

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



ITEM: 11.3
(ID # 15591)

MEETING DATE:

Tuesday, June 29, 2021

FROM: FLOOD CONTROL DISTRICT:

SUBJECT: FLOOD CONTROL DISTRICT: Approval of Amendment No. 2 to Consulting Services Agreement Between the Riverside County Flood Control and Water Conservation District and CValdo Corporation, All Districts. [\$600,000 Total Amendment Cost - District Funds 100%]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Approve the Amendment No. 2 to Consulting Services Agreement (Amendment No. 2) between the Riverside County Flood Control and Water Conservation District (District) and CValdo Corporation (Consultant);
2. Authorize the Chair of the District's Board of Supervisors to execute the Amendment No. 2 documents on behalf of the District; and
3. Direct the Clerk of the Board to return two (2) executed copies of Amendment No. 2 to the District.

ACTION: Policy

Jason Uhley, GENERAL MGR-CHF FLD CNTRL ENG

6/17/2021

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Washington, seconded by Supervisor Jeffries 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: June 29, 2021
xc: Flood

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	\$ 600,000	\$ 600,000	\$ 0
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0
SOURCE OF FUNDS: SEE SOURCE OF FUNDS BELOW			Budget Adjustment: No	
			For Fiscal Year: 21/22	

C.E.O. RECOMMENDATION: Approve

BACKGROUND:

Summary

On June 12, 2018, the District's Board of Supervisors approved a Multi-Year Consulting Services Agreement (Agreement) between the District and CValdo Corporation (Consultant) (Board Agenda Item No. 11.1). Pursuant to this Agreement, Consultant was retained to provide professional consulting services in support of the District's ongoing improvement plan review activities.

The Agreement, with a not-to-exceed contract limit of \$2,400,000 over the term of the Agreement (FY 2018-19 through FY 2021-22), allows the District to effectively respond to the fluctuating demands of development activity without affecting the District's core staffing levels or resources. However, additional services are necessary to accommodate increased demand for plan check services without causing delay for the FY 2021-22 time period. Consultant has assisted the District with its plan check efforts for many years and is currently under contract with the District.

This Amendment No. 2 is necessary to increase the total not-to-exceed contract maximum from Two Million Four Hundred Thousand Dollars (\$2,400,000) to Three Million Dollars (\$3,000,000) for FY 2021-22. This increase of Six Hundred Thousand Dollars (\$600,000) is needed to accommodate the increased demand for plan check work.

County Counsel has approved the Amendment No. 2 as to legal form, and the Consultant has executed the Amendment No. 2.

Impact on Residents and Businesses

Plan check review services performed under this contract are funded on a fee for service basis by entities that are processing improvement plans through the District. The remaining work is funded through existing District ad valorem property tax revenues to expedite the delivery of important programs and projects for the benefit of resident and businesses throughout the District's service area.

AMENDMENT NO. 2 TO
CONSULTING SERVICES AGREEMENT

The Riverside County Flood Control and Water Conservation District, hereinafter called "DISTRICT", and CValdo Corporation, a California corporation, hereinafter called "CONSULTANT", previously entered into that certain Consulting Services Agreement, hereinafter called "AGREEMENT", dated June 12, 2018 to provide on-call engineering services support and ancillary professional services in accordance with applicable federal, state and local laws and regulations as requested by DISTRICT; and

WHEREAS, DISTRICT and CONSULTANT previously entered into Amendment No. 1 ("AMENDMENT No. 1") on October 26, 2020; and

WHEREAS, due to increased need for engineering plan check services, DISTRICT desires to increase the total not-to-exceed amount of Two Million and Four Hundred Thousand Dollars (\$2,400,000) by Six Hundred Thousand Dollars (\$600,000), with an updated not to exceed amount of Three Million Dollars (\$3,000,000); and

NOW, THEREFORE, DISTRICT and CONSULTANT mutually agree to amend AGREEMENT as follows, effective July 1, 2021:

1. Section 5 is amended to read:

5. COMPENSATION

"CONSULTANT shall receive compensation for all services satisfactorily performed under this Agreement in accordance with the terms of the approved Task Order(s). The maximum amount of any Task Order to be paid to CONSULTANT for the performance of all Task Orders approved pursuant to this Agreement shall not exceed Four Hundred Thousand Dollars (\$400,000) in any given Fiscal Year 2018-19, 2019-20 and 2020-21; shall not exceed Six Hundred Thousand Dollars (\$600,000) in any single Fiscal Year 2021-22; and cumulative total of all task

orders shall not exceed the sum of Three Million Dollars (\$3,000,000) for the entire term of this AGREEMENT and any amendments thereafter."

2. Except to the extent specifically added to, modified, or amended herein, all of the terms, covenants and conditions of said AGREEMENT, dated June 12, 2018, and Amendment No. 1, dated October 26, 2020, shall remain in full force and effect between the parties hereto.

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IN WITNESS WHEREOF, the parties hereto have executed this Amendment on

June 29, 2021
(to be filled in by Clerk of the Board)

RECOMMENDED FOR APPROVAL:

**RIVERSIDE COUNTY FLOOD CONTROL
AND WATER CONSERVATION DISTRICT**

By: [Signature]
JASON E. UHLEY
General Manager-Chief Engineer

By: [Signature]
KAREN SPIEGEL, Chair
Riverside County Flood Control and Water
Conservation District Board of Supervisors

APPROVED AS TO FORM:

ATTEST:

GREGORY PRIAMOS
County Counsel

KECIA HARPER
Clerk of the Board

By: [Signature]
SYNTHIA M. GUNZEL
Chief Deputy County Counsel


By: [Signature]
Deputy

(SEAL)



Amendment No. 2 to Consulting Services Agreement
w/CValdo Corporation
06/10/21
RSM:blm

CVALDO CORPORATION

By: 
MICHAEL CAIRNS
Principal/CFO

Amendment No. 2 to Consulting Services Agreement
w/CValdo Corporation
06/10/21
RSM:blm