

**FIRST AMENDMENT TO AGREEMENT FOR PROFESSIONAL
CONSULTANT DESIGN SERVICES WITH ALBERT A. WEBB ASSOCIATES (WEBB) FOR
SUNNYMEAD MASTER DRAINAGE PLAN LINE B-16A, STAGE 2
CITY OF MORENO VALLEY PROJECT NO. 804 0015
RCFC&WCD PROJECT NO. 4-0-00614-02**

This First Amendment to Agreement (hereinafter, this "Agreement") is made and entered into this ____ day of _____ 202__ ("Effective Date"), by and between the City of Moreno Valley, a municipal corporation in the County of Riverside, State of California, hereinafter referred to as the "City," and Albert A. Webb Associates (WEBB), California Corporation hereinafter referred to as "Consultant."

RECITALS:

Whereas, the City and Consultant entered into an Agreement entitled "AGREEMENT for PROFESSIONAL CONSULTANT DESIGN SERVICES," hereinafter referred to as "Agreement," dated November 16, 2020.

Whereas, the Consultant is providing Civil Engineering Design services for **Sunnymead Master Drainage Plan Lines B-16A, Stage 2, Project No. 804 0015.**

Whereas, it is desirable to amend the Agreement to expand the scope of work to be performed by the Consultant, Terms of Payment, and to extend the Agreement termination date as is more particularly described in Section 1 of this First Amendment.

Whereas, the Consultant has submitted a Proposal dated December 2, 2022, for additional requested out-of-scope work to be performed. A copy of said Proposal is attached as "Exhibit A - Scope of Services" and is incorporated herein by this reference.

SECTION 1 AMENDMENT TO ORIGINAL AGREEMENT:

1.1 This Agreement termination date is extended from June 30, 2023 to **December 30, 2024**, unless the termination date is further extended by an Amendment to the Agreement.

1.2 Exhibit "A" to the Original Agreement is hereby amended by adding to the scope of work section described in Exhibit "A," entitled "Scope of Services."

1.3 Exhibit "C" to the Original Agreement is hereby further amended by adding the cost

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PROFESSIONAL CONSULTANT SERVICES
PROJECT NO. 804 0015**

section described in Exhibit "A," entitled "Scope of Services."

1.4 The total "Not to Exceed" fee for this contract is \$219,910.00 (\$159,916.00 for the original Agreement, plus \$59,994.00 for the First Amendment to Agreement).

SECTION 2

2.1 Except as otherwise specifically provided in this Amendment, all other terms and conditions of the Agreement shall remain in full force and effect.

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

SIGNATURE PAGE TO FOLLOW:

**FIRST AMENDMENT TO AGREEMENT FOR
PROFESSIONAL CONSULTANT SERVICES
PROJECT NO. 804 0015**

City of Moreno Valley

Albert A. Webb Associates (WEBB)

BY: _____
Mike Lee, City Manager

BY: _____

TITLE: _____
(President or Vice President)

Date

Date

<u>INTERNAL USE ONLY</u>
APPROVED AS TO LEGAL FORM:
_____ City Attorney
_____ Date
RECOMMENDED FOR APPROVAL:
_____ Acting Public Works Director/City Engineer
_____ Date

BY: _____

TITLE: _____
(Corporate Secretary)

Date

Enclosures: Exhibit "A" – Scope of Services

EXHIBIT "A"

Scope of Services

Corporate Headquarters

3788 McCray Street
Riverside, CA 92506
951.686.1070

Palm Desert Office

74967 Sheryl Avenue
Palm Desert, CA 92260
951.686.1070

Murrieta Office

41870 Kalmia Street #160
Murrieta, CA 92562
T: 951.686.1070

December 2, 2022

Harold Zamora

CITY OF MORENO VALLEY

DEPARTMENT OF PUBLIC WORKS, CAPITAL PROJECT DIVISION

14177 Frederick Street
Moreno Valley, CA 92553

**RE: Revised Request for Contract Amendment for Sunnymead Master
Drainage Plan, Lines B-16A Stage 2**

Dear Mr. Zamora:

Albert A. WEBB Associates (WEBB) respectfully submits the following contract amendment for additional requested out-of-scope work for the Sunnymead Line B-16A project referenced above. During the course of the project, City Staff changed. With the change came a fresh look at the project, including the previously agreed upon alignment. The City changed the right of way acquisition strategy for the project and desired to minimize any right of way takes. Based on this, the City requested that the previously agreed upon facility alignment be modified. While the modified alignment has reduced the City's right of way acquisition effort, it has also resulted in additional utility coordination and other mapping and redesign efforts.

The scope of work below includes out of scope items that have either already been performed, or that are required due to the City directed change:

1. Additional Storm Drain Alignment and Profile Revisions

During the initial stages of the project design, we sat down with City Staff and reviewed utilities, right of way and prior outreach that the City had made to property owners. Based on this meeting WEBB modified the initial alignment to be consistent with the desired direction of the City. This alignment was utilized on the first two plan check submittals to the City.

Work Includes:

- a. Revision of the storm drain alignment and profile based on additional right of way and easement mapping, and to avoid easements in private properties (2 iterations) per direction and coordination with City.
- b. Final revision of the storm drain alignment and profile to incorporate comments from EMWD and on final direction from City.

2. Additional Right of Way and Easement Research and Mapping

The linework used for the right of way base map was initially provided by RCFC&WCD. When City Staff changed course in their right of way acquisition strategy, the City requested that the right of way base map be updated to reflect all easements. This was done to help the City determine which properties to avoid to meet their objective of minimizing new acquisitions. The City provided WEBB with title reports, vesting deeds and plotted easement documents for 19 different parcels. WEBB Survey personnel reviewed each of those documents and coordinated with City personnel to come up with a marked-up exhibit showing all the recorded linework that would help determine a feasible alignment. Constant dialog was maintained with the City for over 2 months while the process was finished. WEBB Survey personnel then also prepared the base map mapping out all the findings. Ultimately, 76 easements were drafted onto the right of way base map. A living document was also created and reviewed by the City showing all the linework and parcels in color for easy identification and understanding.

Work Includes:

- a. Review of title reports and legal descriptions.
- b. Prepare updated right of base map.
- c. Exhibit preparation, coordination, and meetings with City.

3. Maintenance Access Road Design and Plans

The City indicated that a passable Class II base road is desired to be established for the project to allow for the maintenance of the proposed facility in Kitching road. The access road will stretch north-south commencing at the end of paved portion of Kitching and extending north to Kalmia intersection. This required a site visit and investigation to understand the current drainage patterns, so that drainage features, such as swales and/or inlets can be accommodated into the design. This design requires assessing current lines and grades and preparing a grading plan for the Class II base access road. This task was not included in the original scope and will require additional plan reviews by the agencies that were not anticipated in the original scope.

Work Includes:

- a. Site Visit/Field Investigation
- b. Drainage pattern/local hydrology assessment
- c. Design of inlets, swales, and other drainage features
- d. Include design in plan set (additional plan, profile, and/or detail sheets)
- e. Update H&H report

4. EMWD Coordination

EMWD reviewed the plans at the City's request resulting in a meeting with EMWD to discuss their comments and requirements. In the meeting, it was discussed that 4' clearance between the storm drain and existing water lines could not be maintained due to existing constraints such as right of way and other utilities. EMWD requested that City to prepare an application to DDW (department of domestic water) for exception to the 4' clearance requirement, and to prepare protection details for crossings. The City requested WEBB prepare the application on their behalf and include the details on the plans. These tasks were not included in the original scope.

Work Includes:

- a. Meeting and Coordination with City and EMWD
- b. Prepare application, including exhibits and cross sections, for EMWD to submit to DDW (department of domestic water).
- c. Provide assistance for addressing comments on application package.
- d. Prepare protection details for water service and sewer lateral crossings (per request of EMWD).
- e. Mitigation measures, if required based on DDW review of application, can be provided in separate change order proposal if needed.

5. Plat and Legal and R/W Exhibit

The preparation of a Plat and Legal Description is necessary to obtain needed right of way for this project. WEBB will prepare on plat and legal description for the City to use in obtaining right of way. Additionally, an exhibit will be prepared to assist the City in right of way negotiations.

6. Additional Project Management, Meetings, and Coordination

The original scope included budget for project management, meetings, and coordination. This budget has been expended. Additional budget is requested for project management, meetings, and coordination to complete the project. Coordination for right of entry agreements for private property during construction is not included. Support for efforts related to the City obtaining environmental permits (such as a categorical exemption) are also excluded. These can be provided in a separate change order proposal, if needed.

The total amount requested for these services is **\$59,994**, not to be exceeded without prior authorization. If you find this contract amendment acceptable, please issue a contract amendment for these tasks. We appreciate this opportunity to be of service to your firm and look forward to hearing from you. If you have any questions regarding this proposal, please contact us at 951-686-1070.

Sincerely,

ALBERT A. WEBB ASSOCIATES

Joseph C. Caldwell, PE | CPSWQ | CPESC | CFM
Water Resources Practice Leader

Scott R. Hildebrandt, PE
Chief Strategy Officer



Sunnymead Master Drainage Plan, Lines B-16A Stage 2
City of Moreno Valley

Item	Description	Joseph Caldwell	Ranjit Singh	Pineda, Gonzalez Pineda	Haley Franco	Michael Johnson	Jon Ros	Andres Lopez	Total Hours	Subtotal - Labor	Sub-consultant budget	Expenses	Total/task ¹
	Billout Rate	\$ 265	\$ 224	\$ 150	\$ 103	\$ 245	\$ 208	\$ 197					
	Task 1 - Additional Alignment and Profile Revisions	3	18	28					49	\$ 9,027	\$ -	\$ -	\$ 9,027
	1.1 Revisions to alignment and profile	1	9	16					26	\$ 4,681	\$ -	\$ -	\$ 4,681
	1.2 Final Revisions	2	9	12					23	\$ 4,346	\$ -	\$ -	\$ 4,346
	Task 2 - Right of Way/Easement research and Mapping	2	8	16	8	12	50		96	\$ 18,886	\$ -	\$ -	\$ 18,886
	2.1 Review title reports and legal descriptions		4	8	4	6	20		42	\$ 8,138	\$ -		\$ 8,138
	2.2 Prepare update base map					4	30		34	\$ 7,220	\$ -		\$ 7,220
	2.3 Coordination, meeting, and exhibits	2	4	8	4	2			20	\$ 3,528	\$ -		\$ 3,528
	Task 3 - Maintenance Access Road Design and Plans	3	17	66					86	\$ 14,503	\$ -	\$ -	\$ 14,503
	3.1 Site visit/field investigation	1	2	4					7	\$ 1,313	\$ -		\$ 1,313
	3.2 Drainage pattern/local hydrology	1	2	5					8	\$ 1,463	\$ -		\$ 1,463
	3.3 inlet, swale, drainage feature design		3	9					12	\$ 2,022	\$ -		\$ 2,022
	3.4 Plan update		6	40					46	\$ 7,344	\$ -		\$ 7,344
	3.5 H&H report update	1	4	8					13	\$ 2,361	\$ -		\$ 2,361
	Task 4 - EWMD Coordination		15	31					46	\$ 8,010	\$ -	\$ -	\$ 8,010
	4.1 Meeting and Coordination		2	4					6	\$ 1,048	\$ -		\$ 1,048
	4.2 Prepare application and exhibits		4	12					16	\$ 2,696	\$ -		\$ 2,696
	4.3 Address comments		3	3					6	\$ 1,122	\$ -		\$ 1,122
	4.4 Protection Details		6	12					18	\$ 3,144	\$ -		\$ 3,144
	Task 5 - Plat and Legal and R/W Exhibit	2	2	8		3	5	8	28	\$ 5,529	\$ -	\$ -	\$ 5,529
	5.1 Plat and Legal	1				3	5	8	17	\$ 3,616	\$ -		\$ 3,616
	5.2 R/W Exhibit	1	2	8					11	\$ 1,913	\$ -		\$ 1,913
	Task 6 - Addl Project management, meetings, and Coordination	5	4	8	6				23	\$ 4,039	\$ -	\$ -	\$ 4,039



Sunnymead Master Drainage Plan, Lines B-16A Stage 2
 City of Moreno Valley

Item	Description	Joseph Caldwell	Ranjit Singh	Pineda, Gonzalez Pineda	Haley Franco	Michael Johnson	Jon Ros	Andres Lopez	Total Hours	Subtotal - Labor	Sub-consultant budget	Expenses	Total/task ¹
6.1	Project Management	2			6				8	\$ 1,148	\$ -		\$ 1,148
6.2	Meetings	1	2	4					7	\$ 1,313	\$ -		\$ 1,313
6.3	Coordination	2	2	4					8	\$ 1,578	\$ -		\$ 1,578
Total		15	64	157	14	15	55	8	328	\$ 59,994	\$ -	\$ -	\$ 59,994