

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



ITEM
3.63
(ID # 7144)

MEETING DATE:

Tuesday, June 26, 2018

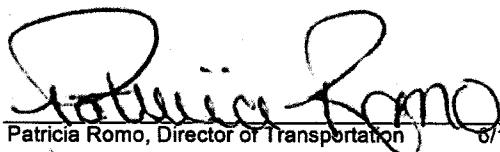
FROM : TLMA-TRANSPORTATION:

SUBJECT: TRANSPORTATION AND LAND MANAGEMENT AGENCY/TRANSPORTATION:
Approve Amendment No. 1 for Legal Counsel and Services for the Cajalco Road Interim Safety Project and Limonite Interchange Project with Murphy & Evertz, Attorneys at Law, for Fiscal Year 18-19, Districts 1 & 2; [\$200,000 FY 18-19; \$375,000 Total Costs]; Local Funds 100% (4/5ths Vote Required)

RECOMMENDED MOTION: That the Board of Supervisors:

1. Approve and Execute Amendment No. 1 for Legal Counsel and Services for the Cajalco Road Interim Safety Project and the Limonite Interchange Project, with Murphy & Evertz, Attorneys at Law, for an Amount not to Exceed \$200,000 During Fiscal Year 18-19.

ACTION: 4/5 Vote Required


Patricia Romo, Director of Transportation 6/13/2018

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Perez, 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 26, 2018
xc: Transp.

Kecia Harper-Ihem
Clerk of the Board

By: 
Deputy

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

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost
COST	\$ 100,000	\$ 200,000	\$ 375,000	\$ 0
NET COUNTY COST	\$	\$	\$	\$
SOURCE OF FUNDS: Gas Tax (ABX8-9 Mar 2010 New HUTA) 50% (Cajalco), Mira Loma Road & Bridge Benefit District 50% (Limonite)			Budget Adjustment: No	
			For Fiscal Year: 17/18 - 19/20	

C.E.O. RECOMMENDATION: Approve

BACKGROUND:

Summary

The County of Riverside Transportation Department (Transportation Department) is proposing the construction of a center turn lane (two-way turn lane) along Cajalco Road from Brown Street to Day Street, in Mead Valley. The project is needed to improve safety and traffic operations by providing a continuous left turn pocket for turning movements on Cajalco Road and at the intersections of Cajalco Road with Brown Street, Clark Street, and Day Street. The project will be funded in part with Federal Highway Safety Improvement Program funds and the project is expected to require the partial acquisition of 29 parcels.

The Transportation Department is also proposing to construct improvements to the interchange on Interstate 15 at Limonite Avenue in the City of Eastvale and Jurupa Valley. The improvements consist of a new 8-lane overcrossing and widening of the off ramps from 2 to 4 lanes. The improvements are needed to accommodate current and future traffic demands. The project will require the partial acquisition of 4 properties and temporary construction easements of 13 properties.

By Minute Order 3.55 of July 11, 2017, the Board of Supervisors approved a Legal Services Agreement between the County of Riverside and Murphy & Evertz, Attorneys at Law, for legal counsel and services for the Cajalco Road Interim Safety Project and the Limonite Interchange Project, authorizing a two-year contract with a total cost not to exceed \$100,000.

The County is in the process of acquiring the necessary right-of-way for the proposed improvements. Negotiations are ongoing, however, settlement with all property owners has not been achieved, and access to focused legal assistance provided by Murphy & Evertz has been necessary in order to meet scheduled deadlines.

The negotiations and acquisitions have been more complex than hoped, and additional assistance from Murphy & Evertz is needed to supplement the work of the County Counsel's Office.

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This amendment provides a time extension of one year, and additional compensation not to exceed \$275,000 for the additional services anticipated to be required to complete the needed acquisitions.

County Counsel has approved the Agreement as to form.

Impact on Residents and Businesses

The expertise of Murphy & Evertz will facilitate project completion of these important projects, which will improve safety and traffic operations on Cajalco Road and will provide needed capacity enhancements to the Limonite Interchange to accommodate the current and forecasted traffic volumes.

SUPPLEMENTAL:

Additional Fiscal Information

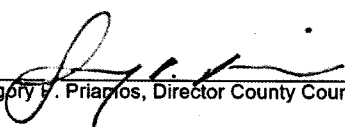
This work will be funded by a combination of Gas Tax for the Cajalco project, and Mira Loma Road and Bridge Benefit District funds for the Limonite project. No net county costs will be expended. The total compensation to be paid to Murphy & Evertz is for work to be performed over three fiscal years.

Contract History and Price Reasonableness

Murphy & Evertz is a current on-call service provider with the County of Riverside Economic Development Agency (EDA) for specialized eminent domain work. EDA has vetted this firm's qualifications, which includes a specialization in eminent domain, as well as their rates, which are comparable with market rates. The Transportation Department typically utilizes the EDA on-call contract which has a cap of \$100,000; however, due to the complexity of the work, unique legal issues, and urgency to obtain rights of way for the Cajalco safety project and the Limonite interchange improvement project, the Transportation Department and County Counsel requested a specific agreement.

ATTACHMENTS

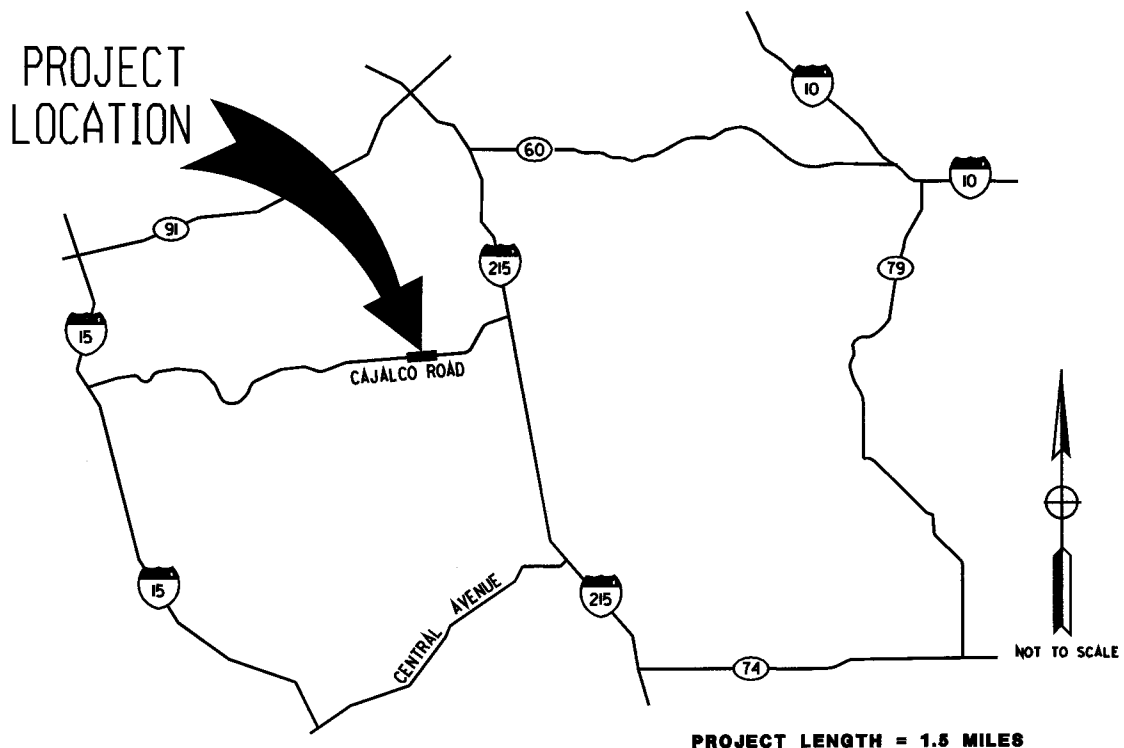
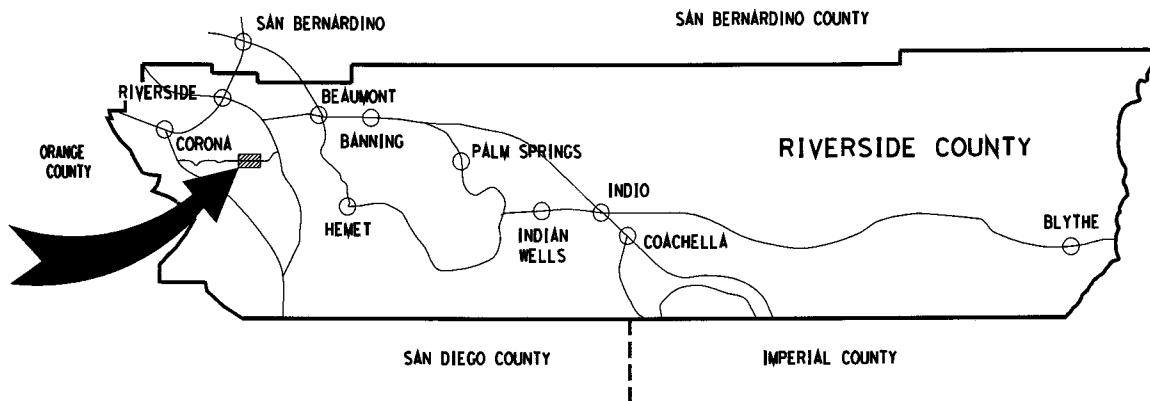
Regional Vicinity Map – Cajalco Road Interim Safety Project
Regional Vicinity Map – Limonite Interchange Project
Legal Services Agreement



Gregory T. Priamos, Director County Counsel 6/13/2018

COUNTY OF RIVERSIDE
TRANSPORTATION DEPARTMENT

CAJALCO ROAD
INTERIM SAFETY PROJECT
BROWN STREET TO DAY STREET
MEAD VALLEY AREA
PROJECT NO. C6-0060



VICINITY MAP

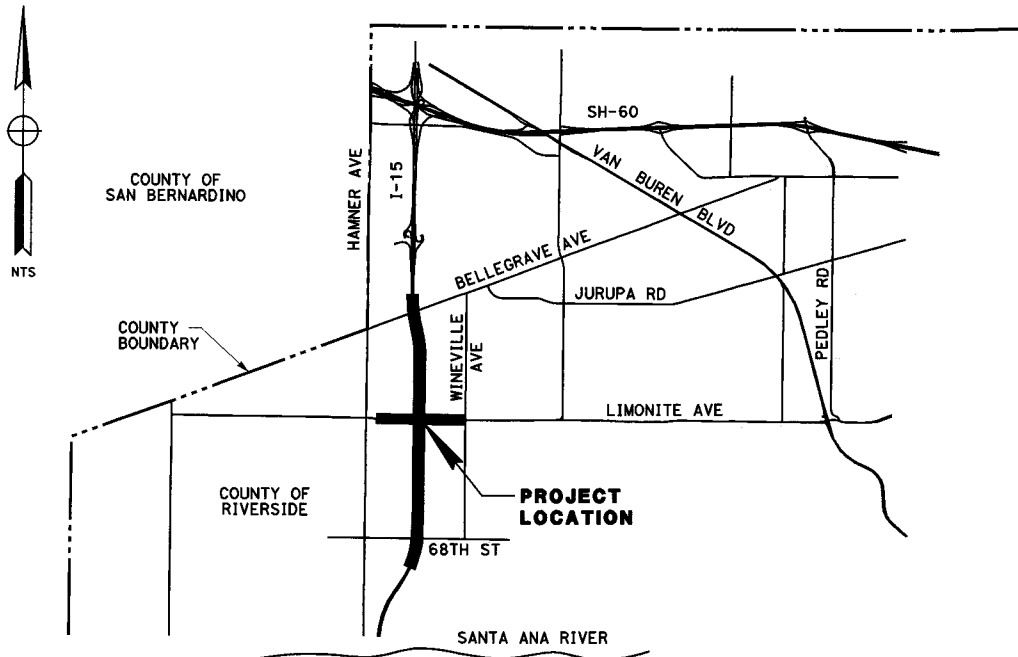
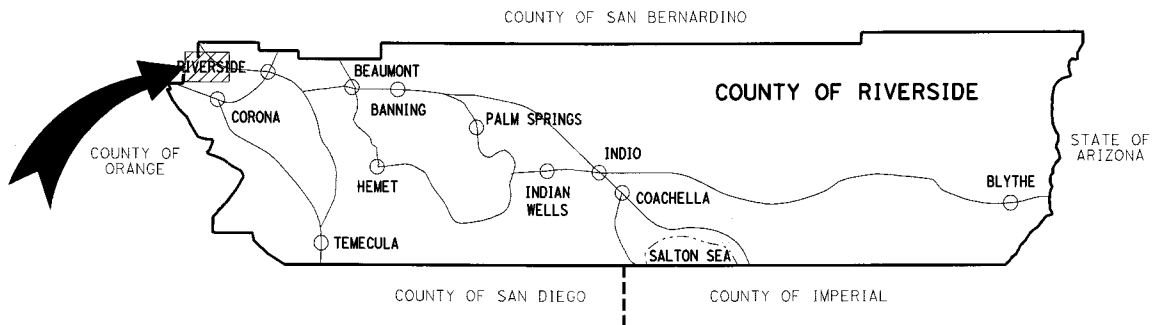
COUNTY OF RIVERSIDE
TRANSPORTATION DEPARTMENT

LIMONITE AVE AT INTERSTATE 15

INTERCHANGE IMPROVEMENTS

IN THE CITY OF EASTVALE AND THE CITY OF JURUPA VALLEY

PROJECT No. A3-0393



VICINITY MAP

TOWNSHIP 28 RANGE 6W SECTION 19/30
COUNTY ROAD BOOK PAGE No. 14E

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AMENDMENT

Amendment to Agreement Between

The County of Riverside and Murphy & Evertz, Attorneys at Law

THIS AMENDMENT to a Legal Services Agreement is made and entered into as of this 31st day of May, 2018, by and between the County of Riverside, a political subdivision of the State of California (hereinafter the "COUNTY"), and Murphy & Evertz, Attorneys at Law (hereinafter "ATTORNEYS").

RECITALS

- A. COUNTY and ATTORNEYS have entered in an agreement entitled "LEGAL SERVICES AGREEMENT" that is dated July 11, 2017 (hereinafter the "Agreement"). The Agreement provides the terms and conditions, statement of services and budget for the performance of legal services related to all aspects of the Cajalco Road Interim Safety Project and the Limonite Interchange Project (hereinafter "PROJECTS") and any condemnation and/or inverse condemnation actions associated with these projects.
- B. The extent of support services needed to obtain the properties required for the PROJECTS has exceeded the amount of support that was anticipated.
- C. The parties desire to amend the Agreement to provide additional budget needed to perform additional services required to complete the procurement of the properties needed for the PROJECTS.

AGREEMENT

NOW, THEREFORE, in consideration of the mutual covenants hereinafter contained, the parties agree as follows:

1. The total amount of compensation paid to ATTORNEYS is hereby increased from \$100,000 to \$375,000.
2. Extend the termination date of the agreement from April 30, 2019 to April 30, 2020.
3. ATTORNEYS shall perform additional legal services in support of COUNTY's effort to acquire properties needed for PROJECTS.
4. Except to the extent specifically modified or amended hereunder, all of the terms, covenants and conditions of the Agreement and Amendment 1 shall remain in full force and effect between the parties hereto.

IN WITNESS HEREOF, the parties hereto have caused this Amendment to the Agreement to be duly executed this day and year first written above.

JUN 26 2018

3.603

1 **ARTICLE VIII • APPROVALS**

2 **COUNTY** Approvals

3 RECOMMENDED FOR APPROVAL:

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6 Dated: 6/14/2018

7 PATRICIA ROMO

8 Director of Transportation

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10 APPROVED AS TO FORM:

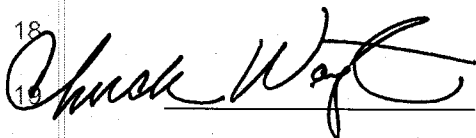
11 GREG PRIAMOS, County Counsel

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13 Dated: 6/15/18

14 By Deputy

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16 APPROVAL BY THE BOARD OF SUPERVISORS

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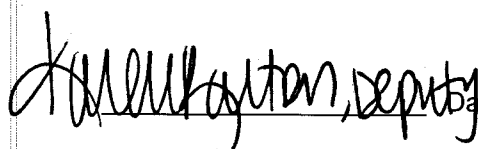
19 Dated: JUN 26 2018

20 **CHUCK WASHINGTON**

21 PRINTED NAME

22 Chairman, Riverside County Board of Supervisors

23 ATTEST:

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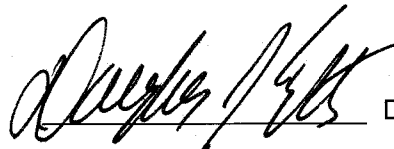
26 Dated: JUN 26 2018

27 **KECIA HARPER-IHEM**

28 Clerk of the Board (SEAL)

ATTORNEYS Approvals

ATTORNEYS:



Dated: 5/31/18

Douglas J. Evertz

PRINTED NAME

Partner

TITLE

ATTORNEYS:

_____ Dated: _____

PRINTED NAME

TITLE