

**SUBMITTAL TO THE FLOOD CONTROL AND
WATER CONSERVATION DISTRICT
BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



ITEM
11.1
(ID # 9800)

MEETING DATE:
Tuesday, July 23, 2019

FROM: FLOOD CONTROL DISTRICT:

SUBJECT: FLOOD CONTROL DISTRICT: Approval of the Specifications and Contract Documents, Authorize to Advertise for Bids for the Palm Canyon Wash, Stage 94 (Emergency Sediment Excavation) Project, Project No. 6-0-00040-94, CEQA Exempt, District 4. [\$0] (CLERK TO ADVERTISE)

RECOMMENDED MOTION: That the Board of Supervisors:

1. Finds that emergency work Project is exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15269 (a)(b)(c) and Section 15301 of the State CEQA Guidelines;
2. Approve the Specifications and Contract Documents, including the plan specifications and project drawings, for the Palm Canyon Wash, Stage 94 (Emergency Sediment Excavation) Project ("Project") and approve the Project;
3. Authorize the Clerk of the Board to advertise for construction contract bids to be received by the Riverside County Flood Control and Water Conservation District ("District") office located at 1995 Market Street, Riverside, California, 92501 up to the hour of 2:00 p.m., Thursday, August 22, 2019, at which time bids will be opened;
4. Direct the Clerk of the Board to return all four (4) copies of the executed Palm Canyon Wash, Stage 94 (Emergency Sediment Excavation) Specifications and Contract Documents books to the District; and
5. Direct the Clerk of the Board to file the Notice of Exemption with the County Clerk within five days of approval by this Board.

ACTION: Policy, Clerk to Advertise


Edwin Quinonez 7/19/2019

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: July 23, 2019
xc: Flood

Kecia R. Harper
Clerk of the Board

By: 
Deputy

**SUBMITTAL TO THE FLOOD CONTROL AND WATER CONSERVATION DISTRICT BOARD
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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: N/A			Budget Adjustment: N/A	
			For Fiscal Year: N/A	

C.E.O. RECOMMENDATION: Approve

BACKGROUND:

Summary

This emergency work will remove sediment and debris accumulation within Palm Canyon Wash that resulted from the February 14, 2019 severe winter storm, which brought large amounts of rain to Palm Springs and the surrounding communities. Removal of such deposits is necessary to restore the hydraulic capacity of the wash and adequate levee protection for the adjacent communities. Additionally, this work will continue to facilitate the ongoing processing of levee certification through Federal Emergency Management Agency (FEMA) by restoring certification criteria (see attached project description and location map).

The Specifications and Contract Documents for the Project have been approved as to form by County Counsel. A brief project description and location map is attached.

CEQA Findings

Based on the review of the proposed emergency action, the District has found that the emergency work Project is exempt pursuant to Section 15301 for "Existing Facilities" and Section 15269(a), (b) and (c) for "Emergency Projects" of the State CEQA Guidelines. The work is associated with existing flood control facilities and meets the conditions described in Section 15269(a), (b) and (c) for specific actions necessary to prevent or mitigate an emergency and to maintain essential flood control services. Additionally, the Governor declared a state of emergency on February 21, 2019 for multiple counties, including Riverside County, due to winter storms.

Impact on Residents and Businesses

Impact on local residents and businesses is considered to be minimal. Residents and businesses could experience general construction noise or dust from heavy equipment and increased truck traffic on permitted haul routes. Work will restore flood protection and public safety in the project vicinity.

Additional Fiscal Information

The Palm Canyon Wash, Stage 94 (Emergency Sediment Excavation) Project contemplated in this Form 11 merely approves the Plans and Specifications and Contract Documents identifying

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the proposed work, as well as authorizes the Clerk of the Board to advertise said contract documents. No expenses will be incurred as a result of this action.

Contract History and Price Reasonableness

The Engineer's estimate for Palm Canyon Wash, Stage 94 (Emergency Sediment Excavation) Project is \$1,608,000 and the action today, if approved will authorize the District to pursue competitive bids through the California Public Works Contract Process. The District will then return to the Board of Supervisors to seek approval to award the contract to the lowest responsive, responsible bidder.

ATTACHMENTS:

1. Notice to Contractors
2. Project Description and Location Map
3. Notice of Exemption and Authorization to Bill
4. Specifications and Contract Documents (Cover)



Jason Farin, Senior Management Analyst

7/16/2019



Gregory V. Priaplos, Director County Counsel

7/11/2019

NOTICE INVITING BIDS TO CONTRACTORS

Riverside County Flood Control and Water Conservation District hereinafter called "District", invites sealed proposals for construction of:

**Palm Canyon Wash, Stage 94 (Emergency Sediment Excavation)
Project No. 6-0-00040-94
located in the city of Palm Springs
Riverside County, California**

On or after **July 23, 2019**, Specifications and Contract Documents may be examined at the District's office at 1995 Market Street, Riverside, California, and may be obtained upon payment to District of **\$60.00** per set, received at the District's office and **\$65.00** per set if mailed. The Specifications and Contract Documents are also offered on CD-ROM for \$10.00 received at the District's office and \$15.00 if mailed. No refund.

Each proposal must be accompanied by a bid security in the form of a certified check, cashier's check or bid bond equal to ten percent (10%) of the amount bid, payable to the Riverside County Flood Control and Water Conservation District as a guarantee that the Contractor will, if awarded the contract, execute a satisfactory contract and furnish the required bonds and proof of insurance.

Bid Proposals must be placed in a sealed envelope clearly marked "Bid Proposal". Bid Proposals must be in accordance with the instructions and other Contract Documents and filed with the District by **2:00 p.m. on Thursday, August 22, 2019** at 1995 Market Street, Riverside, California, which time and place are fixed for the public opening of bids.

Any questions, requests for information and requests for clarification or interpretation of the Specifications must be submitted in writing to the District attention:

Ryan Gosliga
Email: rgosliga@rivco.org

OR

Hard Copy: Riverside County Flood Control and Water Conservation District
1995 Market Street, Riverside, CA 92501
Attn: Ryan Gosliga

Questions or requests must be received **no later than 5:00 p.m. on Tuesday, August 13, 2019**.

Pursuant to Labor Code Section 1771.1, any Contractor bidding and subcontractors to be listed on a Bid Proposal are subject to Public Contract Code Section 4104 and shall not be eligible to bid unless currently registered with the Department of Industrial Relations and qualified to perform public works pursuant to Labor Code Section 1725.5. No Contractor or subcontractor may be awarded a public works project or enter into a Contract without proof of current registration to perform public works.

General prevailing rate of per diem wages and general prevailing rate of per diem wages for holiday and overtime work, including employer payments for health and welfare, pension, vacation, apprentices and similar purposes for each craft, classification or type of workman needed for execution of

contracts under the jurisdiction of District have been obtained by the Board of Supervisors of the District from the Director of Industrial Relations of the State of California for the area where the work is to be done. The said determinations are on file in the principal office of the District, and will be made available to any interested person upon request.

THIS PROJECT IS SUBJECT TO COMPLIANCE MONITORING AND ENFORCEMENT BY THE DEPARTMENT OF INDUSTRIAL RELATIONS. The awarded prime Contractor shall post job site notices, including a copy of the prevailing rate of per diem wages determinations made by the Director for the Department of Industrial Relations and other notices prescribed by regulations and comply with the provisions of the California Labor Code, including, without limitation, Sections 1771.4, 1773.1, 1773.2, 1774, 1775, 1776, and 1777.5.

Contractor shall furnish the records specified in Labor Code Section 1776, including but limited to the certified payroll records, directly to the Labor Commissioner for the Department of Industrial Relations.

Substitution of securities for any moneys withheld by District shall be permitted as provided for by Section 22300 of the California Public Contract Code.

Contractors submitting proposals for this project shall have an active and in good standing Class "A" Contractor's license from the State of California in order to be considered eligible for the contract award. The license(s) shall remain active and in good standing throughout the entire duration of the project.

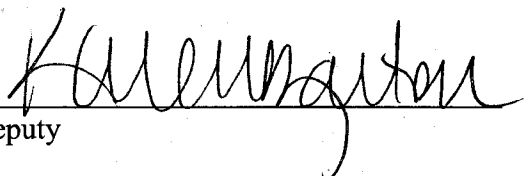
This project is wholly or partially federally funded and subject to certain requirements including Affirmative Action requirements, Executive Order #11246, equal employment opportunity and others. The aforementioned are described in the Special Federal Provisions section of this bid document.

With the submittal of the Bid Proposal, the Contractor shall submit for approval by the District documented evidence of satisfaction of all of the Bidder Qualifications listed above. As part of this submittal, Experience Statement shall be completed indicating at a minimum, the name, address, and phone number of the project owner and owner's representative, the location of the project, the amount of material installed, and completion date.

Dated: July 23, 2019

RIVERSIDE COUNTY FLOOD CONTROL
AND WATER CONSERVATION DISTRICT

KECIA R. HARPER
Clerk of the Board

BY 
Deputy

NOTICE OF EXEMPTION

To: County Clerk
 County of Riverside
 2724 Gateway Drive
 Riverside, CA 92507

From: Riverside County Flood Control
 and Water Conservation District
 1995 Market Street
 Riverside, CA 92501
 Jason Swenson, 951.955.8082

Original Negative Declaration/Notice of
 Determination was routed to County
 Clerks for posting on.

7/24/19 JS
 Date Initial

Project Title: Emergency Work within Existing Flood Control Facilities, Palm Springs, CA

Project Location – Specific:

The Emergency Work addresses existing District facilities in the city of Palm Springs. Facilities include the Palm Canyon Wash Levee system and the Tahquitz Creek Debris Basin. Tahquitz Creek Debris Basin is located in the western portion of Palm Springs approximately 0.5 miles west of the intersection of South Palm Canyon Drive and Tahquitz Creek Channel. The existing Palm Canyon Wash Levee system is located in the southern portion of Palm Springs generally between Bogart Trail and Gene Autry Drive.

Project location – City/Community: Palm Springs

Project Location – County: Riverside

Project Description:

On February 14, 2019, a severe winter storm brought large amounts of rain to Palm Springs and the surrounding watersheds. As a result, a large quantity of sediment and debris was deposited within the Palm Canyon Wash Levee system and Tahquitz Creek Debris Basin. Due to the greatly reduced capacity within these flood control facilities, additional storm flows could potentially result in a threat to life and property in the adjacent communities. Therefore, in order to mitigate the potential damage, the District intends to conduct emergency work. The emergency work generally consists of sediment/debris removal from the existing flood control facilities.

Name of Public Agency Approving Project: Riverside County Flood Control and Water Conservation District

Name of Person or Agency Carrying Out Project: Riverside County Flood Control and Water Conservation District

Exempt Status: *(check one)*

- Ministerial (Sec. 21080 (b) (1); 15268);
- Declared Emergency 15269 (a);
- Emergency Project 15269 (b) (c);
- Categorical Exemption. State type and Section Number: Section 15301
- Statutory Exemptions. State Code Number: _____

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NOTICE OF EXEMPTION**Project Title:** Emergency Work within Existing Flood Control Facilities, Palm Springs, CA**Page 2****Reasons Why Project is Exempt:**

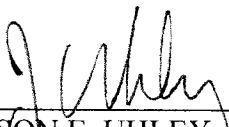
The proposed project meets the following exemption criteria set forth in the CEQA Guidelines:

- Section 15269 Emergency Projects:
 - (a) Projects to maintain, repair, restore, demolish or release property or facilities damaged or destroyed as a result of a disaster in a disaster stricken area in which a state of emergency has been proclaimed by the Governor pursuant to the California Emergency Services Act, commencing with Section 8550 of the Government Code. Governor Newsom declared a State of Emergency on February 21, 2019 for multiple counties, including Riverside County, due to winter storms.
 - (b) Emergency repairs to publicly or privately owned service facilities necessary to maintain service essential to the public health, safety or welfare. The District needs to remove accumulated debris and/or sediment within the existing facilities to maintain essential flood control protection for downstream areas.
 - (c) Specific actions necessary to prevent or mitigate an emergency. The emergency work includes the immediate removal of sediment and debris from existing District facilities to mitigate potential flood damage to private property and flood control infrastructure.
- Section 15301 Existing Facilities: The operation, repair, maintenance, permitting, leasing, licensing, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use beyond that existing at the time of the lead agency's determination. The emergency work is associated with existing flood control facilities.

Lead Agency: Riverside County Flood Control and Water Conservation District**Lead Agency Contact:** Jason Swenson **Telephone:** 951.955.8082**If filed by applicant:**

1. Attach certified document of exemption finding.
2. Has a Notice of Exemption been filed by the public agency approving the project? Yes No

Lead Agency Signature: _____


 JASON E. UHLEY
 General Manager-Chief Engineer
 Riverside County Flood Control
 and Water Conservation District

Date: _____

5/2/19

RIVERSIDE COUNTY CLERK-RECORDER

AUTHORIZATION TO BILL

TO BE FILLED OUT BY SUBMITTING AGENCY

DATE: 6/24/2019 BUSINESS UNIT/AGENCY: FLOOD CONTROL - FCARC

ACCOUNTING STRING:

ACCOUNT: 526410 FUND: 26160
DEPT ID: 947500 PROGRAM: _____

AMOUNT: \$50.00

REF:

FINAL CEQA POSTING (NOTICE OF EXEMPTION) FOR PALM CANYON WASH LEVEE EMERGENCY WORK (226-6-8-00900-00-00-5010-000).

THIS AUTHORIZES THE COUNTY CLERK & RECORDER TO ISSUE AN INVOICE FOR PAYMENT OF ALL DOCUMENTS INCLUDED.

NUMBER OF DOCUMENTS INCLUDED:

1

AUTHORIZED BY: Irene Sibley Ext 51281
PRESENTED BY: Joan Valle Ext 58856
CONTACT: Jason Swenson Ext 58082 or Randy Sheppard Ext 51306

TO BE FILLED OUT BY COUNTY CLERK

ACCEPTED BY:

Irene Sibley

DATE:

06-25-19

DOCUMENT NO(S)/INVOICE NO(S):



OFFICE OF THE
CLERK OF THE BOARD OF SUPERVISORS
1st FLOOR, COUNTY ADMINISTRATIVE CENTER
P.O. BOX 1147, 4080 LEMON STREET
RIVERSIDE, CA 92502-1147
PHONE: (951) 955-1060 FAX: (951) 955-1071

KECIA R. HARPER
Clerk of the Board of Supervisors

KIMBERLY A. RECTOR
Assistant Clerk of the Board

July 24, 2019

THE DESERT SUN
ATTN: LEGALS
P.O. BOX 2734
PALM SPRINGS, CA 92263

E-MAIL: legals@thedesertsun.com
FAX: (760) 778-4731

RE: NOTICE INVITING BIDS: PALM CANYON WASH, STAGE 94 PROJECT

To Whom It May Concern:

Attached is a copy for publication in your newspaper for **TWO (2) CONSECUTIVE THURSDAYS: AUGUST 8 and 15, 2019.**

We require your affidavit of publication immediately upon completion of the last publication.

NOTE: PLEASE COMPOSE THIS PUBLICATION INTO A SINGLE COLUMN FORMAT.

Thank you in advance for your assistance and expertise.

Sincerely,

Karen Barton

Board Assistant to:
KECIA R. HARPER, CLERK OF THE BOARD

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Ryan Gosliga

Email: rgosliga@rivco.org

OR

Hard Copy: Riverside County Flood Control and Water Conservation District
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Attn: Ryan Gosliga

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General prevailing rate of per diem wages and general prevailing rate of per diem wages for holiday and overtime work, including employer payments for health and welfare, pension, vacation, apprentices and similar purposes for each craft, classification or type of workman needed for execution of contracts under the jurisdiction of District have been obtained by the Board of Supervisors of the District from the Director of Industrial Relations of the State of California for the area where the work is to be done. The said determinations are on file in the principal office of the District, and will be made available to any interested person upon request.

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Contractors submitting proposals for this project shall have an active and in good standing Class "A" Contractor's license from the State of California in order to be considered eligible for the contract award. The license(s) shall remain active and in good standing throughout the entire duration of the project.

This project is wholly or partially federally funded and subject to certain requirements including Affirmative Action requirements, Executive Order #11246, equal employment opportunity and others. The aforementioned are described in the Special Federal Provisions section of this bid document.

With the submittal of the Bid Proposal, the Contractor shall submit for approval by the District documented evidence of satisfaction of all of the Bidder Qualifications listed above. As part of this submittal, Experience Statement shall be completed indicating at a minimum, the name, address, and phone number of the project owner and owner's representative, the location of the project, the amount of material installed, and completion date.

Alternative formats available upon request to individuals with disabilities.

Dated: July 24, 2019

KECIA R. HARPER
Clerk of the Board
By: Karen Barton, Board Assistant

PROOF OF PUBLICATION

**STATE OF CALIFORNIA SS.
COUNTY OF RIVERSIDE**

RIVERSIDE COUNTY-BOARD OF SUP.
4080 LEMON ST

RIVERSIDE CA 92501

I am over the age of 18 years old, a citizen of the United States and not a party to, or have interest in this matter. I hereby certify that the attached advertisement appeared in said newspaper (set in type not smaller than non pariel) in each and entire issue of said newspaper and not in any supplement thereof on the following dates, to wit:

08/08/19, 08/15/19

I acknowledge that I am a principal clerk of the printer of The Desert Sun, printed and published weekly in the City of Palm Springs, County of Riverside, State of California. The Desert Sun was adjudicated a Newspaper of general circulation on March 24, 1988 by the Superior Court of the County of Riverside, State of California Case No. 191236.

I certify under penalty of perjury, under the laws of the State of California, that the foregoing is true and correct.. Executed on this 15th of August 2019 in Green Bay, WI. County of Brown.

[Signature]
DECLARANT

Ad#:0003701842
P O : 6-0-00040-94
of Affidavits : 1

*Flood
7/23/19 11.1*

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Ryan Gosli
Email: rgos
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Dated: July 24, 2019

KECIA R. HARPER
Clerk of the Board
By: Karen Barton, Board Assistant

Pub: 8/8, 8/15/19

Alternative formats available upon request to individuals with disabilities.

Dated: July 24, 2019

KECIA R. HARPER
Clerk of the Board

By: Karen Barton, Board Assistant

Pub: 8/8, 8/15/19

RECEIVED RIVERSIDE COUNTY
CLERK / BOARD OF SUPERVISORS
2019 AUG 23 PM 1:05

**ADDITIONAL ITEMS FILED
WITH
THE CLERK OF THE
BOARD**