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County of El Dorado

Legislation Details (With Text)

File #:	10-0108 **Version:** 3		
Type:	Agenda Item	**Status:**	Approved
File created:	1/29/2010	**In control:**	Board of Supervisors
On agenda:	5/15/2012	**Final action:**	5/15/2012
Title:	Department of Transportation recommending the Board authorize the Chair to sign the Amendment II to Agreement for Services No. 09-52859 (310-S1011) with Bender Rosenthal, Inc., increasing the compensation amount by $100,000 for a total not-to-exceed amount of $250,000 for real property appraisal, acquisition and relocation services. FUNDING: 2004 General Plan Traffic Impact Mitigation Fees and various other Capital Improvement Program (CIP) funding sources that fund the Department's CIP projects.		
Sponsors:			
Indexes:			
Code sections:			
Attachments:	1. A-County Counsel Approval Bender.pdf, 2. B-Bender AGMT 09-52859, 3. C-County Counsel Approval Sierra West, 4. D-Sierra West AGMT 09-52876, 5. E-County Counsel Approval Universal, 6. F-Universal AGMT 09-52877, 7. 2A - Contract Routing Sheet Bender.pdf, 8. 2B - 1st Amend to AGMT 09-52859.pdf, 9. 2C - Contract Routing Sheet Universal.pdf, 10. 2D - 1st Amend to AGMT 09-52877.pdf, 11. 3A - Approved CRS.pdf, 12. 3B - Amend II to AGMT 09-52859.pdf		

Date	Ver.	Action By	Action	Result
5/15/2012	3	Board of Supervisors	Approved	Pass
12/6/2011	2	Board of Supervisors	Approved	Pass
3/9/2010	1	Board Of Supervisors	Approved	Pass

Department of Transportation recommending the Board authorize the Chair to sign the Amendment II to Agreement for Services No. 09-52859 (310-S1011) with Bender Rosenthal, Inc., increasing the compensation amount by $100,000 for a total not-to-exceed amount of $250,000 for real property appraisal, acquisition and relocation services.

FUNDING: 2004 General Plan Traffic Impact Mitigation Fees and various other Capital Improvement Program (CIP) funding sources that fund the Department's CIP projects.

BUDGET SUMMARY:		
Total Estimated Cost		$100,000
Funding		
Budgeted	$ 20,000	
New Funding	$	
Savings	$	
Other*	$ 80,000	
Total Funding Available	$100,000	
Change To Net County Cost		$0

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*To be budgeted in Fiscal Year (FY) 2012/2013.

Fiscal Impact/Change to Net County Cost:
The Department of Transportation (Department) budgeted $20,000 in FY 2011/2012 and anticipates budgeting the remaining $80,000 in FY 2012/2013 for this Amendment. Funding for the remaining work under this Amendment is being provided by the 2004 General Plan Traffic Impact Mitigation Fee Program and various other Capital Improvement Program (CIP) funding sources that fund the Department's CIP projects.

Background:
On March 9, 2010, the Board approved the original Agreement for Services No. 09-52859 to assist the Department with real property appraisal, property acquisition and relocation services related to the Department's CIP projects in the not-to-exceed amount of $100,000. On December 6, 2011, the Board approved the First Amendment to Agreement for Services No. 09-52859 increasing the total not-to-exceed amount to $150,000.

Reason for Recommendation:
It is not necessary for the Board to make findings pursuant to Article II, Section 210 b (6) of the El Dorado County Charter where, by legislative authority or other mandate, the service must be performed by independent contractors or where it is necessary to protect against conflicts of interest or ensure independent, unbiased findings.

The purpose of this Amendment is to increase the compensation amount by $100,000 for a total not-to-exceed amount of $250,000. There is no change to the original term of the Agreement, which will expire on March 8, 2013 or upon completion of all issued Task Orders, whichever is later, and there are no other changes to the Agreement.

In January 2012 the Board assigned the Department the responsibility of the appraisal and acquisition elements to acquire the necessary right of way for the U.S. 50/Silva Valley Parkway Interchange - Phase 1 Project (Project). Funds for this Project were not included in the Agreement. This assignment necessitates adding additional compensation to the Agreement as Bender Rosenthal, Inc. (BRI) will be involved in the acquisition elements for this Project and has been selected to serve as the real property negotiator on behalf of the County.

It is currently anticipated that the acquisitions for this Project will be completed in September 2012. Given the short-term duration of this assignment, hiring additional staff in lieu of this proposed Amendment is not warranted.

The Purchasing Agent reviewed and provided approval of the Department's request to process this Second Amendment to the Appraisal Services Agreement with BRI and concurs that the Department's request is in compliance with Board of Supervisors Policy C-17.

El Dorado County Employees Association, Local #1, has been informed of this proposed Amendment.

Action to be taken following Board approval:
1. The Board Chair will sign the two originals of the Second Amendment with BRI.
2. The Acting Clerk of the Board will forward one original of the fully executed Amendment to the Department for further processing.

Contact: Kim Kerr, Interim DOT Director ext. 7533

Kim Kerr, Interim Director
Department of Transportation

Concurrences: County Counsel and Risk Management