

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



ITEM
12.1
(ID # 7119)

MEETING DATE:
Tuesday, June 5, 2018

FROM : DEPARTMENT OF WASTE RESOURCES:

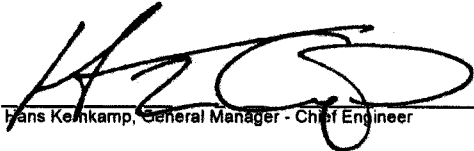
SUBJECT: DEPARTMENT OF WASTE RESOURCES: Release of the undisputed retained funds for the Southeast Drainage Channel Improvement Project at the Corona Landfill, District 2. [\$0 – Department of Waste Resources Enterprise Funds] (Nothing Further Required under CEQA)

RECOMMENDED MOTION: That the Board of Supervisors:

1. Authorize the release of the undisputed retained funds on the amount of \$129,441.45 to H&H General Contractor, Inc. in accordance with contract terms and applicable law.

Prev. Agn. Ref.: M.O. 12.2 of 06/21/16
M.O. 12.2 of 07/25/17
M.O. 12.2 of 09/12/17


ACTION: Policy


Hans Kehkamp, General Manager - Chief Engineer 5/23/2018

MINUTES OF THE BOARD OF SUPERVISORS

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

Ayes: Jeffries, Tavaglione, Washington, Perez and Ashley
Nays: None
Absent: None
Date: June 5, 2018
xc: Waste

Kecja Harper-Ihem
Clerk of the Board
By 
Deputy

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FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost
COST	\$ 0	\$ 0	\$ 0	\$ 0
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0
SOURCE OF FUNDS: Department of Waste Resources Enterprise Funds			Budget Adjustment: No	
			For Fiscal Year: 17/18	

C.E.O. RECOMMENDATION: Approve

BACKGROUND:

Summary

On July 25, 2017 the Board approved the contract documents for the Southeast Drainage Channel Improvement Project at the Corona Landfill (Project), and authorized the Department to advertise for bids. On August 15, 2017, a total of four (4) bids were received, with H&H General Contractors, Inc. (Contractor) submitting the lowest bid in the amount of \$3,407,279. On September 12, 2017, the Board of Supervisors awarded the contract to H&H General Contractors, Inc. for the Construction of the Southeast Drainage Channel Improvement Project at the Corona Landfill (Project). Construction began on October 16, 2017 and concluded on March 6, 2018. Prior to determining that the contract was completed, Riverside County Department of Waste Resources (RCDWR) found one retaining wall requiring minor repair work and two retaining walls requiring extensive repair work, due to the contractor repositioning the walls after storm flows in late 2017. All three walls were constructed as part of the project and must be repaired prior to the issuance of the Notice of Completion.

Due to the start of the Migratory Bird Treaty Act (MBTA) nesting season on March 1ST and the start of the federal and state endangered species, Least Bell's Vireo (LBV), nesting season on March 15TH, the Contractor cannot repair the walls until the end of the nesting season after July 31, 2018. The Contractor has requested the release of the undisputed retention funds – the retention (\$179,441.45) minus the cost of the repair work and a contingency for the repair work. The cost of the repair and contingency is \$50,000. Therefore the amount of undisputed retention is \$129,441.45.

California Environmental Quality Act (CEQA) Findings

The Project was evaluated under Environmental Assessment (EA) Corona No. 2015-02, and on June 21, 2016, the Board adopted a Mitigated Negative Declaration and Mitigation Monitoring Plan for the Project. On July 25, 2017, as item 12.2, the Board approved contract documents for the Project, and a Notice of Determination (NOD) was filed, identifying that the Project, with mitigation, would not cause significant environmental impacts. The 30-day statute of limitations for review and comment of NOD expired with no comments or challenges received. Since the proposed motion in this Form-11 only involves release of retention funds for a contract, nothing further is required under CEQA.

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Impact on Residents and Businesses

There will be no impact to residents and businesses to issue the undisputed retention funds.

Additional Fiscal Information

There is no additional fiscal information.

Contract History and Price Reasonableness

There is no additional cost to the contract.



Jason Farin, Senior Management Analyst

5/29/2018



Gregory V. Priamos, Director County Counsel

5/23/2018