



City of Arts & Innovation

City Council Memorandum

TO: HONORABLE MAYOR AND CITY COUNCIL DATE: OCTOBER 5, 2021

FROM: PUBLIC WORKS DEPARTMENT WARDS: ALL

SUBJECT: FIRST AMENDMENT TO SERVICES AGREEMENT WITH XYLEM DEWATERING SOLUTIONS, INC., FOR QUARTERLY SERVICE OF STATIONARY AND PORTABLE PUMPS AND LIKE-KIND EQUIPMENT RENTAL FOR THE RIVERSIDE WATER QUALITY CONTROL PLANT, EXTENDING THE TERM THROUGH JUNE 30, 2023 AND INCREASING COMPENSATION BY \$70,000 FOR A TOTAL AGREEMENT AMOUNT NOT TO EXCEED \$100,400

ISSUE:

Approve the First Amendment to Services Agreement with Xylem Dewatering Solutions, Inc. of Riverside, CA, for quarterly services of stationary and portable pumps; and like-kind equipment rental for the Riverside Water Quality Control Plant, extending the term through June 30, 2023 and increasing compensation by \$70,000 for a total agreement amount not to exceed \$100,400.

RECOMMENDATIONS:

That the City Council:

1. Approve the First Amendment to Services Agreement with Xylem Dewatering Solutions, Inc. of Riverside, CA for quarterly service of stationary and portable pumps; and like-kind equipment rental for the Riverside Water Quality Control Plant (RWQCP), extending the term through June 30, 2023, and increasing compensation by \$70,000 for a total agreement amount not to exceed \$100,400; and
2. Authorize the City Manager, or his designee, to execute the First Amendment to Services Agreement with Xylem Dewatering Solutions, Inc., including making minor and non-substantive changes.

BACKGROUND:

The Riverside Water Quality Control Plant (RWQCP) provides treatment of domestic and industrial wastewater generated within the City of Riverside and the communities of Highgrove, Rubidoux, Edgemont, and Jurupa. This entails the operation of the primary, secondary, and tertiary treatment processes to produce high-quality treated effluent that complies with 100% of all State and Federal requirements. The RWQCP has a rated capacity of 46 million gallons per day.

On October 26, 2020, a Services Agreement was executed based on an approved sole source with Xylem Dewatering Solutions, Inc. for the quarterly service of stationary and portable pumps and like-kind equipment rental for \$30,400 through June 30, 2021.

Section 702(c) of Purchasing Resolution 23256 allows for an exception to competitive procurement “When the procurement can only be obtained from a sole source or timely from a single source and the manager is satisfied that the best price, terms and conditions for the procurement thereof have been negotiated.”

DISCUSSION:

In an effort to maintain fiscal stability throughout the COVID-19 pandemic in an otherwise unpredictable environment, the City’s Finance Department considers contract extensions through June 30, 2023, if a vendor agrees to maintain current pricing at the current level of services throughout the extended term. Xylem Dewatering Solutions, Inc. is agreeable to these terms, and the Public Works Department is satisfied with their performance. Therefore, staff recommends amending the Agreement to extend the term for an additional two years through June 30, 2023, and increasing compensation by \$70,000, for a total contract amount of \$100,400.

The Purchasing Manager concurs that the recommendation to approve complies with Purchasing Resolution 23256.

STRATEGIC PLAN ALIGNMENT:

This project aligns with the City’s Strategic Priorities to provide a High-Performance Government and support Infrastructure, Mobility, and Connectivity as detailed below:

Goal 6.2 – Maintain, protect, and improve assets and infrastructure within the City’s built environment to ensure and enhance reliability, resiliency, sustainability, and facilitate connectivity.

This project focuses on fiscal responsibility to prudently utilize public funds to provide exceptional services that are efficient, accessible, and responsive. Extending the terms of this contract through an amendment provides preventative maintenance, secured pricing and ensures safe, reliable infrastructures that benefits the community and facilities.

Furthermore, this project aligns with each of the five Cross-Cutting Threads:

1. **Community Trust** – Conducting regular preventative maintenance routines ensures wastewater discharges do not negatively impact the community and environment. The RWQCP manages and protects capital assets through ongoing condition assessments and system maintenance by requiring all services and equipment to align with local laws and regulations.
2. **Equity** – This contract amendment supports RWQCP’s efforts in protecting the public’s health and the environment by ensuring critical infrastructure and equipment are operating efficiently and effectively.
3. **Fiscal Responsibility** – This contract amendment will target ways to reduce costs,

minimize inefficiencies, and develop control methods to optimize operating processes and maintenance routines to protect City assets. Including secured pricing and services for the next two years.

4. **Innovation** – This contract amendment exemplifies a collaborative partnership between RWQCP and Xylem Dewatering Solutions, Inc. to enhance operational reliability by achieving measurable improvements through proper maintenance services and equipment checks.
5. **Sustainability & Resiliency** – This contract amendment supports the implementation to continuously evaluate performance measures and practices that can be managed and maintained for overall optimum performance and to meet future needs.

FISCAL IMPACT:

The total fiscal impact of this action is \$70,000 over two fiscal years, or \$35,000 per fiscal year. The funds are budgeted and available in the Sewer Fund, Collection System Maintenance, Professional Services account number 4125100-421000. Appropriations for future fiscal years will be included in the Department's Budget submissions for those fiscal years to be presented to the City Council for approval.

Prepared by: Gilbert Hernandez, Interim Public Works Director
Certified as to
availability of funds: Edward Enriquez, Chief Financial Officer/Treasurer
Approved by: Rafael Guzman, Assistant City Manager
Approved as to form: Phaedra A. Norton, City Attorney

Attachments:

1. Proposed First Amendment
2. Original Agreement