, since final costs have overrun the amount shown in said Agreement by 28%, and when the increased cost exceeds by 25% the estimated amount set forth in said Agreement, said Agreement shall be amended to include the increased cost of the work to the County; and,

Whereas, the estimated cost to the County of the work to be performed under said Agreement was \$149,874.00, and by reason of the increased costs referred to above, the amended estimated cost to the County is \$192,539.00.

Now, therefore, it is agreed between the parties as follows:

1. The estimated cost to the County of \$149,874.00 as set forth in said Agreement is hereby amended to read \$192,539.00.
2. All other terms and conditions of said Agreement remain unchanged.

2017 JAN 17 11 05 AM

JAN 17 2017 3.37

**County of Riverside  
Amendment Number 1 to Utility Agreement  
Interstate 15 and Indian Truck Trail**

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IN WITNESS WHEREOF, the parties hereto have executed this Agreement  
Amendment as of the date indicated above.

COUNTY OF RIVERSIDE

By

  
JOHN TAVAGLIONE  
Chairman of the Board of Supervisors

Dated JAN 17 2017

ATTEST:


ATTEST:  
KEGIA HARPER-IHEM, Clerk

By

  
DEPUTY

APPROVED AS TO FORM:

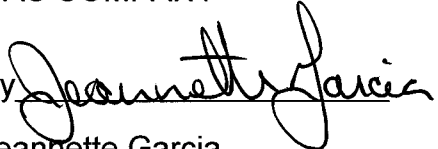
By

  
12/20/16

sd

SOUTHERN CALIFORNIA  
GAS COMPANY

By

  
Jeannette Garcia  
Region Planning Manager  
Southern California Gas Company

Dated November 18, 2016

ATTEST:

By

APPROVED AS TO FORM:

By