

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



ITEM: 11.2
(ID # 21707)

MEETING DATE:
Tuesday, May 23, 2023

FROM : FLOOD CONTROL DISTRICT:

SUBJECT: FLOOD CONTROL DISTRICT: Approve Addenda to Plans and Specifications and Contract Documents; Accept Low Bid and Award the Contract for the North Norco Channel, Stage 11, Project No. 2-0-00140-11, District 2. [\$12,882,048 Total Cost – District Funds 100%]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Approve Addenda Nos. 1 and 2 to the Plans and Specifications and Contract Documents issued prior to the March 14, 2023 bid opening;
2. Waive any minor bid irregularities, and accept the low bid submitted by the firm of Riverside Construction Company for \$12,506,843 for the construction of the above-referenced project;
3. Award the contract to Riverside Construction Company, and authorize the Chair of the Riverside County Flood Control and Water Conservation District's ("District") Board of Supervisors to execute the Construction Agreement on behalf of the District; and
5. Direct the Clerk of the Board to return three (3) copies of the executed North Norco Channel, Stage 11 contract documents to the District.

ACTION:Policy

Jason Uhley, GENERAL MGR-CHF FLD CNTRL ENG

5/11/2023

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, Perez and Gutierrez
Nays: None
Absent: None
Date: May 23, 2023
xc: Flood

Kimberly A. Rector
Clerk of the Board

By

Deputy

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FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost
COST	\$1,000,000	\$11,882,048	\$12,882,048	\$0
NET COUNTY COST	\$0	\$0	\$0	\$0
SOURCE OF FUNDS: 25120 947420 548200 Zone 2 Infrastructure 25120 947420 523220 Zone 2 License & Permits			Budget Adjustment: No	
			For Fiscal Year: 22/23, 23/24	

C.E.O. RECOMMENDATION: Approve

BACKGROUND:

Summary

On February 7, 2023 (Agenda Item 11.2, MT #21060), the District's Board of Supervisors ("Board") authorized the Clerk of the Board to advertise for construction contract bids for the North Norco Channel, Stage 11 project ("Project").

The District opened bids for the Project on March 14, 2023. At that time, the apparent low bid was submitted by H&H General Contractors, Inc. for \$12,121,212. County Counsel reviewed the bid documents and notified the District that H&H General Contractors, Inc. failed to follow the Instructions to Bidders by not signing the acknowledgment of addenda. Therefore, the bid submitted by H&H General Contractors, Inc. was deemed non-responsive. The second low bid, submitted by Riverside Construction Company ("Contractor"), was determined by County Counsel to be appropriate in form and constitutes a proper basis for award.

On April 5, 2023, a Notice of Intent to Award the contract to the Contractor was posted under Public Notices at www.rcflood.org. Pursuant to Article 3, Section 3.3 of the Instructions to Bidders, bidders are provided five days to submit any protest of the intent to award. No protests were received by the deadline.

The Contractor has executed the construction contract and provided the bonds and insurance documents, which meet the requirements of the contract.

The fiscal data listed includes this bid amount, plus the required Western Riverside County Multiple Species Habitat Conservation Plan mitigation payment (see Additional Fiscal Information section below).

The Project will replace an interim existing earthen channel with a higher capacity concrete-lined channel that can safely contain and convey the 100-year flow, thereby significantly reducing the floodplain along the channel. The main line will include approximately 5,900 feet of trapezoidal and rectangular channel and will replace culverts under three street crossings (Corona Avenue, Valley View Avenue and Sixth Street). The Project collects flows from the existing North Norco Channel Line N-1 storm drain at the westerly end of Rose Court and

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conveys them southerly to the existing confluence with North Norco Channel Line NA northwest of Valley View Avenue and Fifth Street. The Project will also construct two infiltration basins to reduce runoff pollutants from adjacent land.

County Counsel has reviewed the construction contract with exhibits and approved as to form.

CEQA Compliance

The District prepared an Initial Study/Mitigated Negative Declaration ("IS/MND") to analyze impacts associated with construction and maintenance of the Project. On July 21, 2015, Agenda Item 11-3, the District's Board adopted the IS/MND and Resolution No. F2015-27, which found impacts associated with construction and maintenance of the Project will not have a significant adverse effect on the environment. In accordance with the California Environmental Quality Act ("CEQA"), a Notice of Determination was prepared by the District and filed by the Clerk of the Board upon adoption of the IS/MND. As such, nothing further is required to comply with CEQA.

**Prev. Agn. Ref.: MT #21060 11.2 of 02/07/23 Advertise
MT #17563 11.1 of 11/16/21 Agreement
Agenda Item #11-3 of 07/21/15 Resolution/CEQA Exempt**

Impact on Residents and Businesses

Impact on local residents and businesses is considered to be minimal. Residents and businesses could experience general construction noise or dust from heavy equipment. Work will increase flood protection and public safety in the project vicinity. Access to residents and businesses will be maintained throughout the duration of the Project.

Additional Fiscal Information

Pursuant to the Implementing Agreement for the Western Riverside County Multiple Species Habitat Conservation Plan ("MSHCP") executed on June 22, 2004, the Financial Data listed is comprised of the bid amount of \$12,506,843 for Contractor, plus up to \$375,205 (3% of bid) for MSHCP mitigation, for a total of \$12,882,048 (bid plus 3% amount). The MSHCP Implementing Agreement requires the District to make a payment to the Western Riverside County Regional Conservation Authority for up to 3% of the total capital costs (bid amount described above) as required mitigation for the construction of flood control facilities. The actual mitigation payment that will be made by the District may be reduced based on acquisition of replacement habitat for the benefit of Covered Species, as defined in the Implementing Agreement and MSHCP.

Contract History and Price Reasonableness

Pursuant to Public Contract Code 21091, invitation of sealed bids was solicited by advertising in print and digital media. The Contractor's bid was reasonable and is approximately 7% below the project engineer's estimate.

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ATTACHMENTS:

1. Bid Summary/Abstract
2. Project Location Map
3. Contract Documents (Sheets XXIV through XXXV) and Certificate of Liability Insurance -
3 copies

P8/250449

DHG:rlp



Jason Farin, Principal Management Analyst 5/15/2023



Kristine Bell-Valdez, Supervising Deputy County Counsel 5/11/2023