

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



ITEM: 3.95
(ID # 25264)

MEETING DATE:
Tuesday, June 25, 2024

FROM : TLMA-TRANSPORTATION

SUBJECT: TRANSPORTATION AND LAND MANAGEMENT AGENCY/TRANSPORTATION:
Approval of Amendment No. 3 to the On-Call Services Agreement for Traffic Engineering with
KOA Corporation, All Districts. [\$0 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 Traffic Engineering between the County of Riverside and KOA Corporation 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 6/6/2024

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**

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost
COST	\$ 0	\$ 0	\$ 0	\$ 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: 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 3.43), the Board of Supervisors authorized an On-Call Services Agreement with KOA Corporation for Traffic Engineering Services. The Contract provided for a three (3) year term with two one (1) year extensions. The first one-year extension was executed on July 7, 2022, via Amendment No. 1, and the second one-year extension was executed on July 5, 2023, via Amendment No. 2. The approval authorization for Amendment No. 1 and Amendment No. 2 was delegated to the Director of Transportation when the original contract was executed.

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

Amendment No. 3 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 before June 30, 2024.

KOA Corporation is currently working on the ATP Cycle 6 Grant Preparation Services, Northshore Residential Community Secondary Access Study, and Temecula Wine Country Entry Archway Monument Project. Work is expected to go 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.

**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,
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 KOA Corporation 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 Traffic Engineering with KOA Corporation



Jason Farin, Principal Management Analyst 6/20/2024



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

AMENDMENT NO. 3 TO THE ON-CALL SERVICES AGREEMENT

FOR TRAFFIC ENGINEERING

BETWEEN

COUNTY OF RIVERSIDE • TRANSPORTATION DEPARTMENT

AND

KOA CORPORATION

This Amendment No. 3 to the On-Call Services Agreement for Traffic Engineering (hereinafter referred to as "Amendment No. 3") 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 KOA Corporation, a California corporation, (hereinafter referred to as "CONSULTANT").

RECITALS

- A. COUNTY and CONSULTANT have entered into an agreement entitled "On-Call Services Agreement for Traffic Engineering between County of Riverside • Transportation Department and KOA Corporation" that is dated August 27, 2019, Agenda Item 3.43, (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 traffic engineering services.
- C. The Agreement was first amended on July 1, 2022 via Amendment No. 1 to extend the period of performance for one (1) year from June 30, 2022 to June 30, 2023.
- D. The Agreement was again amended on June 26, 2023 via Amendment No. 2 to extend the period of performance for one (1) year from June 30, 2023 to June 30, 2024.
- E. 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

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

- 1. Article IV • Performance Period, Paragraph A, of the Agreement is hereby amended to extend the performance period for two (2) years, from June 30, 2024 to June 30, 2026, so that the CONSULTANT can complete Task Orders issued prior to June 30, 2024 as provided in the Agreement, as follows: "This contract

JUN 25 2024 3.95
On-Call Services Agreement – Amendment No. 3

*On-Call Services Agreement – Traffic Engineering
Contract No. 19-07-005*

1 shall go into effect contingent upon approval by COUNTY, and CONSULTANT shall commence work after
2 notification to proceed by COUNTY's Contract Administrator. The contract shall end on June 30, 2026,
3 unless extended by contract amendment."

4 2. The last sentence of the first paragraph of Attachment B • Schedule of Services, Article BI • Introduction of
5 the Agreement is hereby amended to correct the date all Task Order services authorized in the Agreement
6 shall be completed by, as follows: "All Task Order services authorized in this Contract shall therefore be
7 completed no later than June 30, 2026."

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

10 4. This Amendment No. 3 shall become effective upon signature of this Amendment No. 3 by both parties or
11 July 1, 2024, whichever should come first.

12 5. This Amendment No. 3 may be executed in any number of counterparts, each of which shall be an original,
13 but all of which together shall constitute one and the same instrument. Each party to this Amendment No.
14 3 agrees to the use of electronic signatures, such as digital signatures that meet the requirements of
15 the California Uniform Electronic Transactions Act ("CUETA") Cal. Civ. Code §§ 1633.1 to 1633.17),
16 for executing this Amendment No. 3. The parties further agree that the electronic signatures of the
17 parties included in this Amendment No. 3 are intended to authenticate this writing and to have the same force
18 and effect as manual signatures. Electronic signature means an electronic sound, symbol, or process
19 attached to or logically associated with an electronic record and executed or adopted by a person with the
20 intent to sign the electronic record pursuant to the CUETA as amended from time to time. The CUETA
21 authorizes use of an electronic signature for transactions and contracts among parties in California, including
22 a government agency. Digital signature means an electronic identifier, created by computer, intended by the
23 party using it to have the same force and effect as the use of a manual signature, and shall be reasonably
24 relied upon by the parties. For purposes of this section, a digital signature is a type of "electronic signature" as
25 defined in subdivision (i) of Section 1633.2 of the Civil Code
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1 IN WITNESS HEREOF, the parties hereto have caused this Amendment No. 3 to the Agreement to be duly
2 executed this day and year first written above.
3

4 **APPROVALS**

5 **COUNTY** Approvals:

6
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8  Dated: 6/25/2024

9 Dennis Acuna
10 Director of Transportation

11
12 APPROVED AS TO FORM:
13 MINH C. TRAN, COUNTY COUNSEL
14

15 _____
16 By Deputy
17

18 APPROVAL BY THE BOARD OF SUPERVISORS
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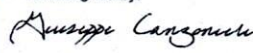
20 _____
21 _____
22 PRINTED NAME
23 Chairman, Riverside County Board of Supervisors

24 ATTEST:
25

26 _____
27 KIMBERLY A. RECTOR
28 Clerk of the Board (SEAL)
29

CONSULTANT Approvals

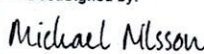
CONSULTANT:

DocuSigned by:

37E7A3FC291D445 Dated: 6/19/2024

Giuseppe Canzonieri
PRINTED NAME

Principal
TITLE

CONSULTANT:

DocuSigned by:

F14C1694688444E... Dated: 6/19/2024

Michael Nilsson
PRINTED NAME

Principal
TITLE

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IN WITNESS HEREOF, the parties hereto have caused this Amendment No. 3 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



By Deputy

APPROVAL BY THE BOARD OF SUPERVISORS


CHUCK WASHINGTON
PRINTED NAME
Chairman, Riverside County Board of Supervisors

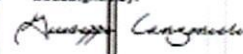
ATTEST:



KIMBERLY A. RECTOR
Clerk of the Board (SEAL)

CONSULTANT Approvals

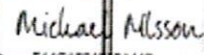
CONSULTANT:

DocuSigned by:


Dated: 6/19/2024

Giuseppe Canzonieri
PRINTED NAME
Principal
TITLE

CONSULTANT:

DocuSigned by:


Dated: 6/19/2024

Michael Nilsson
PRINTED NAME
Principal
TITLE

Certificate Of Completion

Envelope Id: C6DAA4928DB34E2B941A01853B6BCFA8
 Subject: Complete with Docusign: Response_KOA Final Extension.doc
 Source Envelope:
 Document Pages: 3
 Certificate Pages: 2
 AutoNav: Enabled
 Envelopeld Stamping: Enabled
 Time Zone: (UTC-08:00) Pacific Time (US & Canada)

Status: Completed

Envelope Originator:
 Michael Nilsson
 nilsson78@yahoo.com
 IP Address: 216.70.228.59

Record Tracking

Status: Original
 6/19/2024 2:50:35 PM

Holder: Michael Nilsson
 nilsson78@yahoo.com

Location: DocuSign

Signer Events

Giuseppe Canzonieri
 gcanzonieri@hwlochner.com
 Security Level: Email, Account Authentication
 (None)

Signature

DocuSigned by:

 37E7A3FC291D445

Signature Adoption: Pre-selected Style
 Using IP Address: 64.60.10.58

Timestamp

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 Resent: 6/19/2024 3:04:29 PM
 Viewed: 6/19/2024 4:08:10 PM
 Signed: 6/19/2024 4:08:34 PM

Electronic Record and Signature Disclosure:
 Not Offered via DocuSign

Michael Nilsson
 mnilsson@hwlochner.com
 Security Level: Email, Account Authentication
 (None)

DocuSigned by:

 F14C1694688444E

Signature Adoption: Pre-selected Style
 Using IP Address: 216.70.228.59

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 Viewed: 6/19/2024 3:05:14 PM
 Signed: 6/19/2024 3:05:31 PM

Electronic Record and Signature Disclosure:
 Not Offered via DocuSign

In Person Signer Events	Signature	Timestamp
Editor Delivery Events	Status	Timestamp
Agent Delivery Events	Status	Timestamp
Intermediary Delivery Events	Status	Timestamp
Certified Delivery Events	Status	Timestamp
Carbon Copy Events	Status	Timestamp
Witness Events	Signature	Timestamp
Notary Events	Signature	Timestamp
Envelope Summary Events	Status	Timestamps
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Certified Delivered	Security Checked	6/19/2024 3:05:14 PM
Signing Complete	Security Checked	6/19/2024 3:05:31 PM
Completed	Security Checked	6/19/2024 4:08:34 PM

Payment Events

Status

Timestamps

Envelope History

Envelope Details

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6/19/2024 | 2:50:35 PM

Created
6/19/2024 | 2:50:35 PM

Location
DocuSign

Time Zone
(UTC-08:00) Pacific Time (US & Canada)

Documents
Response_KOA Final Extension.doc

Recipients
Giuseppe Canzonieri, Michael Nilsson

Status
Completed

Status Date
6/19/2024 | 4:08:34 PM

Holder
Michael Nilsson

Activity History

Time	User	Action	Activity	Status
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6/19/2024 2:55:46 PM	Michael Nilsson (English (US)) [API216.70.228.59]	Sent Invitations	Michael Nilsson sent an invitation to Giuseppe Canzonieri [gcanzonieri@hwlochner.com]	Sent
6/19/2024 2:55:46 PM	Michael Nilsson (English (US)) [API216.70.228.59]	Sent Invitations	Michael Nilsson sent an invitation to Michael Nilsson [mnilsson@hwlochner.com]	Sent

Time	User	Action	Activity	Status
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6/19/2024 3:05:12 PM	Michael Nilsson (English (US)) [Web216.70.228.59]	Opened	Michael Nilsson opened the envelope [documents:(Response_KOA Final Extension.doc)]	Sent
6/19/2024 3:05:14 PM	Michael Nilsson (en) [Web216.70.228.59]	Viewed	Michael Nilsson viewed the envelope [documents:(Response_KOA Final Extension.doc)]	Sent
6/19/2024 3:05:31 PM	Michael Nilsson (en) [Web216.70.228.59]	Signed	Michael Nilsson signed the envelope	Sent
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6/19/2024 4:08:10 PM	Giuseppe Canzonieri (en) [Web64.60.10.58]	Viewed	Giuseppe Canzonieri viewed the envelope [documents:(Response_KOA Final Extension.doc)]	Delivered
6/19/2024 4:08:34 PM	Giuseppe Canzonieri (en) [Web64.60.10.58]	Signed	Giuseppe Canzonieri signed the envelope	Completed
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LOCHNER

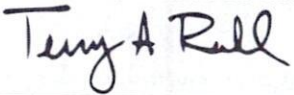
DELEGATION OF SIGNATURE AUTHORITY

Employee Name (First, Last)	Giuseppe Canzonieri
Job Title/Role	Office Manager I
Employee Number	40017
Email Address	gcanzonieri@hwlochner.com
Legal Entity	KOA Corporation
Signature Authority Amount	\$1 Million
Effective Date of Delegation	March 1, 2024
Is Signature Authority limited to a client, project, or specific role?	No

Delegation of Signature Authority

I, Terry Ruhl, hereby Delegate Signature Authority as specified above and acknowledge that Signature Authority must be exercised in accordance with the Corporate Signing Authority Policy and all other applicable Lochner Risk Management policies and procedures.

This delegated Signature Authority is limited to the amount and client, project or specific role specified above and does not delegate or authorize any other signature authority.


By: 

Terry Ruhl, Chief Executive Officer

Date: March 1, 2024

Acknowledgement of Delegation

I, Giuseppe Canzonieri, acknowledge receipt of this Delegation of Signature Authority by signing and returning a copy to: [Risk Management](#)



Employee Signature

Date: March 12, 2024

LOCHNER


DELEGATION OF SIGNATURE AUTHORITY

Employee Name (First, Last)	Michael Nilsson
Job Title/Role	Office Manager I
Employee Number	40094
Email Address	mnilsson@hwlochner.com
Legal Entity	KOA Corporation
Signature Authority Amount	\$1 Million
Effective Date of Delegation	March 1, 2024
Is Signature Authority limited to a client, project, or specific role?	No

Delegation of Signature Authority

I, Terry Ruhl, hereby Delegate Signature Authority as specified above and acknowledge that Signature Authority must be exercised in accordance with the Corporate Signing Authority Policy and all other applicable Lochner Risk Management policies and procedures.

This delegated Signature Authority is limited to the amount and client, project or specific role specified above and does not delegate or authorize any other signature authority.

By: 
Terry Ruhl, Chief Executive Officer

Date: March 1, 2024

Acknowledgement of Delegation

I, Michael Nilsson, acknowledge receipt of this Delegation of Signature Authority by signing and returning a copy to: [Risk Management](#)


Employee Signature

Date: