

RIVERSIDE PUBLIC UTILITIES

Board Memorandum

BOARD OF PUBLIC UTILITIES

DATE: JULY 26, 2021

SUBJECT: THIRD AMENDMENT TO THE AGREEMENT WITH UTILIQUEST, LLC. FOR LOCATING SUBSURFACE FACILITIES TO EXTEND THE TERM BY 120 DAYS TO OCTOBER 30, 2021 AND INCREASE COMPENSATION IN AN AMOUNT NOT TO EXCEED \$235,000, FOR A TOTAL CONTRACT AMOUNT OF \$2,707,869 IN ACCORDANCE WITH PURCHASING RESOLUTION 23256, SECTION 702 (G)

ISSUE:

Consider a recommendation to City Council for approval of the Third Amendment to the Agreement with Utiliquest LLC. Of Alpharetta, Georgia for Underground Locating Subsurface Facilities to extend the term by 120 days to October 30, 2021 and increase compensation in an amount not to exceed \$235,000, for a total contract amount of \$2,707,869, in accordance with Purchasing Resolution 23256, Section 702(g) .

RECOMMENDATIONS:

That the Board of Public Utilities:

1. Approve an increase for the Riverside Public Utilities' component of the Third Amendment to the Agreement with Utiliquest LLC., of Alpharetta, Georgia for Locating Subsurface Facilities in the amount of \$225,000;
2. Recommend that the City Council approve the Third Amendment to the Agreement with Utiliquest LLC., of Alpharetta, Georgia for Locating Subsurface Facilities for Riverside Public Utilities Electric, Water, and Public Works Sewer, in an amount not to exceed \$235,000 and to extend the term by 120 days to October 30, 2021, for a total contract amount of \$2,707,869; and
3. Authorize the City Manager, or his designee, to execute the Third Amendment to the Agreement with Utiliquest, LLC., including making minor and non-substantive changes.

BACKGROUND:

Underground facility locating is a vital function of the City of Riverside (City), including Riverside Public Utilities (RPU), to maintain both the safety and reliability of the electric, water, and sewer systems. Underground facility locating is also required by California Government Code Section 4216. All parties planning to excavate, for any reason, are required by law to notify the California One Call 811 system, which in turn informs all potentially affected utilities. Each utility must

respond by physically marking the location of their facilities in the field.

The City of Riverside averages 1,000 electric, 1,250 water, and 70 sewer locates per month. This underground facility location service is vital to capital improvement construction projects and development driven projects in the City. Electric crews and Contractors rely on Utiliquest to locate underground facilities when responding to emergency call-out work involving outages associated with underground electric lines failures, installation and replacement of wooden electric poles and associated equipment that require digging near potential underground facilities.

On August 27, 2013, the City Council approved a Professional Consultant Services Agreement with Utiliquest LLC., in an amount not-to-exceed \$613,397. On June 21, 2016, the City Council approved the First Amendment to the Agreement with Utiliquest in a total contract amount not-to-exceed \$1,420,000. On August 27, 2018 and September 11, 2018 respectively, the Board recommended and the City Council approved the Second Amendment to the Agreement with Utiliquest for a total contract amount not-to-exceed \$2,472,869. The term of the Agreement expired on June 30, 2021, and a Third Amendment to the Agreement is needed to continue providing underground locating facilities services.

When the existing contract expired on June 30, 2021, a purchase order with Utiliquest for locating underground facilities services in the amount of \$49,000, pursuant to section 702(c) of the Purchasing Resolution was issued in order to continue providing underground utility locating services until the proposed Amendment is approved and executed. Utiliquest continues to competently provide underground locating services for RPU and Public Works Department under this purchase order.



Typical underground facility locating

DISCUSSION:

On February 2, 2021, RPU, Public Works, and the Finance Department issued a Request for Proposal (RFP No. 2081) for Locating Subsurface Facilities and, after careful review, it is decided that it is in the best interest for the City to cancel the RFP on July 8, 2021 to further clarify the scope of work and reissue accordingly. With the current Agreement with Utiliquest LLC., expiring on June 30, 2021, staff determined that a Third Amendment to the Agreement is essential to

providing subsurface locating services for Electric, Water and Sewer facilities. These services are a very important function to ensure the safety of residents and customers. The third Amendment to the Agreement will allow staff additional time to issue a new Request for Proposal, determine the best overall proposal and price for the City, and establish next steps in the proposal awarding process. Utiliquest LLC., has agreed to provide the same high-quality service and extend the term by an additional 120 days to October 30, 2021 based on the same cost, terms, and conditions. The services will be honored at the same price, therefore, Purchasing Resolution 23265, Section 702 (g) applies which states, "Competitive procurement through the Informal Procurement and Formal Procurement process shall not be required...when Services can be Procured from a Contractor who offers the same or better price, terms and conditions as the Contractor previously offered as the Lowest Responsive Bidder under Competitive Procurement or negotiations conducted by the City or another public agency, provided that, in the opinion of the Manager, it is in the best interests of the City to do so."

Cost breakdown per Department for a contract term extension of 120 days:

Dept.	Account No.	Cost
RPU Electric	6105000-421000	\$100,000
RPU Water	6205000-421000	\$125,000
Public Works Sewer	4125100-421000	\$10,000
Total		\$235,000

On Tuesday, August 3, 2021, the City Council will have an opportunity to consider the approval of the Third Amendment to the Agreement with Utiliquest LLC.

The Interim Public Works Director concurs with this report. The Purchasing Manager concurs that the recommended actions comply with the City of Riverside's Purchasing Resolution No. 23256.

FISCAL IMPACT:

The fiscal impact to RPU Electric and Water for the Third Amendment is a not-to-exceed amount of \$225,000. Sufficient funds are available in Public Utilities Professional Services Electric Account No. 6105000-421000 (\$100,000), Public Utilities Professional Services Water Account No. 6205000-421000 (\$125,000), and in the Public Works Force Sewer Collection Systems Maintenance Account No. 4125100-421000 (\$10,000).

Prepared by: Daniel E. Garcia, Utilities Deputy General Manager
Approved by: Todd M. Corbin, Utilities General Manager
Approved by: Al Zelinka, FAICP, City Manager
Approved as to form: Kristi J. Smith, Interim City Attorney

Certifies availability
of funds: Edward Enriquez, Chief Financial Officer/City Treasurer

Attachments:

1. Third Amendment to Agreement
2. August 27, 2018 Board Report for Second Amendment
3. September 11, 2018 City Council Report for Second Amendment
4. Second Amendment to Agreement

5. Utilquest LLC., Professional Consultant Service Agreement
6. First Amendment to Agreement