

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



ITEM
3.25
(ID # 9593)

MEETING DATE:
Tuesday, May 7, 2019

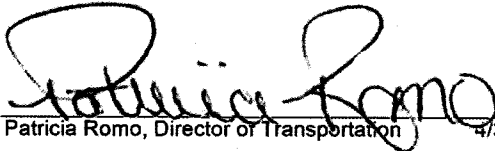
FROM : TLMA-TRANSPORTATION:

SUBJECT: TRANSPORTATION AND LAND MANAGEMENT AGENCY/ TRANSPORTATION
DEPARTMENT: Ratify and Execute Amendment No. 2 with Murphy & Evertz,
Attorneys at Law for Legal Counsel and Services for the Limonite Interchange
Project and Cajalco Road Interim Safety Project. Districts 1 & 2. [\$150,000
FY18/19 - FY20/21; \$525,000 Total Cost - Local Funds 100%] (4/5 Vote
Required)

RECOMMENDED MOTION: That the Board of Supervisors:

1. Ratify the Amendment No. 2 with Murphy & Evertz, Attorneys at Law for Legal Counsel and Services for the Cajalco Road Interim Safety Project and the Limonite Interchange Project for a total not to exceed amount of \$525,000, and authorize the Chairman of the Board to execute the same.

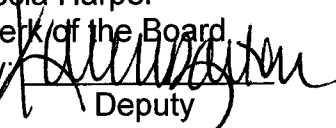
ACTION: 4/5 Vote Required, Policy


Patricia Romo, Director of Transportation 4/30/2019

MINUTES OF THE BOARD OF SUPERVISORS

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

Ayes: Jeffries, Spiegel, Washington, Perez and Hewitt
Nays: None
Absent: None
Date: May 7, 2019
xc: Transp.

Keçia Harper
Clerk of the Board
By: 
Deputy

**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,
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FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost
COST	\$ 75,000	\$ 50,000	\$ 525,000	\$ 0
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0
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: 17/18-20/21	

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 related to the acquisition of property needed 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.

By Minute Order 3.63 of June 26, 2018, the Board of Supervisors approved Amendment No.1 for a time extension through April 30, 2020, and additional compensation in the amount of \$275,000 due to the complexity of right of way negotiations.

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.

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Amendment No. 2 provides a time extension through December 31, 2020, and additional compensation not to exceed \$150,000 for the additional services anticipated to be required to complete the needed acquisitions. 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.

County Counsel has approved the Agreement as to form.

Impact on Residents and Businesses

The expertise of Murphy & Evertz will facilitate the 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 four 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. On June 26, 2018, Amendment No. 1 was executed which provided a time extension of one year, and additional compensation not to exceed \$275,000 in FY 18-19 for the additional services anticipated to be required to complete the needed acquisitions.

ATTACHMENTS

Vicinity Map – Limonite Interchange Project
Vicinity Map – Cajalco Road Interim Safety Project
Amendment No.2

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Jason Farin, Senior Management Analyst

5/1/2019



Gregory L. Priamos, Director County Counsel

5/1/2019

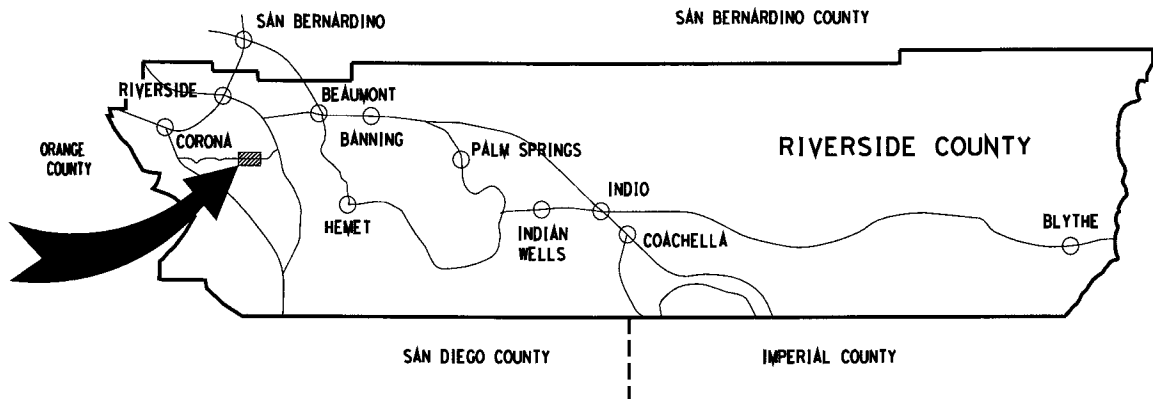
COUNTY OF RIVERSIDE
TRANSPORTATION DEPARTMENT

CAJALCO ROAD

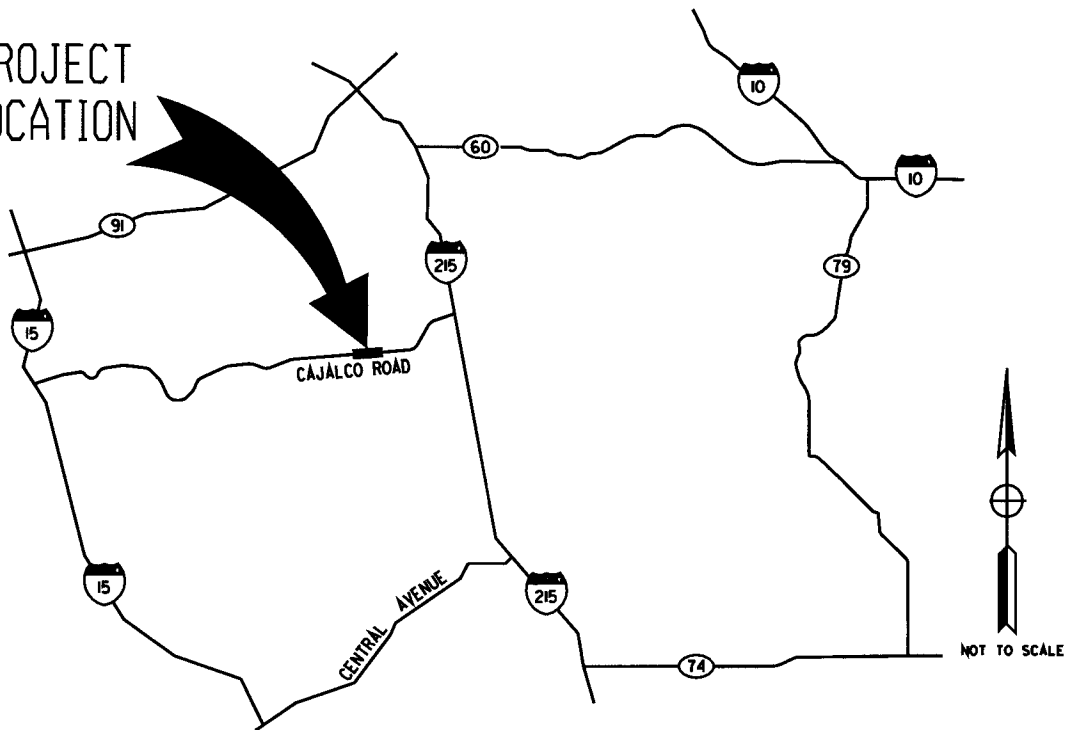
INTERIM SAFETY PROJECT BROWN STREET TO DAY STREET

MEAD VALLEY AREA

PROJECT NO. C6-0060



PROJECT
LOCATION



PROJECT LENGTH = 1.5 MILES

VICINITY MAP

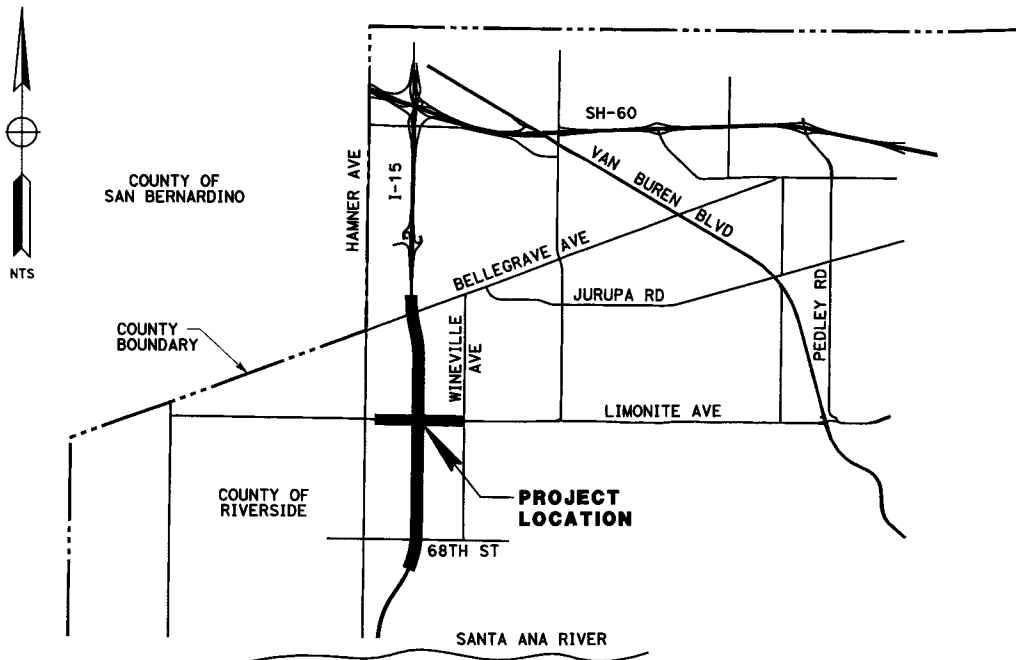
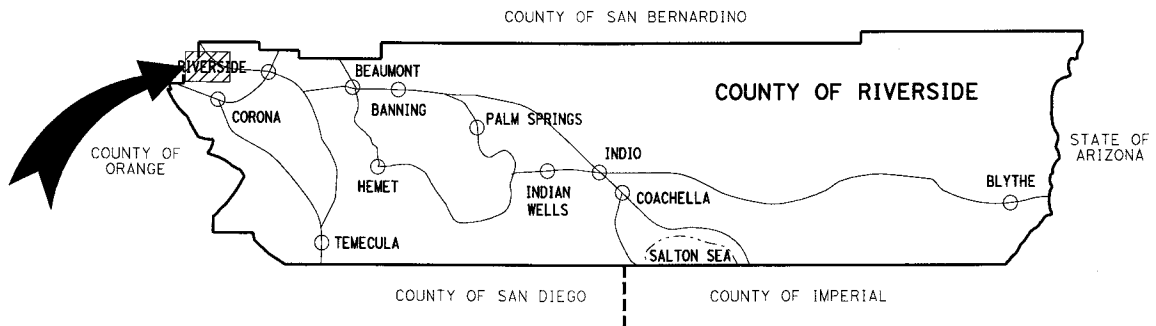
COUNTY OF RIVERSIDE
TRANSPORTATION DEPARTMENT

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 2S RANGE 6W SECTION 19/30
COUNTY ROAD BOOK PAGE No. 14E

1 **AMENDMENT No. 2**

2 **Amendment to Agreement Between**

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

4 THIS AMENDMENT to a Legal Services Agreement is made and entered into as of this _____ day of _____,
5 2019, by and between the County of Riverside, a political subdivision of the State of California (hereinafter the
6 "COUNTY"), and Murphy & Evertz, Attorneys at Law (hereinafter "ATTORNEYS").

7 **RECITALS**

- 8 A. COUNTY and ATTORNEYS have entered in an agreement entitled "LEGAL SERVICES AGREEMENT"
9 that is dated July 11, 2017 (hereinafter the "Agreement") and amended on May 31, 2018. The Agreement
10 provides the terms and conditions, statement of services and budget for the performance of legal services
11 related to all aspects of the Cajalco Road Interim Safety Project and the Limonite Interchange Project
12 (hereinafter "PROJECTS") and any condemnation and/or inverse condemnation actions associated with
13 these projects.
- 14 B. The extent of support services needed to obtain the properties required for the PROJECTS has exceeded
15 the amount of support that was anticipated.
- 16 C. The parties desire to amend the Agreement to provide additional budget needed to perform additional
17 services required to complete the procurement of the properties needed for the PROJECTS.

18 **AGREEMENT**

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

- 20 1. The total amount of compensation paid to ATTORNEYS is hereby increased from \$375,000 to \$525,000.
- 21 2. Extend the termination date of the agreement from April 30, 2020 to December 31, 2020.
- 22 3. ATTORNEYS shall perform additional legal services in support of COUNTY's effort to acquire properties
23 needed for PROJECTS.
- 24 4. Except to the extent specifically modified or amended hereunder, all of the terms, covenants and conditions
25 of the Agreement and Amendment 2 shall remain in full force and effect between the parties hereto.

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

28 *Legal*

Services

Agreement

- 

29 *Amendment*

MAY 07 2019 3.25

WHEN DOCUMENT IS FULLY EXECUTED RETURN
CLERK'S COPY
to Riverside County Clerk of the Board, Stop 1010
Post Office Box 1147, Riverside, Ca 92502-1147
Thank you.

ARTICLE VIII • APPROVALS

COUNTY Approvals

RECOMMENDED FOR APPROVAL:

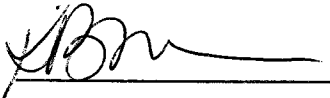


PATRICIA ROMO

Director of Transportation

APPROVED AS TO FORM:

GREG PRIAMOS, County Counsel



By Deputy Kristine Bill Valdez

APPROVAL BY THE BOARD OF SUPERVISORS

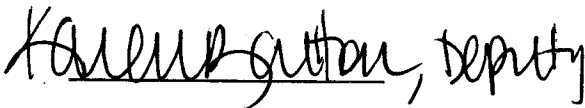


KEVIN JEFFRIES

PRINTED NAME

Chairman, Riverside County Board of Supervisors

ATTEST:



KECIA HARPER-HEM

Clerk of the Board (SEAL)

ATTORNEYS Approvals

ATTORNEYS:

PRINTED NAME

TITLE

ATTORNEYS:

PRINTED NAME

TITLE

Legal

Services

Agreement

Amendment

MAY 07 2019 3:25