

**INDEPENDENT CONTRACTOR AGREEMENT  
SD 2015-02  
IRRIGATION PUMP MAINTENANCE SERVICES**

THIS AGREEMENT is made and entered into by and between the Moreno Valley Community Services District (hereinafter "District") and **Variable Speed Solutions, Inc.**, (hereinafter "Contractor").

**RECITALS**

**WHEREAS**, the District and Contractor entered into an independent contractor agreement, hereinafter referred to as "Agreement", dated **June 25, 2014** for the maintenance of the District's landscape irrigation pumps associated with the parkways, medians and open spaces throughout the District's landscaped maintenance areas.

**SECTION 1. AGREEMENT:**

1.1 The Agreement, and all of its terms and provisions, as amended, entitled **Independent Contractor Agreement SD 2015-02 Irrigation Pump Maintenance Services** and dated June 25, 2014 is hereby incorporated as if set forth in full.

1.2 The term of the Agreement shall be for the 2015/16 fiscal year (July 1, 2015 thru June 30, 2016) and shall terminate on June 30, 2016.

1.3 Pump testing of the pumps in the District's parkways and medians to be maintained under this **Agreement** shall be those areas listed hereto on Exhibit "A".

1.4 Frequency of pump testing for those irrigation pump stations located within the parkway, median and open areas, "Base Work", shall be at the frequency as detailed in Exhibit "B" attached hereto.

**SECTION 2. COMPENSATION FOR AGREEMENT:**

2.1 The District will pay the Contractor for all work (labor, materials, supplies, equipment, etc.) performed under this **Agreement** for maintenance of the irrigation pumps in the Districts' landscaped parkways, medians and open areas "Base Work" and "Additional Work" as more fully described in Sections 2.2 and 2.3 below will be **TWENTY-THREE THOUSAND SIX HUNDRED AND 00/100 DOLLARS (\$23,600.00)**.

2.2 "Base Work" compensation shall be based on the number of documented tests performed per month at the Per Test Cost Per Pump rate listed in Exhibit B. Payments are remitted one month in arrears, on the last day of the month based on the number of tests performed at the testing frequency detailed in Exhibit "B". The total contract amount for Base Work during the twelve (12) month period shall not exceed **SIX THOUSAND EIGHT HUNDRED FORTY AND 00/100 (\$6,840.00)**.

2.3 Except as specifically approved by subsequent action of the CSD Board or City Manager as directed by the CSD Board, the Director may not authorize "Additional Work" pursuant to this Agreement in excess of the cumulative total of **SIXTEEN**

**THOUSAND SEVEN HUNDRED SIXTY AND 00/100 (\$16,760.00)** which is more fully described in Exhibit "B".

**SECTION 3. DEPARTMENT OF INDUSTRIAL RELATIONS:**

3.1 Contractor and all approved subcontractors must provide proof annually of contractor registration with the California Department of Industrial Relations. Registration can be filed on the following website:

<https://efiling.dir.ca.gov/PWCR/ActionServlet?action=displayPWCRRegistrationForm>

**SIGNATURE PAGE FOLLOWS**

IN WITNESS HEREOF, the parties have each caused their authorized representative to execute this Agreement

Moreno Valley  
Community Services District

By:

Title: City Manager, Acting in the capacity  
of District Manager to the Moreno  
Valley Community Services District

Contractor: Variable Speed Solutions, Inc.

By:

Title: (President or Vice President)

Date:

8.6.15

Date:

8-3-15

**INTERNAL USE ONLY**

ATTEST:

City Clerk

APPROVED AS TO LEGAL FORM:

City Attorney

Date

RECOMMENDED FOR APPROVAL:

Department Head

Date

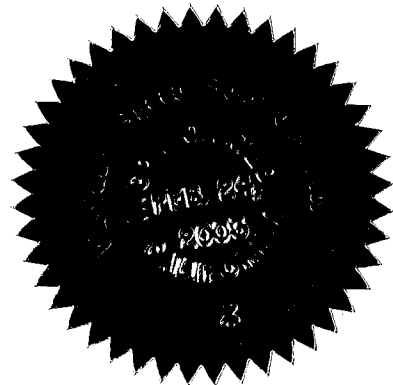
By:

Title: Corporate Secretary or Assistant  
Secretary

Date:

8/03/15

Affix Corporate Seal Below



<b>Irrigation Pump Stations</b>	
<b>Area/Tract</b>	<b>Address/Location</b>
D (Tract 31591)	12949 Morrison Street
E-14 Mahogany Fields	26482 Cottonwood
E-14 Mahogany Fields	13540 Morrison
E-14 Mahogany Fields	13960 Morrison
D (Tract 22889)	24518 Krameria
D (Tract 30967)	24615 Krameria
E-4 Moreno Valley Ranch - East	28976 Cactus
D (Tract 31268)	28772 Cottonwood
D (Tract 31284)	28451 Cottonwood
E-3 - Moreno Valley Ranch - West	15302 Caballo Road
E-1 Towngate	22871 Centerpoint
E-1 Towngate	Towgate Blvd (S/W corner)
E-12 Stoneridge Ranch	13028 Nason
E-12 Stoneridge Ranch	12990 Nason
NPDES (Tract 31327)	13960 Morrison WQB
M - Medians	29642 Eucalyptus Ave.
D (Tract 32625)	13547 Redlands East
NPDES (Tract 31269-1)	28943 Canterbury <sup>1</sup>
NPDES (Tract 32625)	Redlands WQB East <sup>2</sup>

**Notes:**

<sup>1</sup> Pump not in use, no maintenance service currently required for this location.

<sup>2</sup> Pump facility has not been accepted by the City for maintenance.

Service Area		FY 2015/16 Base Work			FY 2015/16 Additional Work	FY 2015/16 Contract Amt By Area
Zone	No. of Pumps	Testing Frequency <sup>1</sup>	Per Test Cost Per Pump	Total Testing Cost Per Zone/Area	Estimated Additional Work Amounts	Not To Exceed (NTE) Amount
D <sup>2</sup>	6	Bi-Annual	\$ 190.00	\$ 2,280.00	\$ 2,660.00	\$ 4,940.00
01	2	Bi-Annual	\$ 190.00	\$ 760.00	\$ 2,000.00	\$ 2,760.00
03	1	Bi-Annual	\$ 190.00	\$ 380.00	\$ 1,000.00	\$ 1,380.00
04	1	Bi-Annual	\$ 190.00	\$ 380.00	\$ 1,000.00	\$ 1,380.00
05	2	Bi-Annual	\$ 190.00	\$ 760.00	\$ 4,000.00	\$ 4,760.00
06	3	Bi-Annual	\$ 190.00	\$ 1,140.00	\$ 4,000.00	\$ 5,140.00
M <sup>3</sup>	1	Bi-Annual	\$ 190.00	\$ 380.00	\$ 600.00	\$ 980.00
NPDES	2	Bi-Annual	\$ 190.00	\$ 760.00	\$ 1,500.00	\$ 2,260.00
<b>Totals</b>	<b>18</b>		<b>\$ 1,520.00</b>	<b>\$ 6,840.00</b>	<b>\$ 16,760.00</b>	<b>\$ 23,600.00</b>

Notes:

<sup>1</sup> Bi-Annual = 2 tests per year, per pump