

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



ITEM: 3.25
(ID # 8030)

MEETING DATE:
Tuesday, November 19, 2019

FROM : TLMA-TRANSPORTATION:


SUBJECT: TRANSPORTATION AND LAND MANAGEMENT AGENCY/TRANSPORTATION:

Authorize the Director of Transportation to Execute Funding Agreements with Utility Owners for the Relocation, Protection, Adjustment and Installation of Utility Facilities. All Districts. [\$0]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Authorize the Director of Transportation, or designee, to execute funding agreements with Utility Owners for the relocation, protection, adjustment, and installation of utility facilities within an approved County of Riverside public works project, up to the amount of \$100,000, and as approved by County Counsel.


ACTION: Policy


Patricia Romo, Director of Transportation 10/3/2019

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Perez, seconded by Supervisor Hewitt 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: November 19, 2019
xc: Transp.

Kecia R. Harper
Clerk of the Board
By: 
Deputy

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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: No	
			For Fiscal Year: 18/19	

C.E.O. RECOMMENDATION: Approve

BACKGROUND:

Summary

County public works improvements require the relocation, protection, and adjustment of utility facilities. The owners of the facilities often request that the Transportation Department include such utility work as part of the County's contract work.

Utility companies are responsible for all costs for the adjustment and relocation of their facilities which are in conflict with the County's public works improvements unless the company has superior property rights with regard to the facilities. The inclusion of the adjustment and relocation work is of benefit to the County to facilitate construction, minimize construction delays, and benefits the utility owner in terms of convenience and, often, cost.

Additionally, utility owners occasionally request that the County include the installation of new utility facilities in County public works contracts at the expense of the utility owner. Such work, prior to or during construction of County improvements, is encouraged by the Transportation Department so that cutting into newly constructed roadways is minimized. Including utility work in the County's contract allows the County to better control and schedule the work which reduces contract delays and overall construction time-frames.

By Minute Order dated February 28, 2006, item no. 3.52, the Board of Supervisors delegated authority to the Director of Transportation to execute Letter Agreements up to the amount of \$50,000, which provides for the inclusion of minor utility adjustments and relocation work in Transportation Department construction contracts, upon approval of the utility company. The Transportation Department has been successful in utilizing letter agreements to add the relocation and adjustment of utilities owned by various utility owners to construction contracts.

Funding agreements with estimated costs in excess of \$50,000 are currently submitted to the Board of Supervisors for execution. Such funding agreements are typically at the sole expense of the utility. With the increase in complexity and cost of utility work, the Transportation Department requests that the Board of Supervisors increase the Director of Transportation, or his or her designee's, authority to approve utility agreements up to \$100,000. Approval of this requested authority change will enable the Director of Transportation, or designee, to execute

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letter agreements and amendments to executed letter agreements with total costs of up to \$100,000.

Execution of Funding Agreements, and amendments to Letter Agreements up to the proposed threshold by the Director of Transportation or designee will reduce administrative time and costs and reduce the number of routine items submitted to the Board of Supervisors. All such documents will continue to be submitted to County Counsel for approval as to legal form. Funding agreements in excess of the \$100,000 threshold will continue to be submitted to the Board of Supervisors for approval.

Impact on Residents and Businesses

Inclusion of utility work in the County's public works contracts provides for more efficient construction and minimizes delays to the construction schedule and reduces inconvenience to the public.

Additional Fiscal Information

N/A

Contract History and Price Reasonableness

There is no cost to the County for the included utility work. County administrative and construction inspection activities are included in the letter agreement and are paid by the utility company.



Jason Farin, Senior Management Analyst

11/12/2019



Gregory J. Priamos, Director County Counsel

10/23/2019