

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



ITEM
3.52
(ID # 5952)

MEETING DATE:

Tuesday, July 31, 2018

FROM : TLMA-TRANSPORTATION:

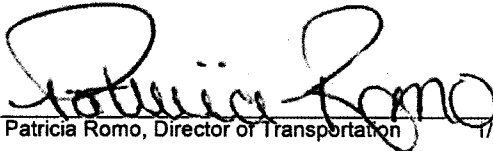
SUBJECT: TRANSPORTATION AND LAND MANAGEMENT AGENCY/TRANSPORTATION:

Adopt Resolution No. 2018-009 Amending Resolution 2011-015, delegating authority of the Director of Transportation, the Deputy Director of Transportation, or registered Civil Engineer acting under the direction of the Director of Transportation, to Execute Change Orders and Emergency Work Pursuant to Public Contract Code Sec. 20395, All Districts. [\$0]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Adopt Resolution No. 2018-009 amending Resolution 2011-015, delegating authority to the Director of Transportation, the Deputy Director of Transportation, or registered Civil Engineer acting under the direction of the Director of Transportation, to Execute Change Orders and Emergency Work Pursuant to Public Contract Code Sec. 20395.

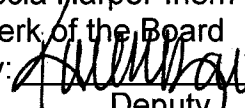
ACTION: Policy


Patricia Romo, Director of Transportation 7/16/2018

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Jeffries, seconded by Supervisor Tavaglione 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: July 31, 2018
xc: TLMA-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	\$ 0	\$ 0	\$ 0	\$ 0
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0
SOURCE OF FUNDS: N/A			Budget Adjustment:	No
			For Fiscal Year:	18/19

C.E.O. RECOMMENDATION: Approve

BACKGROUND:

Summary

On January 11, 2011 (Agenda Item 3.80), the Board of Supervisors adopted Resolution No. 2011-015, which states that emergency contracts to safe guard life, health or property can be authorized by the Director of Transportation. Resolution No.2011-015 also brought the limit for change order authority that is delegated to the Director of Transportation for work upon County highways or transportation facilities, current with Public Contract Code.

In order to ensure responsiveness in the event of an emergency, the Transportation Department recommends that delegation of authority to execute emergency contracts and to approve change orders be expanded to allow the Director of Transportation to delegate authority pursuant to Resolution No. 2011-015 to the Deputy Director of Transportation, or registered civil engineer acting under the direction of the Director of Transportation. Resolution No. 2018-009 would replace Resolution No. 2011-015 to amend language to delegate to the Director of Transportation, the Deputy Director of Transportation, or registered Civil Engineer acting under the direction of the Director of Transportation, the authority to execute in the name of the County of Riverside, Change Orders for said contract work upon County highways or transportation facilities pursuant to Public Contract Code.

The County Transportation Department is responsible for providing safe reliable roads and expeditious response during emergency events to repair roads and bridges for public use. Resolution 2018-009 would provide the safe guards needed to provide for uninterrupted operation of business.

Impact on Residents and Businesses

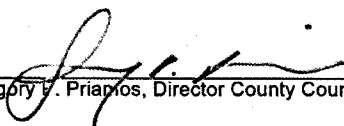
This Resolution provides the Transportation Department with the ability to keep construction projects moving expeditiously, and to deal with problems as they arise in the field in order for projects to be completed as soon as possible, thereby reducing potential delay costs in the interest, and to the benefit of the public.

SUPPLEMENTAL:

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

ATTACHMENTS:

Resolution 2018-009



Gregory V. Priamos, Director County Counsel 7/12/2018

2
3 RESOLUTION NO. 2018-009

4
5 A RESOLUTION OF THE BOARD OF SUPERVISORS OF
6 THE COUNTY OF RIVERSIDE DELEGATING AUTHORITY IN THE TRANSPORTATION
7 DEPARTMENT AS TO CHANGE ORDERS AND EMERGENCY WORK

8
9 WHEREAS, Resolution No. 93-047, adopted by the Board on March 30, 2017, delegated
10 certain authority for the Director of Transportation to execute change orders.

11 WHEREAS, Resolution No. 93-047 was superseded by Resolution No. 2011-015, adopted
12 on January 11, 2011 at agenda item no. 3.80.

13 WHEREAS, The Director of Transportation has recommended that the delegation of
14 authority as to change orders and emergency work include Director of Transportation, or the Deputy
15 Director of Transportation or registered civil engineer acting under the direction of the Director of
16 Transportation in order to ensure effective response time that will protect the public's investment in
17 ongoing projects.

18 BE IT RESOLVED by the Board of Supervisors of the County of Riverside, State of California,
19 in regular session assembled on January 30, 2018, as follows:

20 1. That Resolution No. 2011-015 adopted by the Board on January 11, 2011 is hereby
21 superseded effective immediately.

22 2. That the Board delegates to the Director of Transportation, or the Deputy Director of
23 Transportation or registered civil engineer acting under the direction of the Director of Transportation,
24 authority to execute in the name of the County of Riverside, change orders for any contract work upon
25 county highways or transportation facilities pursuant to Public Contract Code §20395. The authority of
26 the Director and Deputy Director of Transportation to approve change orders shall be as follows: For
27 contracts of \$50,000 or less, a change or cumulative changes shall not exceed a total of \$5,000.

1 For contracts of more than \$50,000 but not to exceed \$250,000, a change or
2 cumulative changes shall not exceed a total of ten percent (10%) of the original contract amount.


3 For contracts of more than \$250,000, a change order shall not exceed \$25,000 plus
4 five percent (5%) of the original contract in excess of \$250,000. An individual change order
5 shall not exceed \$210,000 and cumulative change orders shall not exceed ten percent (10%) of the
6 original contract amount. In no case shall an individual change or cumulative changes cause the
7 total contract amount to exceed the budget amount approved by the Board of Supervisors.


8 3. That the Board delegates to the Director of Transportation or the Deputy Director of
9 Transportation or registered civil engineer acting under the direction of the Director of Transportation
10 authority to execute in the name of the County of Riverside written emergency contracts for
11 material purchase or both work and material for the repair, maintenance or safeguarding of county
12 highways and transportation facilities, without advertising for bids, when in the judgment of the
13 Director of Transportation the public interest and necessity demand immediate action to safeguard life,
14 health or property pursuant to Public Contract Code §20395. In no case shall the expenditure upon any
15 such written contract exceed the sum of \$500,000. Any such emergency contracts executed by the
16 Director of Transportation shall be reported by the Director to the Board in public meeting within
17 fourteen calendar days following execution of such contract or the first regularly scheduled Board
18 meeting thereafter.

19
20
21
22
23
24
25
26
27
28

1 RECOMMENDED FOR APPROVAL:

COUNTY OF RIVERSIDE

2 
3 By PATRICIA ROMO
4 Director of Transportation

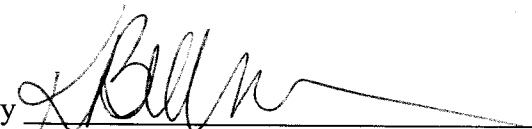
By 
CHUCK WASHINGTON, Chairman
Board of Supervisors

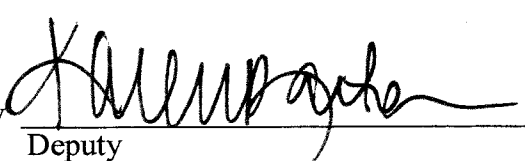
6 APPROVED AS TO FORM:

ATTEST:

7 GREGORY P. PRIAMOS
8 County Counsel

KECIA HARPER-IHEM
Clerk of the Board

9 
10 By KRISTINE BELL-VALDEZ
11 County Counsel

By 
Deputy

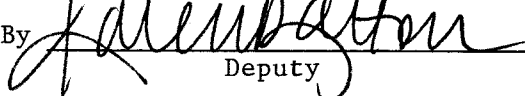
12 (SEAL)

13 ROLL CALL:

14 Ayes: Jeffries, Tavaglione, Washington and Perez
15 Nays: None
16 Absent: Ashley

17 The foregoing is certified to be a true copy of a resolution duly
18 adopted by said Board of Supervisors on the date therein set forth.

19 KECIA HARPER-IHEM, Clerk of said Board

20 By 
21 Deputy