

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



ITEM: 3.27
(ID # 18731)

MEETING DATE:

Tuesday, April 12, 2022

FROM : TRANSPORTATION AND LAND MANAGEMENT AGENCY (TLMA):

SUBJECT: TRANSPORTATION AND LAND MANAGEMENT AGENCY: Ratify and Approve Amendment No. 3 to the Professional Service Agreement (TLARC-97130-001-06/21) with Vacation Rental Compliance, LLC for Short Term Vacation Rental Services; All Districts. [\$80,000 Total Amendment Cost - Short Term Rental Revenue 100%]

RECOMMENDED MOTION: That the Board of Supervisors:

1. **Ratify and Approve** Amendment No. 3 to the Professional Service Agreement (TLARC-97130-001-06/21) with Vacation Rental Compliance, LLC for Short Term Vacation Rental Services to increase the annual contract amount by \$80,000 from \$95,000 annually to \$175,000 annually, and authorize the Chair of the Board to sign three (3) copies of the Amendment on behalf of the County; and
2. **Authorize** the Purchasing Agent, in accordance with Ordinance No. 459, based on the availability of fiscal funding and as approved by County Counsel to sign amendments that make modifications of the statement of work that stay within the intent of the Agreement.

ACTION:Policy

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Washington, 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: April 12, 2022
xc: TLMA

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	\$ 80,000	\$ 0	\$ 80,000	\$ 0
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0
SOURCE OF FUNDS: Short-Term Rental Revenue 100%			Budget Adjustment:	No
			For Fiscal Year:	21/22

C.E.O. RECOMMENDATION: Approve

BACKGROUND:

Summary

The TLMA Planning Department works with Vacation Rental Compliance, LLC in partnership to provide professional support services in the implementation and operation of its Ordinance Regulating Short Term Rentals (Ordinance No. 927) throughout its unincorporated areas. The purpose of the Short-Term Rental Ordinance is to regulate the activity of renting a privately owned residential dwelling unit for any period of less than thirty (30) consecutive days to safeguard the peace, health, safety, and general welfare of the residents in the unincorporated areas of County of Riverside. This is achieved through management of the Short-Term Rental application process, enforcement of the overall program, as well as the collection of the Transient Occupancy Taxes.

The request before the Board is for the approval of the Amendment No. 3 with Vacation Rental Compliance, LLC for Short Term Vacation Rental Services to increase the annual amount by \$80,000 from \$95,000 annually to \$175,000 annually, due to significant increase in the number of short-term rental units operating throughout the unincorporated communities of the County.

This request will allow time for implementation of the new Deckard Technologies Inc. Agreement for Short Term Rental Management Services approved by the Board on February 1, 2022. TLMA will terminate the contract with Vacation Rental, once Deckard Technologies Inc. is fully implemented.

Impact on Residents and Businesses

The growth of the Short-Term Rental trend has led to an increased demand from the residents of Riverside County for efficient management and more robust enforcement of short-term rentals. This contract is one component of a plan to provide more effective responses and reduce the calls for service to Code Enforcement and Law Enforcement. There is no negative impact on the citizens or businesses in the County of Riverside.

SUPPLEMENTAL

Additional Fiscal Information

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The current fiscal year annual amount is \$95,000. This Amendment No. 3 will increase the annual amount by \$80,000 from \$95,000 annually to \$175,000 annually.

Contract History and Price Reasonableness

The Professional Services Agreement (#TLARC-97130-001-06/21) with Vacation Rental Compliance, LLC for Short Term Vacation Rental Services was executed on March 10, 2016; the Amendment No. 1 was executed on December 1, 2020 to increase the contract amount from \$65,000 annually to an aggregate amount of \$95,000; Amendment No. 2 was executed June 24, 2021 to extend the period of performance through June 2022 and increase the contract amount from an aggregate amount of \$95,000 to \$95,000 annually.

Purchasing and Fleet Services released a Request for Proposal (RFP) #TLARC-713-A, on behalf of TLMA-Planning Department for Short Term Rental Management Services. The proposals were thoroughly evaluated by an evaluation committee and recommended awarding to Deckard Technologies Inc. and was approved on February 1, 2022, Agenda Item 3-17.

ATTACHMENT A. Amendment No. 3 with Vacation Rental Compliance, LLC



Jason Farin, Principal Management Analyst 4/5/2022

AMENDMENT NO. 3 TO THE PROFESSIONAL SERVICE AGREEMENT
FOR SHORT TERM VACATION RENTAL SERVICES BETWEEN COUNTY OF
RIVERSIDE AND VACATION RENTAL COMPLIANCE, LLC

Original Period of Performance:	March 10, 2016 through June 30, 2021
Period of Performance Extended To:	June 30, 2022
Effective Date of Amendment No. 3:	February 1, 2022
Original Annual Maximum Payment Amount:	\$65,000
Amended Annual Maximum Payment Amount:	\$175,000
Contract ID:	TLARC-97130-001-06/21

This AMENDMENT NO. 3 TO THE PROFESSIONAL SERVICE AGREEMENT FOR SHORT TERM VACATION RENTAL SERVICES BETWEEN COUNTY OF RIVERSIDE AND VACATION RENTAL COMPLIANCE, LLC (herein referred to as "Amendment No. 3") is made and entered into by and between the COUNTY OF RIVERSIDE, a political subdivision of the State of California, (herein referred to as "COUNTY") and VACATION RENTAL COMPLIANCE, LLC, a California limited liability company, (herein referred to as "CONTRACTOR"), sometimes collectively referred to as the "Parties."

RECITALS

WHEREAS, COUNTY and CONTRACTOR entered into that certain Professional Service Agreement for Short Term Vacation Rental Services, executed March 10, 2016, (herein referred to as "Agreement"); and

WHEREAS, COUNTY and CONTRACTOR entered into that certain Amendment No. 1 to the Agreement, executed December 1, 2020, to change the maximum payment amount from \$65,000 annually to an aggregate amount of \$95,000; and

WHEREAS, COUNTY and CONTRACTOR entered into that certain Amendment No. 2 to the Agreement, executed June 24, 2021, to extend the period of performance through June 30, 2022 and change the maximum payment amount from an aggregate amount of \$95,000 to an annual maximum payment amount of \$95,000;

WHEREAS, COUNTY and CONTRACTOR now desire to amend the Agreement to increase the maximum payment amount from \$95,000 annually to \$175,000 annually;

NOW THEREFORE, the Parties agree as follows:

1. **Recitals.** The above recitals are true and correct, and are incorporated herein by reference.
2. **Compensation.** The second sentence of Subsection 3.1 of Section 3. Compensation is hereby amended to increase the maximum payment amount from \$95,000 annually to \$175,000 annually, as follows:

"Maximum payments by COUNTY to CONTRACTOR shall not exceed one hundred seventy-five thousand dollars (\$175,000) annually, including all expenses."
3. **Miscellaneous.** All other terms and conditions of the Agreement not modified herein shall remain unchanged and in full force and effect.
4. **Effective Date.** This Amendment No. 3 shall become effective on February 1, 2022.

AMENDMENT NO. 3 TO THE PROFESSIONAL SERVICE AGREEMENT
FOR SHORT TERM VACATION RENTAL SERVICES BETWEEN COUNTY OF
RIVERSIDE AND VACATION RENTAL COMPLIANCE, LLC

5. **Counterparts.** This Amendment No. 3 may be executed in any number of counterparts, each of which shall be an original, but all of which together shall constitute one and the same instrument.

6. **Electronic Signatures.** Each Party to this Amendment No. 3 agrees to the use of electronic signatures, such as digital signatures that meet the requirements of the California Uniform Electronic Transactions Act (“CUETA”) Cal. Civ. Code §§ 1633.1 to 1633.17), for executing this Amendment No. 3. The Parties further agree that the electronic signatures of the Parties included in this Amendment No. 3 are intended to authenticate this writing and to have the same force and effect as manual signatures. Electronic signature means an electronic sound, symbol, or process attached to or logically associated with an electronic record and executed or adopted by a person with the intent to sign the electronic record pursuant to the CUETA as amended from time to time. The CUETA authorizes use of an electronic signature for transactions and contracts among parties in California, including a government agency. Digital signature means an electronic identifier, created by computer, intended by the party using it to have the same force and effect as the use of a manual signature, and shall be reasonably relied upon by the Parties. For purposes of this section, a digital signature is a type of "electronic signature" as defined in subdivision (i) of Section 1633.2 of the Civil Code.


[Signature Page Follows]

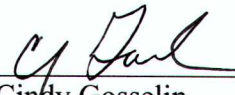
AMENDMENT NO. 3 TO THE PROFESSIONAL SERVICE AGREEMENT
FOR SHORT TERM VACATION RENTAL SERVICES BETWEEN COUNTY OF
RIVERSIDE AND VACATION RENTAL COMPLIANCE, LLC

IN WITNESS WHEREOF, the Parties hereto have caused their duly authorized representatives to execute this Amendment No. 3.

COUNTY OF RIVERSIDE, a political
subdivision of the State of California

VACATION RENTAL COMPLIANCE,
LLC, a California limited liability company


By: 
Jeff Hewitt, Chair
Board of Supervisors

By: 
Cindy Gosselin
Member/President

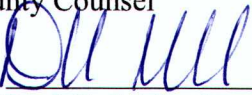
Dated: APR 12 2022

Dated: 3/28/2022

ATTEST:
Kecia R. Harper
Clerk of the Board

By: 
Deputy

APPROVED AS TO FORM:
County Counsel

By: 
Danielle Maland
Deputy County Counsel