

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



ITEM: 3.15
(ID # 20911)

MEETING DATE:

Tuesday, March 07, 2023

FROM : TLMA-TRANSPORTATION:

SUBJECT: TRANSPORTATION AND LAND MANAGEMENT AGENCY/TRANSPORTATION:
Amendment No. 3 to the On-Call Services Agreement for Roadway/Highway Engineering with
NCM Engineering Corp, All Districts. [\$500,000 Total Amendment Cost - Local Funds 100%]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Approve Amendment No. 3 to the On-Call Services Agreement for Roadway/Highway Engineering between County of Riverside Transportation Department and NCM Engineering Corp (Contract No. 19-07-003) to increase the annual budget for FY 22/23 and FY 23/24 by \$250,000 per fiscal year, from \$500,000 per fiscal year to \$750,000 per fiscal year and authorize the Chairman of the Board to execute the same.

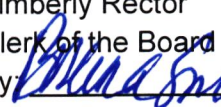
ACTION:Policy


Mark Lancaster, Director of Transportation 2/2/2023

MINUTES OF THE BOARD OF SUPERVISORS

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

Ayes: Jeffries, Spiegel, Washington, Perez and Gutierrez
Nays: None
Absent: None
Date: March 7, 2023
xc: Trans.

Kimberly Rector
Clerk of the Board
By 
Deputy

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

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost
COST	\$ 250,000	\$ 250,000	\$ 500,000	\$ 0
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0
SOURCE OF FUNDS: Transportation Funds (100%). There are no General Funds used for this project.			Budget Adjustment: No	
			For Fiscal Year: 22/23 & 23/24	

C.E.O. RECOMMENDATION: Approve

BACKGROUND:

Summary

The Transportation Department requires outside engineering and support services to deliver many of the road improvement projects identified and funded in the Transportation Improvement Program (TIP).

By Minute Order dated August 27, 2019 (Agenda Item 3-41), the Board of Supervisors authorized an On-Call Services Agreement with NCM Engineering Corp for Roadway/Highway Engineering. The Contract provided for a three (3) year term with two one (1) year extensions with a maximum annual capacity of \$250,000. On March 10, 2020 (Agenda Item 3.35), the Board of Supervisors approved the first amendment to the agreement increasing the maximum annual capacity to \$500,000. The first one-year extension was exercised on June 30, 2022 via the contract's second amendment, and the approval authorization for this amendment was delegated to the Director of Transportation when the original contract was executed.

Due to the increased workload, the annual maximum capacity of \$500,000 for this On-Call Services Agreement has been encumbered for FY 2022/2023.

In an effort to avoid delays in the delivery of SB-1 funded TIP projects as well as other locally funded projects, the Transportation Department is requesting to increase the maximum annual capacity of the On-Call Services Agreement with NCM Engineering Corp from \$500,000 to \$750,000 for FY 22/23 and FY 23/24 under this Amendment No. 3 to the On-Call Services Agreement.

NCM Engineering Corp is currently working on multiple TIP Projects such as Pauba Road Widening Project, Gilman Springs Safety Project, Temescal Canyon Road Widening, and assisting the County with updates to Ordinance 461. They have been producing top quality work within time schedule and budget, and staff would like their design team to further assist on the Ontario Avenue widening, which is a continuation of the Temescal Canyon Road Widening that NCM is currently working on. In order to deliver these projects in a timely manner, additional funds in excess of the original \$500,000 allocated per fiscal year are needed for FY 22/23 and FY 23/24.

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STATE OF CALIFORNIA**

Impact on Residents and Businesses

TIP projects enhance safety and improve overall driving conditions to the motoring public by improving and updating these roadways.

Additional Fiscal Information

The amendment to the On-Call Engineering Services Agreement will increase the allocation for FY 2022/2023 and FY 2023/2024 in the new annual amount of \$750,000 to allow additional flexibility of Department's contract capacity.

Contract Value after

1st Amendment	\$500,000	FY 2019/2020
	\$500,000	FY 2020/2021
	\$500,000	FY 2021/2022
	\$500,000	FY 2022/2023 (Extension 1)
	\$500,000	FY 2023/2024 (Extension 2)
Total Authorized Amount	\$2,500,000 (before the Amendment No. 3)	

This Amendment	\$500,000	FY 2019/2020
	\$500,000	FY 2020/2021
	\$500,000	FY 2021/2022
	\$750,000	FY 2022/2023 (Extension 1)
	\$750,000	FY 2023/2024 (Extension 2)
Total Authorized Amount	\$3,000,000	

The roadway/highway On-Call Engineering Services costs will be funded by various transportation fund sources, depending on the specific project and as defined in the Department TIP. There are no County General Funds used for this contract.

Contract History and Price Reasonableness

The NCM Engineering Corp staff billing rates have been carefully re-examined and staff found their rates are within the range of acceptable industry practice for engineering services. The rates already agreed upon at the time of execution of the original agreement remains unchanged.

ATTACHMENTS:

Amendment No. 3 to the On-Call Services Agreement for Roadway/Highway Engineering with NCM Engineering Corp


Jason Farin, Principal Management Analyst

3/1/2023


Ronak Patel, Deputy County Counsel

3/1/2023

AMENDMENT NO. 3
TO THE ON-CALL SERVICES AGREEMENT
FOR ROADWAY/HIGHWAY ENGINEERING

BETWEEN

COUNTY OF RIVERSIDE • TRANSPORTATION DEPARTMENT

AND

NCM ENGINEERING CORP

This Amendment No. 3 to the On-Call Services Agreement for Roadway/Highway Engineering (hereinafter referred to as "AMENDEMENT") is made and entered into this 7th day of March, 2023, by and between COUNTY OF RIVERSIDE, a political subdivision of the State of California, (hereinafter referred to as "COUNTY") and NCM ENGINEERING CORP, a California corporation, (hereinafter referred to as "CONSULTANT"), collectively referred to as the "PARTIES".

RECITALS

- A. COUNTY and CONSULTANT have entered into an agreement entitled "On-Call Services Agreement for Roadway/Highway Engineering between County of Riverside • Transportation Department and NCM Engineering Corp" that is dated August 27, 2019, Agenda Item 3.41, (hereinafter referred to as "AGREEMENT") and first amended on March 10, 2020, Agenda Item 3.35, and further amended on June 30, 2022.
- B. The AGREEMENT provides the terms and conditions, scope of work, schedule, and budget for the professional and technical services necessary to perform roadway/highway engineering work.
- C. The CONSULTANT is satisfactorily performing the duties under the AGREEMENT and the Transportation Department continues to need the services provided. In an effort to deliver various locally funded roadway improvement projects identified in the Transportation Improvement Program (TIP), additional budget capacity is needed.
- D. The PARTIES desire to amend the AGREEMENT to modify the annual budget allocations for FY 22/23 and FY 23/24.

AGREEMENT

NOW, THEREFORE, in consideration of the mutual covenants hereinafter contained, the PARTIES agree as follows:

1. Article V • Allowable Costs and Payments, Paragraph N, of the AGREEMENT is hereby amended to increase the total amount payable by COUNTY for all Task Orders issued pursuant to the AGREEMENT by \$500,000, from \$2,500,000 to \$3,000,000 as follows: "The total amount payable by COUNTY for all Task Orders resulting from this contract shall not exceed \$3,000,000."
2. Attachment C • Compensation Plan, Article CV • Cost Proposal of the AGREEMENT is hereby amended to increase the total annual amount for FY 22/23 and FY 23/24 by \$250,000 per fiscal year, from \$500,000 per fiscal year to \$750,000 per fiscal year as follows: "The total annual amount of services to be performed under this contract shall not exceed the following unless approved in writing by the COUNTY.

Annual Budget Amount

<u>Year</u>	<u>Amount</u>
Contract Execution Date to June 30, 2020	\$500,000
July 1, 2020 to June 30, 2021	\$500,000
July 1, 2021 to June 30, 2022	\$500,000
July 1, 2022 to June 30, 2023	\$750,000
July 1, 2023 to June 30, 2024	\$750,000 (Requires Transportation Director or Board Approval)

3. Except to the extent specifically modified or amended hereunder, all of the terms, covenants and conditions of the AGREEMENT shall remain in full force and effect between the PARTIES hereto.

IN WITNESS HEREOF, the PARTIES hereto have caused this AMENDMENT to the AGREEMENT to be duly executed this day and year first written above.


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SIGNATURE PAGE FOLLOWS

ARTICLE XXXIV • APPROVALS

COUNTY Approvals

RECOMMENDED FOR APPROVAL:

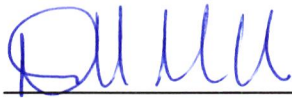


MARK LANCASTER

Director of Transportation

APPROVED AS TO FORM:

County Counsel



DANIELLE MALAND

By Deputy County Council

APPROVAL BY THE BOARD OF SUPERVISORS



KEVIN JEFFRIES

PRINTED NAME

Chairman, Riverside County Board of Supervisors

ATTEST:

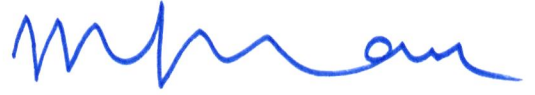


KIMBERLY RECTOR

Clerk of the Board (SEAL)

CONSULTANT Approvals

CONSULTANT:



MOHAN CHAR

PRINTED NAME

CEO

TITLE

CONSULTANT:



STEPHEN J. MISLINISKI

PRINTED NAME

PRESIDENT

TITLE