

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



ITEM: 3.90  
(ID # 25253)

MEETING DATE:  
Tuesday, June 25, 2024

FROM : TLMA-TRANSPORTATION

SUBJECT: TRANSPORTATION AND LAND MANAGEMENT AGENCY/TRANSPORTATION:  
Approval of Amendment No. 4 to the On-Call Services Agreement for Roadway/Highway  
Engineering with HDR Engineering, Inc., All Districts. [\$0 Total Amendment Cost - Local Funds  
100%]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Approve Amendment No. 4 to the On-Call Services Agreement for Roadway/Highway  
Engineering between the County of Riverside and HDR Engineering, Inc. to extend the  
performance period by two (2) years from June 30, 2024 to June 30, 2026; and
2. Authorize the Chair of the Board to execute the same.

ACTION: Policy

  
Dennis Acuna, Director of Transportation 6/4/2024

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MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Spiegel, 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: June 25, 2024  
xc: Trans.

Kimberly A. Rector  
Clerk of the Board

By:   
Deputy

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

<b>FINANCIAL DATA</b>	<b>Current Fiscal Year:</b>	<b>Next Fiscal Year:</b>	<b>Total Cost:</b>	<b>Ongoing Cost</b>
<b>COST</b>	\$ 0	\$ 0	\$ 0	\$ 0
<b>NET COUNTY COST</b>	\$ 0	\$ 0	\$ 0	\$ 0
<b>SOURCE OF FUNDS:</b> Transportation Funds (100%). There are no General Funds used for this project.			<b>Budget Adjustment:</b> No	
			<b>For Fiscal Year:</b> 24/25 – 25/26	

**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) and to meet the needs of the community.

By Minute Order dated August 27, 2019 (Agenda Item 3.38), the Board of Supervisors authorized an On-Call Services Agreement with HDR Engineering, Inc. for Roadway/Highway Engineering Services. The Contract provided for a three (3) year term with two one (1) year extensions. The Board approved Amendment No. 1 on March 10, 2020 (Agenda Item 3.39) to increase the annual budget allocation by \$250,000 per fiscal year, from \$250,000 per fiscal year to \$500,000 per fiscal year. The first one-year extension was executed on June 30, 2022, via Amendment No. 2, and the second one-year extension was executed on June 29, 2023, via Amendment No. 3. The approval authorization for Amendment No. 2 and Amendment No. 3 was delegated to the Director of Transportation when the original contract was executed.

The On-Call Services Agreement indicates that all task orders are to be completed within two (2) years of the final authorized date (June 30, 2024) for approving task orders.

Amendment No. 4 includes extending the period of performance for two (2) years from June 30, 2024, to June 30, 2026, in order to complete outstanding task orders issued prior to June 30, 2024.

HDR Engineering, Inc is currently working on the Markham Street Road Extension Project which is still in progress and will require work beyond June 30, 2024.

**Impact on Residents and Businesses**

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

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STATE OF CALIFORNIA**

**Additional Fiscal Information**

The amendment to the On-Call Engineering Services Agreement will not have any fiscal impacts as it only extends the period of performance and does not increase the capacity of the contract.

There are no County General Funds used for this contract.

**Contract History and Price Reasonableness**

The HDR 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. 4 to the On-Call Services Agreement for Roadway/Highway Engineering with HDR Engineering, Inc.

  
\_\_\_\_\_  
Jason Farin, Principal Management Analyst      6/20/2024

  
\_\_\_\_\_  
Aaron Gettis, Chief of Deputy County Counsel      6/20/2024

**AMENDMENT NO. 4 TO THE ON-CALL SERVICES AGREEMENT  
FOR ROADWAY/HIGHWAY ENGINEERING**

**BETWEEN**

**COUNTY OF RIVERSIDE • TRANSPORTATION DEPARTMENT**

**AND**

**HDR ENGINEERING, INC.**

This Amendment No. 4 to the On-Call Services Agreement for Roadway/Highway Engineering (hereinafter referred to as "Amendment No. 4") is made and entered into this 25 day of June, 2024, by and between the County of Riverside, a political subdivision of the State of California, (hereinafter referred to as "COUNTY") and HDR Engineering, Inc., a Nebraska corporation, (hereinafter referred to as "CONSULTANT").

**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 HDR Engineering, Inc." that is dated August 27, 2019, Agenda Item 3.38, (hereinafter referred to as "Agreement").
- B. The Agreement provides the terms and conditions, scope of services, schedule and budget for the performance of professional and technical services necessary to provide on-call roadway/highway engineering services.
- C. The Agreement was first amended on March 10, 2020 (Agenda Item 3.39) via Amendment No. 1 to increase the annual budget allocation by \$250,000 for all fiscal years, from \$250,000 per fiscal year to \$500,000 per fiscal year.
- D. The Agreement was again amended on June 30, 2022 via Amendment No. 2 to extend the period of performance for one (1) year from June 30, 2022 to June 30, 2023.
- E. The Agreement was further amended on June 29, 2023 via Amendment No. 3 to extend the period of performance for one (1) year from June 30, 2023 to June 30, 2024.
- F. The parties desire to amend the Agreement to extend the period of performance so that the CONSULTANT can complete Task Orders issued prior to June 30, 2024 as provided in the Agreement and correct the date all Task Order services authorized in the Agreement shall be completed by.

**AGREEMENT**

JUN 25 2024 3.90

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

- 2 1. Article IV • Performance Period, Paragraph A, of the Agreement is hereby amended to extend the  
3 performance period for two (2) years, from June 30, 2024 to June 30, 2026, so that the CONSULTANT can  
4 complete Task Orders issued prior to June 30, 2024 as provided in the Agreement, as follows: "This contract  
5 shall go into effect contingent upon approval by COUNTY, and CONSULTANT shall commence work after  
6 notification to proceed by COUNTY's Contract Administrator. The contract shall end on June 30, 2026,  
7 unless extended by contract amendment."
- 8 2. The last sentence of the first paragraph of Attachment B • Schedule of Services, Article BI • Introduction of  
9 the Agreement is hereby amended to correct the date all Task Order services authorized in the Agreement  
10 shall be completed by, as follows: "All Task Order services authorized in this Contract shall therefore be  
11 completed no later than June 30, 2026."
- 12 3. Except to the extent specifically modified or amended hereunder, all of the terms, covenants and conditions of  
13 the Agreement shall remain in full force and effect between the parties hereto.
- 14 4. This Amendment No. 4 shall become effective upon signature of this Amendment No. 4 by both parties or  
15 July 1, 2024, whichever should come first.
- 16 5. This Amendment No. 4 may be executed in any number of counterparts, each of which shall be an original,  
17 but all of which together shall constitute one and the same instrument. Each party to this Amendment No.  
18 4 agrees to the use of electronic signatures, such as digital signatures that meet the requirements of  
19 the California Uniform Electronic Transactions Act ("CUETA") Cal. Civ. Code §§ 1633.1 to 1633.17),  
20 for executing this Amendment No. 4. The parties further agree that the electronic signatures of the  
21 parties included in this Amendment No. 4 are intended to authenticate this writing and to have the same force  
22 and effect as manual signatures. Electronic signature means an electronic sound, symbol, or process  
23 attached to or logically associated with an electronic record and executed or adopted by a person with the  
24 intent to sign the electronic record pursuant to the CUETA as amended from time to time. The CUETA  
25 authorizes use of an electronic signature for transactions and contracts among parties in California, including  
26 a government agency. Digital signature means an electronic identifier, created by computer, intended by the  
27 party using it to have the same force and effect as the use of a manual signature, and shall be reasonably  
28 relied upon by the parties. For purposes of this section, a digital signature is a type of "electronic signature" as  
29

defined in subdivision (i) of Section 1633.2 of the Civil Code

IN WITNESS HEREOF, the parties hereto have caused this Amendment No. 4 to the Agreement to be duly  
executed this day and year first written above.

**APPROVALS**

**COUNTY Approvals:**

 Dated: 6/25/2024

Dennis Acuna  
Director of Transportation

APPROVED AS TO FORM:  
MINH C. TRAN, COUNTY COUNSEL

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By Deputy

APPROVAL BY THE BOARD OF SUPERVISORS

\_\_\_\_\_  
\_\_\_\_\_  
PRINTED NAME  
Chairman, Riverside County Board of Supervisors

ATTEST:

\_\_\_\_\_  
KIMBERLY A. RECTOR  
Clerk of the Board (SEAL)

**CONSULTANT Approvals**

CONSULTANT: HDR Engineering, Inc.

 Dated: 6/17/24

Thomas T. Kim, PE  
PRINTED NAME

Sr. Vice President  
TITLE

CONSULTANT: HDR Engineering, Inc.

 Dated: 6/17/24

Anna Lantin  
PRINTED NAME

Vice President  
TITLE

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defined in subdivision (i) of Section 1633.2 of the Civil Code

IN WITNESS HEREOF, the parties hereto have caused this Amendment No. 4 to the Agreement to be duly executed this day and year first written above.

**APPROVALS**

**COUNTY Approvals:**

\_\_\_\_\_ Dated: \_\_\_\_\_

Dennis Acuna  
Director of Transportation

**APPROVED AS TO FORM:**

MINH C. TRAN, COUNTY COUNSEL

  
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By Deputy

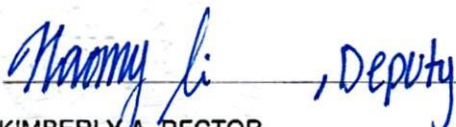
**APPROVAL BY THE BOARD OF SUPERVISORS**

  
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**CHUCK WASHINGTON**  
PRINTED NAME

Chairman, Riverside County Board of Supervisors

**ATTEST:**

  
\_\_\_\_\_

KIMBERLY A. RECTOR

Clerk of the Board (SEAL)

**CONSULTANT Approvals**

CONSULTANT: HDR Engineering, Inc.

  
\_\_\_\_\_ Dated: 6/17/24

Thomas T. Kim, PE

PRINTED NAME

Sr. Vice President

TITLE

CONSULTANT: HDR Engineering, Inc.

  
\_\_\_\_\_ Dated: 6/17/24

Anna Lantin

PRINTED NAME

Vice President

TITLE

JUN 25 2024 3.90

## CERTIFICATE

The undersigned hereby certifies that she is the Assistant Secretary of HDR Engineering, Inc., a Nebraska corporation (the "Corporation"), and that, as such, has custody of the minute books of the Corporation, and that, by Consent and Agreement of the Board of Directors, the following resolution was unanimously adopted:

**"RESOLVED**, that effective immediately, and until termination of said individual from the Corporation, or until rescission by the Corporation's Board of Directors, whichever occurs first, the following individuals are hereby granted the nondelegable authority to execute or approve on behalf of the Corporation, contracts, amendments or change orders for engineering services and architectural services incidental to engineering services to be rendered by the Corporation, . . . , or releases of claim or lien in connection with such services, such contracts, amendments, change orders or releases so executed or approved shall be binding upon the Corporation:

. . . Anna Y. Lantin – Vice President . . ."

The undersigned further certifies that the foregoing resolution has been spread in full upon the minute books of the Corporation and is in full force and effect.

DATED June 4, 2021.



Elizabeth C. Buell, Assistant Secretary



## CERTIFICATE

The undersigned hereby certifies that she is the Assistant Secretary of HDR Engineering, Inc., a Nebraska corporation (the "Corporation"), and that, as such, has custody of the minute books of the Corporation, and that, by Consent and Agreement of the Board of Directors, the following resolution was unanimously adopted:

**"RESOLVED**, that effective immediately, and until termination of said individual from the Corporation, or until rescission by the Corporation's Board of Directors, whichever occurs first, the following individuals are hereby granted the nondelegable authority to execute or approve on behalf of the Corporation, contracts, amendments or change orders for engineering services and architectural services incidental to engineering services to be rendered by the Corporation, . . . , or releases of claim or lien in connection with such services, such contracts, amendments, change orders or releases so executed or approved shall be binding upon the Corporation:

. . . Thomas T. Kim – Senior Vice President . . ."

The undersigned further certifies that the foregoing resolution has been spread in full upon the minute books of the Corporation and is in full force and effect.

DATED March 30, 2020.



Elizabeth C. Buell, Assistant Secretary