

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



ITEM
12.1
(ID # 4451)

MEETING DATE:

Tuesday, June 6, 2017

FROM : DEPARTMENT OF WASTE RESOURCES:

SUBJECT: DEPARTMENT OF WASTE RESOURCES: Contract Change Orders and Notice of Completion for the Construction of the Final Cover and Drainage System Project at the Mira Loma Landfill, District 2 [\$42,901 – Department of Waste Resources Enterprise Funds], Nothing Further Required under CEQA.

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 2, 2014, the Board of Supervisors awarded the contract to Vance Corporation (Vance) for the Construction of the Final Cover and Drainage System Project at the Mira Loma Landfill (Project), for which the Project was determined to be statutorily exempt from CEQA pursuant to State CEQA Guidelines section 15269 (Emergency Projects) and categorically exempt pursuant to sections 15301 (Existing Facilities), 15302 (Replacement or Reconstruction), and 15330 (Prevent/Stabilize the Release/Threat of Hazardous Substances), as well as exempt under State CEQA Guidelines Section 15061(b)(3) (General Rule for Exemption); and
2. Approve Contract Change Orders in the total amount of amount of \$42,901 to the Contract with Vance Corporation for the Construction of the Final Cover and Drainage System at the Mira Loma Landfill; and

ACTION: Policy, Change Order

Hans Kemkamp, General Manager - Chief Engineer

5/22/2017

MINUTES OF THE BOARD OF SUPERVISORS

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

Ayes: Jeffries, Tavaglione, Washington and Perez
Nays: None
Absent: Ashley
Date: June 6, 2017
xc: Waste, Recorder

Kecia Harper-Ihem
Clerk of the Board
By
Deputy

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RECOMMENDED MOTION: That the Board of Supervisors:

3. Authorize the General Manager-Chief Engineer to execute the Contract Change Orders on behalf of the County; and
4. Accept the Construction of the Final Cover and Drainage System at the Mira Loma Landfill by Vance Corporation (Vance) and authorize the Chairman to execute the attached Notice of Completion; and
5. Direct the County Clerk to file the executed Notice of Completion; and
6. Authorize release of retained funds in the amount of \$13,186, in accordance with contract terms.

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost
COST	\$ 42,901	\$ 0	\$ 42,901	\$ 0
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0
SOURCE OF FUNDS: Department of Waste Resources Enterprise Funds			Budget Adjustment:	No
			For Fiscal Year:	16/17

C.E.O. RECOMMENDATION: APPROVE

BACKGROUND:

Summary

The Mira Loma Landfill was operated as a burn dump by the Riverside County Road Department from 1947 to 1956. In recent years, the landfill cover material has been damaged by erosion, with exposed burn ash and other material exposed to the environment. Riverside County Department of Waste Resources (Department) staff worked with the Local Enforcement Agency (LEA) and CalRecycle in investigating the limits of the site, providing a Final Cover and Drainage System Design, and applying for and receiving a CalRecycle Legacy Site Grant to pay for approximately 35% of the construction costs. On December 2, 2014, the contract for the Construction of the Final Cover and Drainage System project at the Mira Loma Landfill was awarded to Vance.

After the contract was awarded, the project was postponed twenty-two months due to issues removing a power-pole located within the project grading limits. Power-pole relocation was completed on August 2, 2016 to an area outside and north of the project grading limits, within the Department's property. The project was postponed until the end of February, first by Vance locating a new dirt source and then by various new permitting issues. The construction of the project began on February 27, 2017.

Contract Change Orders Nos. 1-5

In December 2014, after receiving approval from the adjacent private landowner, CalRecycle performed a second site investigation to determine the landfill limits. The results from this

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second site investigation triggered several design modifications, which are included in Contract Change Order No. 1. Additionally, Vance requested an update to the contract bid item unit costs to reflect inflation that occurred during the two years the project was postponed, including labor, materials, insurance, and subcontractor costs. Both the inflation and the design modification costs are included in Contract Change Order No. 1 (CCO No.1), which the Department considered reasonable as the next lowest bid was \$16,920 more.

Addendum 2 to the Contract added a line to section 1.6 – “Permits” stating “The County shall reimburse the Contractor for the Encroachment Permit application fee.” Contract Change Order No. 2 (CCO No.2) is the reimbursement of both the CalTrans and City of Jurupa Valley Encroachment Permit application fees.

CCO No.1 and CCO No.2 were authorized by the General Manager-Chief Engineer under authority previously granted by the Board and in accordance with Article 3.5 of the Public Contract Code, and the limits set forth in Section 20142.

On March 15, 2017, the Contractor uncovered an approximately five foot wide strip of inadequately covered burn dump material that extended down the south slope of the landfill limits. To address the issue of the additional exposed waste, Contract Change Order No. 3 (CCO No. 3) was negotiated, which directed the Contractor to remove the top two feet of burn dump material and cover the exposed area with a two foot thick engineered Final Cover, consistent with the Final Cover constructed throughout the rest of the site. When the Contractor began pulling back material along the slope, more burn dump material was found for another approximately 25-30 feet south along the slope. The Contractor completed the work within three contract working days for a total Time and Material Cost of \$15,298.

Contract Change Order No. 4 (CCO No. 4) was negotiated to armor a drainage flowline with cobblestones found on site. The Contractor completed the work for a total Time and Material Cost of \$1,289.

Contract Change Order No. 5 (CCO No.5) was negotiated to provide for removal of vegetative and inert (glass, brick, and concrete) wastes scattered on the slope between the access road of the landfill and Country Village Road to expose the condition of the slope.

To ensure the Department receives a Grant of \$110,544 through CalRecycle's Legacy Disposal Site Abatement program, all work and a Notice of Completion had to be completed by June 2017. Therefore, the Department requested Vance to complete CCO No. 3, CCO No.4 and CCO No.5 at their risk prior to Board approval. Vance agreed to this request. All project work was satisfactorily completed on May 8, 2017.

In addition, the Department has accepted the work; therefore, the Department recommends filing a Notice of Completion. The final cost for the project is \$300,653. This Board action will allow for release of retention funds in the amount of \$13,186 to Vance after the lien period has expired.

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Impact on Residents and Businesses

Completion of this project protects the public health and safety from the potential exposure of landfill material.

SUPPLEMENTAL (if needed, OR delete this section):

Additional Fiscal Information

Through CalRecycle's Legacy Disposal Site Abatement Partial Grant Program, the Department will receive a reimbursement grant of \$110,544 for this project.

Contract History and Price Reasonableness

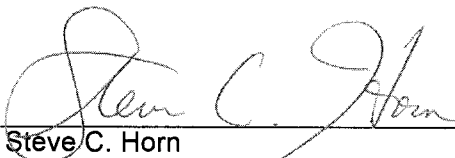
On December 2, 2014, the Board of Supervisors approved a contract award to Vance for the Construction of the Final Cover and Drainage System project at the Mira Loma Landfill for \$257,752. CCO No. 1 – No 5 increased the total Contract Cost by \$42,901. The revised total cost of the contract would be \$300,653. Budget for this contract will be provided from Fund 40200, Department ID – 4500100000.

California Environmental Quality Act (CEQA) Findings

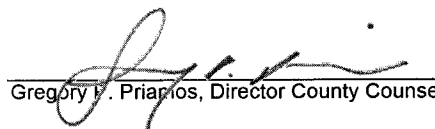
The repairs and improvements at the Mira Loma Landfill, as identified in CCO No. 1 – No 5, were constructed as part of the previously Board approved Final Cover and Drainage System project at the Mira Loma landfill, for which on December 2, 2014, a Notice of Exemption (NOE) was filed identifying that the repairs and improvements at the Mira Loma landfill were exempt from CEQA pursuant to the State CEQA Guidelines Section 15061(b)(3) (General Rule for Exemption), statutorily exempt from CEQA pursuant to State CEQA Guidelines section 15269 Emergency Project, and categorically exempt pursuant to section 15301 Existing Facilities, section 15302 Replacement or Reconstruction, and section 15330 Minor Actions to Prevent, Minimize, Stabilize, Mitigate or Eliminate the Release or Threat of Release of Hazardous Waste or Hazardous Substances. The site improvement activities identified in CCO No. 1 – No 5 occurred within permitted landfill disturbance areas, and involved no expansion of approved uses. Since the proposed motion in this Form-11 relating to CCO No. 1 – No 5 simply involves approving a change order to an existing Final Cover and Drainage System contract for work already assessed under the NOE, nothing further is required under CEQA.

ATTACHMENT A. CONTRACT CHANGE ORDERS

ATTACHMENT B. NOTICE OF COMPLETION


Steve C. Horn

5/30/2017


Gregory V. Priaplos, Director County Counsel

5/23/2017

2017-0252280

06/22/2017 03:50 PM Fee: \$ 0.00

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Recorded in Official Records
County of Riverside
Peter Aldana
Assessor-County Clerk-Recorder



To be recorded with County Recorder
within 10 days after completion.
No recording fee.

RECORDING REQUESTED BY:

KECIA HARPER- IHM, CLERK OF THE BOARD
RIVERSIDE CO. CLERK OF THE BOARD
4080 LEMON STREET, 1ST FLOOR CAC
P O BOX 1147 - RIVERSIDE, CA 92502
MAIL STOP # 1010

AND WHEN RECORDED MAIL TO:

RETURN TO: STOP #1010
RIVERSIDE COUNTY CLERK OF THE BOARD
P. O. BOX 1147 - RIVERSIDE, CA 92502

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Notice of Completion

(CA Civil Code 9204 - Public Works)

Project title or description of work:

Notice is hereby given by the undersigned owner, a public entity of the State of California, that a public work of improvement has been completed, as follows:

The Construction of Final Cover and Drainage System at the Closed Mira Loma Landfill

Date of completion:

On the date this document is recorded. 06/06/17

Nature of owner:

County of Riverside/Public Entity

Interest or estate of owner:

Owned by County of Riverside in fee simple absolute.

Address of owner:

14310 Frederick Street, Moreno Valley, CA 92553

Name of contractor:

Vance Corporation

Street address or legal description of site:

APNs: 156-220-002, 156-230-004
SEE ATTACHED SHEET FOR A FURTHER DESCRIPTION

Dated: June 6, 2017

Owner: County of Riverside
(Name of Public Entity)

By:

Title: Chairman of the Board of Supervisors, John F. Tavaglione

State of California)
ss
County of Riverside)

I am the Chairman of the governing board of the County of Riverside, the public entity which executed the foregoing notice and on whose behalf I make this verification; I have read said notice, know its contents, and the same is true. I certify under penalty of perjury that the foregoing is true and correct.

Executed at Riverside, **California on** 06/06/17 **(Date)**

John F. Tavaglione, Chairman, Board of Supervisors

ATTEST

KECIA HARPER-IHEM, Clerk

By

DEPUTY

06.06.17 12.10

2017-7-13/167

FORM APPROVED COUNTY COUNSEL

BY: NEAL R. KIPNIS DATE: 6/12/17

The site is located north of the intersection of Country Village Road and Granite Hill Drive in the City of Jurupa Valley and sits between County Village Road and the Jurupa Community Services District.



PETER ALDANA
COUNTY OF RIVERSIDE
ASSESSOR-COUNTY CLERK-RECORDER

Recorder
P.O. Box 751
Riverside, CA 92502-0751
(951) 486-7000

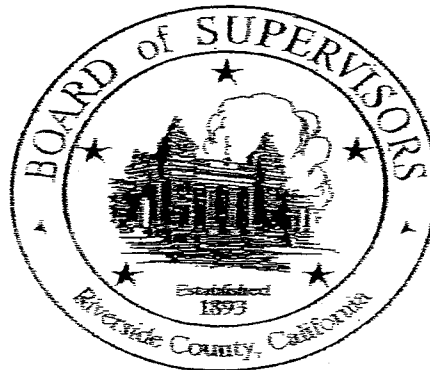
www.riversideacr.com

CERTIFICATION

Pursuant to the provisions of Government Code 27361.7, I certify under the penalty of perjury that the following is a true copy of illegible wording found in the attached document:

(Print or type the page number(s) and wording below):

CLARIFICATION OF THE SEAL for the Riverside County Board of Supervisors
(embossed on document)



Date:

6-6-17

Signature:

Karen Barton

Print Name:

Karen Barton, Board Assistant, Riverside County Clerk of the Board