

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



ITEM: 3.19
(ID # 18370)

MEETING DATE:

Tuesday, November 29, 2022

FROM : FACILITIES MANAGEMENT AND RIVERSIDE UNIVERSITY HEALTH SYSTEM :

SUBJECT: FACILITIES MANAGEMENT (FM) AND RIVERSIDE UNIVERSITY HEALTH SYSTEM: Riverside University Health System Medical Center Emergency Clinical Laboratory Water Damage Remediation Project – California Environmental Quality Act Exempt, Ratify and Approve Emergency Contract with Belfor USA Group, Inc., District 5. [Total Cost \$81,500 - 100% RUHS Hospital Enterprise Fund 40050]

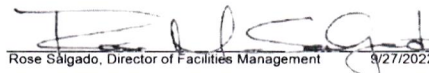
RECOMMENDED MOTION: That the Board of Supervisors:

1. Find that the Riverside University Health System Medical Center Emergency Clinical Laboratory Water Damage Remediation (RUHS-MC Emergency Clinical Lab Remediation) Project is exempt from the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15269 Emergency Projects Statutory Exemption, 15301 Class 1 Existing Facilities Categorical Exemption and Section 15061 (b)(3) "Common Sense" Exemption;
2. Find that an emergency, as defined by Section 1102 of the Public Contract Code, existed at the RUHS-MC Clinical Laboratory that did not permit a delay resulting from a competitive solicitation for bids, and Ratify and Approve the actions taken by the Director of Facilities Management that were necessary to respond to the emergency;

Continued on Page 2

ACTION:Policy

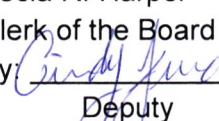

Jennifer Cruikshank, Chief Executive Officer – Health System 9/27/2022


Rose Salgado, Director of Facilities Management 9/27/2022

MINUTES OF THE BOARD OF SUPERVISORS

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

Ayes: Jeffries, Spiegel, Washington, Hewitt, and Perez
Nays: None
Absent: None
Date: November 29, 2022
xc: FM, RUHS

Kecia R. Harper
Clerk of the Board
By: 
Deputy

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RECOMMENDED MOTION: That the Board of Supervisors:

3. Authorize the use of RUHS Hospital Enterprise Fund 40050 in the amount of \$81,500, including reimbursement to Facilities Management (FM), for incurred emergency project related expenses;
4. Ratify and Approve the attached emergency Purchase Order MCARC-0000311654 with Belfor USA Group, Inc. dba. Belfor Property Restoration (Belfor), for the emergency remediation services in the amount of \$79,969; and
5. Ratify and Authorize the Director of Facilities Management, or her designee, to order any emergency action and administer all necessary agreements and documents related to the RUHS-MC Emergency Clinical Lab Remediation Project in accordance with applicable Board policies.

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost
COST	\$ 81,500	\$ 0	\$ 81,500	\$ 0
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0
SOURCE OF FUNDS: RUHS Enterprise Fund 40050 - 100%			Budget Adjustment: No	
			For Fiscal Year: 2022/23	

C.E.O. RECOMMENDATION: Approve

BACKGROUND:

Summary

On February 7, 2022, RUHS Medical Center experienced a catastrophic black water leak within the clinical laboratory causing damage to the Cytology Office, Point of Care Office, Accession, Microbiology, Chemistry, and Hematology lab areas. Following recommendations from the Industrial Hygienist, and due to the hypersensitive location of the leak and risk of infectious contamination, RUHS maintenance staff contacted the Facilities Management Maintenance Division to request a declaration of emergency be made so a remediation company could be procured to provide emergency repairs and clean-up of the affected units.

On February 8, 2022, Facilities Management (FM) issued an emergency declaration pursuant to the authority delegated in Resolution 2003-23 by the Board of Supervisors (Board), allowing FM to take immediate action to procure contracts to provide emergency work without competitive bidding. Failure to immediately address this health safety and welfare event due to "black water" intrusion within multiple areas of the hospital would pose imminent risk in the forms of: infectious disease control issues, non-compliance of regulatory standards, licensing; and accreditation implications related to California Department of Public Health (CDPH), The Joint Commission (TJC), Center for Medicaid and Medicare Services (CMMS); closure of health care areas,

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inability to provide adequate health care needs, and loss of county services. The remediation work was completed within 30 days and the units restored.

Facilities Management recommends the Board ratify and authorize the RUHS-MC Emergency Clinical Lab Remediation Project and the emergency Purchase Order MCARC-0000311654 with Belfor in the amount of \$79,969 to ensure operational safety of the clinical laboratory areas without delay.

(Continued)

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BACKGROUND:

Summary (Continued)

With certainty, there is no possibility that the RUHS-MC Emergency Clinical Lab Remediation Project may have a significant effect on the environment. The project is limited to an emergency response to provide maintenance and repairs associated with a black water leak at the RUHS Medical Center. The emergency repairs to an existing public facility are required to maintain service essential to public health and the associated actions necessary to mitigate an emergency. Therefore, the RUHS-MC Emergency Clinical Lab Remediation Project is exempt as the project meets the scope and intent of the Common Sense Exemption identified in Section 15061 (b)(3) Statutory Emergency Projects Exemption identified in 15269 (b)(c), and Class 1 Categorical Exemption identified in Section 15301. A Notice of Exemption will be filed by FM staff with the County Clerk within five days of Board approval.

Impact on Residents and Businesses

The RUHS-MC Emergency Clinical Lab Remediation Project ensures the laboratory areas within the clinical laboratory are kept hygienically clear of any infectious contamination, thus providing a safe environment for both staff and hospital patients.

Additional Fiscal Information

The amount of the project budget is as follows:

BUDGET LINE ITEMS	BUDGET AMOUNT
DESIGN PROFESSIONAL OF RECORD	0
SPECIALTY CONSULTANTS	0
REGULATORY PERMITTING	0
CONSTRUCTION	80,000
COUNTY ADMINISTRATION	1,500
PROJECT CONTINGENCY	0
TOTAL PROJECT BUDGET	\$ 81,500

All costs associated with this Board action will be expended in FY 2022/23 and are 100% funded by RUHS Hospital Enterprise Fund 40050.

Attachments:

- Emergency Declaration for the RUHS-MC Emergency Clinical Lab Remediation Project
- Purchase Order MCARC-0000311654 with Belfor USA Group, Inc. dba. Belfor Property Restoration


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RS:SP:SC;tv;mg

Project #FM08430012440

MT Item #18370

G:\Project Management Office\FORM 11'S\Form 11's_In Process\18370_D6 - 012440 - RUHS-MC Emerg Clinical Lab Water
Damage Remed - Emerg Procure Belfor_112922.doc



Suzanna Hockley, Assistant Director of Purchasing and Fleet Service

9/22/2022



Meghan Hahn, Principal Management Analyst

11/16/2022



Kristine Bell-Valdez, Supervising Deputy County Counsel

11/14/2022

To: Director of Facilities Management

From: Angela Simpkins

Date: 2/8/22

Subject: Emergency Clinical Laboratory Water Damage Remediation

On February 7, 2022, RUHS Medical Center experienced a catastrophic black water leak within the clinical laboratory causing damage to the Cytology Office, Point of Care Office, Accession, Microbiology, Chemistry, and Hematology lab areas. Following recommendations from the Industrial Hygienist, and due to the hypersensitive location of the leak and risk of infectious contamination, RUHS maintenance staff contacted the FM Maintenance Division to request a declaration of emergency be made so a remediation company could be procured to provide emergency repairs and clean-up of the affected units without loss of lab operations.

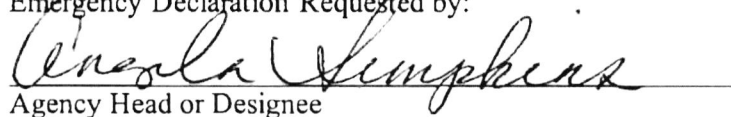
The emergency will not permit a delay resulting from a competitive solicitation for bids and be detrimental to the interests of the County because failure to immediately address this health safety and welfare event would pose imminent risk in the forms of: infectious disease control issues, non-compliance of regulatory standards, licensing and accreditation implications related to California Department of Public Health (CDPH), The Joint Commission (TJC), Center for Medicaid and Medicare Services (CMMS), closure of health care areas, inability to provide adequate health care needs, and loss of county services.

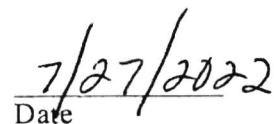
Therefore, with this memorandum, the Director of Facilities Management is declaring this to be an emergency situation pursuant to County of Riverside Board Policy B-11, Section IV *Emergency Action* which states in part:

In the case of an emergency (as defined by Public Contract Code Section 1102, "...[which] means a sudden, unexpected occurrence that poses a clear and imminent danger, requiring immediate action to prevent or mitigate the loss or impairment of life, health, property, or essential public services")

The procurement of necessary equipment, services, and supplies made under this declaration of emergency shall only be for the purpose of meeting needs created by the emergency situation and shall be subject to the requirements and reporting procedures described in Chapter 2.5 of the California Public Contract Code, commencing with Section 22050. Upon utilization of this authority a report will be made to the Board for ratification of all actions which exceed contractual authority of the Director of Facilities Management or the County Purchasing Agent.

Emergency Declaration Requested by:


Agency Head or Designee


Date

Emergency Declaration Approved by:

Rose Salgado Digitally signed by Rose Salgado
DN: cn=Rose Salgado, o=Riverside County, ou=Facilities
Management, email=RSalgado@rccwa.org, c=US
Date: 2022.07.29 10:48:21 -0700

Director of Facilities Management

Date



COUNTY OF RIVERSIDE

Purchasing and Fleet Services Department
2980 Washington St
Riverside, CA 92504
Phone: (951) 955-4937
Fax: (951) 955-3730

PURCHASE ORDER

Vendor Instructions

- | | |
|--|---|
| <ol style="list-style-type: none"> 1. Packaging Slip showing P.O. number and contents must accompany each shipment. 2. No charge for packaging or drayage will be allowed except when specified in order. 3. No partial billings except when specified in the order. 4. THIS ORDER EXPRESSLY LIMITS ACCEPTANCE TO THE TERMS OF THIS ORDER. ANY ADDITIONAL OR DIFFERENT TERMS PROPOSED BY THE SELLER ARE REJECTED UNLESS EXPRESSLY ASSENTED TO IN WRITING BY THE BUYER. | <ol style="list-style-type: none"> 5. MAIL INVOICE TO THE ADDRESS SHOWN BELOW. SHOW PURCHASE ORDER NUMBER AND ORDERING DEPARTMENT. 6. Out of state vendors MUST show CA Board of Equalization Permit Number. Otherwise, sales tax will be deducted. 7. IMPORTANT: Seller shall provide material safety data sheets for each product containing hazardous substances as listed by CA Dir. Ind. Rel. in CA Adm. Code, Title 8, Section 5194 and labor codes 8. If work is to be carried out on county property, vendor shall call purchasing and ascertain amounts and types of insurance required and provide proof of insurance before beginning work |
|--|---|

RCRMC

RCRMC
RCRMC
26520 Cactus Ave
Moreno Valley CA 92555
United States

CHANGE ORDER		Dispatch Via Email
Purchase Order MCArc-0000311654	Date 2022-08-22	Revision 1 - 2022-11-02
Payment Terms Net 30	Freight Terms FOB Destination, Freight Paid	Ship Via BEST WAY
Buyer Isreal Gomez	Phone	Currency USD

Vendor: 0000043947
Belfor USA Group Inc
440 West Crowther Avenue
Placentia CA 92780-6334
United States

Ship To: 4125-84000
RCRMC
Materials Management
26520 Cactus Ave
Moreno Valley CA
92555
United States

Attention: Not Specified

Bill To: RCRMC
Fiscal Services
26520 Cactus Ave
Moreno Valley CA 92555
United States

Tax Exempt? N

Tax Exempt ID:

Replenishment Option: Standard

Line-Sch	Item/Description	Mfg ID	Quantity	UOM	PO Price	Extended Amt	Due Date
1 - 1	INVOICE NUMBER 1658606 INVOICE DATE 03/15/22		79969.00	EA	1.00	79969.00	10/21/2022

Schedule Total 79969.00

Item Total MC93856-00215 79969.00

PAYMENT TERMS - For calculating due dates for payment terms, the County will use either the date that the invoice is received by the County or the date the goods/services are received, whichever is later. Net 30 FOB Destination; price includes shipping and handling. The County reserves the right to cancel the unexpended balance of this order at any time. In accepting this order, the vendor certifies that prices are the lowest offered any comparable customer and the County will be given the benefit of any lower prices. *

In the event of contradiction, between the County's and the Seller's conditions, the County's Terms and Conditions shall prevail.

Please refer to <http://www.purchasing.co.riverside.ca.us/> to view/print County Terms and Conditions

*116-200 General Terms

*116-210 General Conditions - Materials and/or Services

Purchase order not to exceed dollar amount. No Changes made without prior purchasing approval. Please forward corresponding invoice to AP@ruhealth.org.

Israel Gomez, Procurement Contract Specialist
Purchasing Department
Riverside University Health System - Medical Center
14375 Nason Street, Suite 208
Moreno Valley, CA 92555
Phone (951) 486-4826
Email: i.gomez@RUHealth.org
Invoice number 1658606

Authorized Signature



COUNTY OF RIVERSIDE

Purchasing and Fleet Services Department
2980 Washington St
Riverside, CA 92504
Phone: (951) 955-4937
Fax: (951) 955-3730

PURCHASE ORDER

Vendor Instructions

- | | |
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RRCMC

RRCMC
RRCMC
26520 Cactus Ave
Moreno Valley CA 92555
United States

CHANGE ORDER		Dispatch Via Email
Purchase Order MCARC-0000311654	Date 2022-08-22	Revision 1 - 2022-11-02
Payment Terms Net 30	Freight Terms FOB Destination, Freight Paid	Ship Via BEST WAY
Buyer Isreal Gomez	Phone	Currency USD

Vendor: 0000043947
Belfor USA Group Inc
440 West Crowther Avenue
Placentia CA 92780-6334
United States

Ship To: 4125-84000
RRCMC
Materials Management
26520 Cactus Ave
Moreno Valley CA
92555
United States

Attention: Not Specified

Bill To: RRCMC
Fiscal Services
26520 Cactus Ave
Moreno Valley CA 92555
United States

Tax Exempt? N

Tax Exempt ID:

Replenishment Option: Standard

Line-Sch	Item/Description	Mfg ID	Quantity	UOM	PO Price	Extended Amt	Due Date
Total PO Amount						79969.00	

Authorized Signature