

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



ITEM
3.64
(ID # 7156)

MEETING DATE:

Tuesday, June 26, 2018

FROM : TLMA-TRANSPORTATION:

SUBJECT: TRANSPORTATION AND LAND MANAGEMENT AGENCY/TRANSPORTATION:
Approve Amendment No. 3 to the Agreement for On-Call Construction Engineering Services with Falcon Engineering Services. All Districts; [\$350,000 FY 18/19, \$3,750,000 Total Costs]; Local Funds 100%

RECOMMENDED MOTION: That the Board of Supervisors:

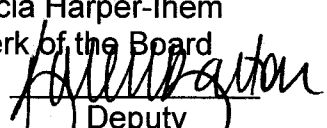
1. Approve and Execute Amendment No. 3 for On-Call Construction Engineering Services with Falcon Engineering Services for an amount not to exceed \$350,000 During Fiscal Year 18-19; and
2. Authorize the Director of Transportation, or their designee, to approve no-cost time extensions to complete on-going tasks.

ACTION: Policy

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

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FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost
COST	\$ 400,000	\$ 350,000	\$ 3,750,000	\$ 0
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0
SOURCE OF FUNDS: Capital Funds and Deposit Based Fees (100%) There are no General Funds used on this project.			Budget Adjustment:	No
			For Fiscal Year:	18/19

C.E.O. RECOMMENDATION: Approve

BACKGROUND:

Summary

The Transportation Department requires outside construction management and support services to deliver many road improvement projects identified and funded in the Transportation Improvement Program (TIP) and through the Developer Improvement process.

By Minute Order dated August 20, 2013 (Item No. 3-101), the Board of Supervisors approved and executed an On-Call Engineering Services Agreement with Falcon Engineering Services. The Contract provided for a three (3) year contract with two one (1) year extensions, with a maximum annual capacity of \$750,000, and a resulting maximum contract capacity of \$3,750,000 over five years. Under authority of the Director of Transportation, Amendment No. 1 was executed on June 2, 2016 and extended the ability to authorize work assignments until June 30, 2017. Amendment No. 2 was executed June 19, 2017 and extended the ability to authorize work assignments until June 30, 2018.

On April 28, 2017, Senate Bill 1 (SB1) was signed into law to improve the state's aging transportation infrastructure, particularly to roads and bridges. Because of this, the County is now able to improve the condition of roads needing resurfacing or reconstruction and has included them in the County TIP.

In an effort to avoid delays in the delivery of SB1 funded TIP projects and to meet the demands of the development community, it is necessary to extend the contract terms. Amendment No. 3 proposes to extend the contract expiration date from June 30, 2018 to June 30, 2019, while utilizing the contract's unused capacity; therefore, the maximum contract amount would not be increased. This will allow Falcon Engineer Services to complete the services required by the terms of the agreement. All work performed during the extended contract period will be subject to the original contract terms and conditions, and no additional budget adjustment is requested.

The Transportation Department has a long term need for On-Call Engineering Services and will be presenting new contracts to the board sometime in early 2019. The new on-call contracts will include State requirements in order to maximize flexibility for use on State funded projects.

Impact on Residents and Businesses

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On-call contracts provide the flexibility needed to engage consultants in provision of additional construction management and support services necessary to deliver critical TIP projects and to meet the demands of the development community.

Additional Fiscal Information

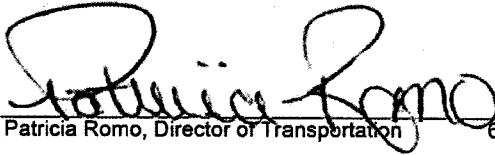
All associated contract cost will be funded using Deposit Based Fees or Local Funds. No General Funds will be used for this agreement.

Contract History and Price Reasonableness

The Transportation Department has contracted with Falcon Engineering Services under this agreement since 2013 and the billing rates remain unchanged. The billing rates are within the range of acceptable industry practice for engineering services.

ATTACHMENTS:

Falcon Engineering Services Agreement Amendment No. 3


Patricia Romo, Director of Transportation

6/5/2018


Kristine Bell-Valdez, Supervising Deputy County Counsel

6/6/2018


Scott Bruekner

6/15/2018


Gregory H. Priapos, Director County Counsel

6/14/2018

AMENDMENT NO. 3 TO AGREEMENT BETWEEN

THE COUNTY OF RIVERSIDE AND FALCON ENGINEERING SERVICES

FOR ON-CALL ENGINEERING SERVICES

THIS AMENDMENT No. 3 (hereinafter the "Amendment") to an agreement is made and entered into as of this 26th day of June 2018, by and between the County of Riverside, a political subdivision of the State of California (hereinafter the "COUNTY"), and Falcon Engineering Services (hereinafter "ENGINEER").

RECITALS

- A. COUNTY and ENGINEER have entered into an agreement entitled Engineering Services Agreement for On-Call Engineering Services between County of Riverside Transportation Department and Falcon Engineering Services (hereinafter the "Agreement") on August 20, 2013 (Board Agenda Item 3-101). The Agreement provides the terms and conditions, scope of work, schedule, budget, and salary rates for the performance of professional and technical services necessary to provide On-call Construction Engineering Services.
- B. Appendix B • Article BI establishes the time period for the issuance of work assignments under the original agreement. The terms and conditions specify that work assignments can be authorized for three years from the date of Board of Supervisors agreement approval (August 20, 2013) and that the authority to execute work assignments can be modified through one-year supplemental extensions. The agreement allows for two separate one-year extensions. Amendment No. 1 was executed on June 2, 2016 and extended the ability to authorize work assignments until June 30, 2017. Amendment No. 2 was executed June 19, 2017 and extended the ability to authorize work assignments until June 30, 2018.
- C. Under the terms of the agreement, the Transportation Department is authorized to negotiate and approve various work assignments with the stipulation that the construction engineering fees shall not exceed \$750,000 annually. The parties desire to amend the Agreement to extend the expiration date to allow ENGINEER to complete work assignments that were approved during the contract period but were not completed by the ENGINEER prior to the contract termination date. All work performed during the extended contract period will be subject to the original authorizations provided by the Transportation Department prior to or on June 30, 2018 and no additional budget authorization is requested.

AGREEMENT

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

JUN 26 2018 3.104