

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



ITEM  
12.1  
(ID # 3443)

**MEETING DATE:**

Tuesday, January 31, 2017

**FROM :** WASTE RESOURCES MANAGEMENT DISTRICT (WRMD):

**SUBJECT:** DEPARTMENT OF WASTE RESOURCES: Contract Award for the Construction of 2016 Site Maintenance and Improvements at the Badlands Sanitary Landfill, District 5 [\$589,522 – Department of Waste Resources Enterprise Funds]

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

1. Find that nothing further is required pursuant to the California Environmental Quality Act (CEQA), whereas on December 13, 2016, the Board of Supervisors determined that the Project was exempt from CEQA pursuant to the State CEQA Guidelines Section 15061(b)(3) (General Rule for Exemption), and categorically exempt from CEQA pursuant to Section 15301 Existing Facilities and Section 15304 Minor Alterations of Land; and
2. Accept the bid submitted by Road Builders, Inc., in the amount of \$589,521.71 for the Construction of 2016 Site Maintenance and Improvements at the Badlands Sanitary Landfill; and
3. Authorize the Chairman to execute the Agreement on behalf of the Department; and
4. Authorize the General Manager-Chief Engineer of the Department of Waste Resources to execute change orders to the contract as approved by County Counsel, in accordance with Article 3.5 of the Public Contract Code, and the limits set forth in Section 20142 therein.

**ACTION:** Policy

Hans Keenkamp, General Manager - Chief Engineer

1/18/2017

Gregory V. Priapros, Director County Counsel


1/20/2017

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**MINUTES OF THE BOARD OF SUPERVISORS**

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

Ayes: Jeffries, Washington and Ashley  
Nays: None  
Absent: Tavaglione  
Date: January 31, 2017  
xc: Waste

Keaja Harper-Ihem  
Clerk of the Board  
By   
Deputy

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

**BACKGROUND:**

**Summary**

On December 13, 2016, the Board approved the contract documents for the Construction of 2016 Site Improvements at the Badlands Landfill, and authorized the Department to advertise for bids. During the advertisement period, the Department issued one (1) Addendum. On January 5, 2017, a total of five (5) bids were received, with Road Builders, Inc. submitting the lowest responsible bid. After review of the bid results, Department staff has determined that Road Builders, Inc. has the necessary experience and capability to perform the work, and County Counsel has determined that the bid documents are in order. A summary of the bids received, along with the Contract Agreement between the County and Road Builders, Inc., and the required performance and payment bonds are attached herewith.

<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>	\$589,522	\$0	\$589,522	\$0
<b>NET COUNTY COST</b>	\$0	\$0	\$0	\$0
<b>SOURCE OF FUNDS:</b> Department of Waste Resources Enterprise Funds			<b>Budget Adjustment:</b>	No
			<b>For Fiscal Year:</b>	16/17

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

**California Environmental Quality Act (CEQA) Findings**

On December 13, 2016, the Board of Supervisors approved contract documents for the construction of site improvements at the Badlands Landfill. As such, a Notice of Exemption (NOE) was filed, identifying that the Project was exempt from CEQA pursuant to the State CEQA Guidelines Section 15061(b)(3) (General Rule for Exemption), and categorically exempt from CEQA pursuant to Section 15301 Existing Facilities and Section 15304 Minor Alterations of Land. The 35-day statute of limitations for review and comment has expired, with no comments or challenges to the NOE received. Since the proposed motion in this Form-11 simply involves the award of a contract to complete the work already assessed under the NOE, nothing further is required under CEQA.

**Impact on Residents and Businesses**

Completion of the project will improve drainage structures and enhance existing erosion control measures within existing public facilities.

**SUPPLEMENTAL:**

**Additional Fiscal Information**

Budget for this additional work will be provided from Fund 40200, Department ID – 4500100000.

**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,  
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**Contract History and Price Reasonableness**

This is a public works construction contract with a specified duration of 40 working days for completion. Due to the competitive bid process, and also based on recent similar projects, Department staff believes that the submitted bid amount is reasonable.

**ATTACHMENTS:**

**ATTACHMENT A. BID SUMMARY**

**ATTACHMENT B. CONTRACT AGREEMENT**

## AGREEMENT

THIS AGREEMENT is made as of January 31, 2017 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, The 2016 Site Maintenance and Improvements at 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 for 2016 Site Maintenance and Improvements at the Badlands Landfill;
  - (j) Appendix A - SCAQMD Form 403-N & Rule 403 Dust Control Requirement Tables 2 and 3.
  - (k) Appendix C - Landfill Site Rules
  - (l) Appendix D - SCAQMD Rule 1150 Excavation Permit Conditions
  - (m) Standard Specifications for Public Works Construction, (year) Edition, with Amendments;
  - (n) Any other documents included in or incorporated into the Contract Documents;
  - (o) Addendum No. 1;
  - (p) Orders, instructions, drawings and plans issued by County during the course of the work in accordance with the provisions of the Contract Documents.

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 to Contractor. Contractor represents that it fully understands the payment method for the work.

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

By: [Signature]  
Hans W. Kernkamp  
General Manager - Chief Engineer  
COUNTY OF RIVERSIDE

By: [Signature]  
Chairman, Board of Supervisors  
JOHN TAVAGLIONE

ATTEST:

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

By: [Signature]  
Deputy

(Seal)

ROAD BUILDERS, INC.  
Contractor

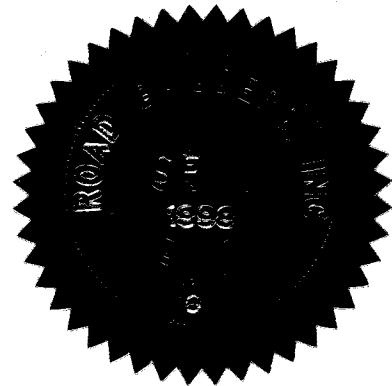
By: [Signature]

Name: JOSEPH AUGUSTINE

Title: PRESIDENT

(If corporation, attach corporate seal)

FOR APPROVED COUNTY COUNSEL  
BY: [Signature] 1/23/17  
NEAL R. KIPNIS DATE



**EXHIBIT A**

(To Agreement for the Riverside County Department of Waste Resources Project, **2016 Site Maintenance and Improvements at the Badlands Landfill**, located in Riverside County, California.)

It is understood that the quantities listed (except for those shown as "Final" or "Lump Sum (L.S.)") are but estimates only and final payment will be based on actual quantities whatever they may be, subject to such adjustments and alterations as elsewhere provided for in the Contract Documents.

<b>ITEM No.</b>	<b>ITEM OF WORK</b>	<b>UNIT</b>	<b>QUANTITY</b>	<b>UNIT COST</b>	<b>TOTAL COST</b>
1	<b>CONSTRUCTION SCHEDULE</b>	LS	1	\$2,500	\$2,500
2	<b>PREPARE AND IMPLEMENT NPDES AND SWPPP</b>	LS	1	\$2,500	\$2,500
3	<b>MOBILIZATION AND DEMOBILIZATION</b>	LS	1	\$50,000	\$50,000
4	<b>DEMOLITION</b>	LS	1	\$26,000	\$26,000
5	<b>EARTHWORK (PLACEMENT OF ENGINEERED FILL)</b>	CY	3775	\$6.00	\$22,650.00
6	<b>CONSTRUCT EARTHEN BERM</b>	LF	1300	\$2.00	\$2,600.00
7	<b>CONSTRUCT ROCK BERM</b>	LF	371	\$188.00	\$69,748.00
8	<b>CONSTRUCT A.C. ACCESS ROAD</b>	SF	520	\$11.00	\$5,720.00
9	<b>TYPE "D" AC DIKE</b>	LF	10	\$52.00	\$520.00
10	<b>CONSTRUCT CONCRETE DRAINAGE STRUCTURES</b>	SF	531	\$23.00	\$12,213.00
11	<b>FURNISH AND INSTALL GROUTED RIP RAP</b>	SF	860	\$17.50	\$15,050.00
12	<b>FURNISH AND INSTALL NON-GROUTED RIP RAP</b>	SF	675	\$10.50	\$7,087.50
13	<b>EXPAND 5" THICK CONCRETE PAD</b>	SF	2,264	\$6.00	\$13,684.00
14	<b>DAILY COVER USING SOURCE MATERIAL</b>	CY	4,486	\$11.00	\$49,346.00

	FROM EXISTING SEDIMENTATION BASINS				
15	GREENWASTE APPLICATION OVER SLOPES	SF	217,003	\$0.07	\$15,190.21
16	FURNISH AND INSTALL SILT FENCE	LF	1,745	\$9.00	\$15,705.00
17	RECONSTRUCT SOUTHWEST SEDIMENTATION BASIN SKIMMER COUPLING	LS	1	\$1,100.00	\$1,100.00
18	CONSTRUCT INFILTRATION TRENCHES	LS	1	\$32,891.00	\$32,891.00
19	EARTHWORK (REFUSE EXCAVATION AND DISPOSAL)	CY	670	\$16.00	\$10,720.00
20	PLACEMENT OF UNCONTROLLED FILL USING SOURCE MATERIAL FROM CANYON 6 STOCKPILE	CY	22,378	\$3.50	\$78,323.00
21	TIME AND MATERIALS	LS	1	\$35,000	\$35,000
<b>BASE BID ITEMS TOTAL COST:</b>				<b>\$ 468,447.71</b>	
<b>OPTIONAL ALTERNATIVE BID ITEMS</b>					
22	CONSTRUCT 12" THICK CLASS II BASE	SF	35,610	\$1.50	\$53,415.00
23	CONSTRUCT 12" THICK CLASS III BASE	SF	35,610	\$1.90	\$67,659.00
<b>OPTIONAL ALTERNATIVE BID ITEMS TOTAL COST:</b>				<b>\$121,074.00</b>	

**TOTAL BID/COST:                   \$ 589,521.71**

For Bid Item #18 Construct Infiltration Trenches, the Contractor declares the following schedule of values:

**BID ITEM #18 – CONSTRUCT INFILTRATION TRENCHES**

<b>SUB-ITEM OF WORK</b>	<b>UNIT</b>	<b>QUANTITY</b>	<b>UNIT COST</b>	<b>SUB-TOTAL COST</b>
<b>EXCAVATION AND FINAL GRADING</b>	<b>CY</b>	<b>801</b>	<b>\$17.00</b>	<b>\$13,617.00</b>
<b>FURNISH &amp; INSTALL ROCK LAYER (3" – 6" MAX. PARTICLE SIZE)</b>	<b>CY</b>	<b>801</b>	<b>\$8.00</b>	<b>\$6,408.00</b>
<b>FURNISH AND INSTALL 16 OZ./SY GEOTEXTILE LAYER</b>	<b>SF</b>	<b>2,702</b>	<b>\$1.00</b>	<b>\$2,702.00</b>
<b>CONSTRUCT 2' DIAMETER GRAVEL SHAFTS</b>	<b>LF</b>	<b>240</b>	<b>\$42.35</b>	<b>\$10,164.00</b>

**BID ITEM #18 TOTAL COST:       \$ 32,891.00**



## PERFORMANCE BOND

### Recitals:

1. Road Builders, Inc. (Contractor) has entered into an Agreement dated \_\_\_\_\_ with the COUNTY OF RIVERSIDE (County) for construction of the public work known as 2016 Site Maintenance and Improvements at the Badlands Landfill (Project).

2. Western Surety Company, a corporation (Surety), is the surety under this Bond.

Agreement: We, Contractor as principal, and Surety as surety, jointly and severally agree, state, and are bound unto County, as obligee, as follows:

1. The amount of the obligation of this Bond is 100% of the estimated contract price for the Project of \$ \_\_\_\_\_ and inures to the benefit of County.

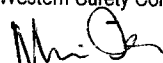
\*Five Hundred Eighty Nine Thousand Five Hundred Twenty One and 71/100 Dollars (\$589,521.71)

2. This Bond is exonerated by Contractor doing all things to be kept and performed by it in strict conformance with the Contract Documents for the Project, otherwise it remains in full force and effect for the recovery of loss, damage and expense of County resulting from failure of Contractor to so act. All of said Contract Documents are incorporated herein.

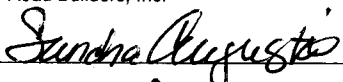
3. This obligation is binding on our successors and assigns.

4. For value received, Surety stipulates and agrees that no change, time extension, prepayment to Contractor, alteration or addition to the terms and requirements of the Contract Documents or the work to be performed thereunder shall affect its obligations hereunder and waives notice as to such matters, except the total contract price cannot be increased by more than 25% without approval of Surety. (If the total contract price is inadvertently increased by more than 25% without approval of Surety, this performance bond will remain in effect for that portion of the contract existent prior to the 25% exceedance).

THIS BOND is executed as of January 11, 2017.

Western Surety Company  
By: 

Title: Maria Guise, Attorney-in-Fact  
(Surety)

Road Builders, Inc.  
By: 

Title: Vice-President  
(Contractor)

NOTE: This Bond must be executed by both parties with corporate seal affixed. All signatures must be acknowledged by a notary (attach acknowledgments)

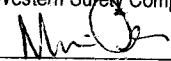
**PAYMENT BOND**

(Public Work - Civil Code, Section 3247 et seq.)


The makers of this Bond are Road Builders, Inc. as Principal and Contractor and Western Surety Company a corporation, authorized to issue surety bonds in California, as Surety, and this bond is issued in conjunction with that certain public works contract dated \_\_\_\_\_, between Principal and the COUNTY OF RIVERSIDE (County), a public entity, for \$ \_\_\_\_\_ \*, the total amount payable. THE AMOUNT OF THIS BOND IS 100 PERCENT OF SAID SUM. Said contract is for the public work generally consisting of Site Maintenance and Improvements at the Badlands Landfill. The beneficiaries of this Bond are as is stated in Section 3248 of the Civil Code and Sections 3248, 3249, 3250 and 3252 of said Code. Without notice, Surety consents to extension of time for performance, change in requirements, amount of compensation, or prepayment under said contract.

\* Five Hundred Eighty Nine Thousand Five Hundred Twenty One and 71/100 Dollars (\$589,521.71)

Dated: January 11, 2017

Western Surety Company  
By: 

Title: Maria Guise, Attorney-in-Fact  
(Surety)

Road Builders, Inc.  
By: 

Title: Vice President  
(Contractor)

NOTE: This Bond must be executed by both parties with corporate seal affixed. All signatures must be acknowledged by a notary (attach acknowledgments).

**CONSTRUCTION OF 2016 SITE MAINTENANCE AND IMPROVEMENTS AT THE BADLANDS LANDFILL BID  
SUMMARY**

<b>RANK</b>	<b>CONTRACTOR</b>	<b>BID AMOUNT (\$)</b>
1	Road Builders, Inc.	\$589,521.71
2	H&H General Contractors, Inc.	\$728,595.95
3	Wood Bros, Inc.	\$743,797.60
4	Vance Corporation	\$845,237.40
5	Sukut Construction	\$970,319.96