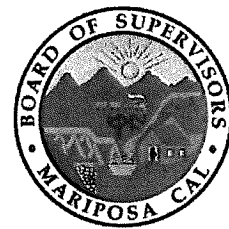


MARIPOSA COUNTY

Public Works · (209) 966-5356



RESOLUTION - ACTION REQUESTED 2016-668

MEETING: December 20, 2016

TO: The Board of Supervisors

FROM: Tony Stobbe, Public Works Director

RE: Approve Amendment 3 to Willdan Engineering Road Commissioner Contract

RECOMMENDATION AND JUSTIFICATION:

Approve a Third Amendment to the Agreement with Willdan Engineering to Provide Road Commissioner Services, Increasing the Not to Exceed Amount by \$20,000; and Authorize the Board of Supervisors Chair to Sign the Amendment.

Mr. Doug Wilson, P.E. has been serving in the role of Road Commissioner in accordance with the provisions of Section 206 of the CA Streets and Highway Code since February 2015. The need for Mr. Wilson's services as Road Commissioner have been greater than expected, and it is necessary to increase the compensation amount of the agreement in order to continue to utilize his services. It is anticipated that a qualified and appropriately licensed member of the Public Works Department will be designated Road Commissioner prior to the expiration of this amendment.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

Resolution 2015-56 was passed by the Board of Supervisors appointing Doug Wilson, P.E. as Road Commissioner

ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

The Board of Supervisors could choose not to approve this amendment and provide alternative direction to the Public Works Director regarding compliance with the CA Streets and Highway Code.

FINANCIAL IMPACT:

Funding for this action is budgeted in the FY16 / 17 Roads Division Budget.

ATTACHMENTS:

Willdan 3rd amd Rd Comm (PDF)
Willdan 2nd amd Rd Com (PDF)
Willdan 1st amd Rd. Com. (PDF)
Willdan PSA 15-032 (PDF)

CAO RECOMMENDATION

Requested Action Recommended

Mary Hodson
Mary Hodson, CAO 12/14/2016

RESULT: ADOPTED BY CONSENT VOTE [UNANIMOUS]

MOVER: Marshall Long, District III Supervisor

SECONDER: Rosemarie Smallcombe, District I Supervisor

AYES: Smallcombe, Jones, Long, Cann, Carrier

THIRD AMENDMENT TO PROFESSIONAL SERVICE AGREEMENT

THIS THIRD AMENDMENT TO PROFESSIONAL SERVICE AGREEMENT is made and entered into this December 20, 2016, by and between the County of Mariposa, a political subdivision of the State of California, hereinafter referred to as **“County”** and Willdan Engineering, hereinafter referred to as **“Consultant”**.

WHEREAS, County and Consultant have heretofore entered into an Agreement dated May 26, 2015 wherein **Consultant** agreed to provide direction as the County Road Commissioner; and

WHEREAS, County and Consultant entered into the First Amendment to Professional Services Agreement dated December 8, 2015 to increase the compensation by Forty Thousand Dollars (\$40,000.).

WHEREAS, County and Consultant entered into the Second Amendment to Professional Services Agreement dated June 14, 2016 to increase the compensation by Fifteen Thousand Dollars (\$15,000) and extend the Agreement Term to June 30, 2017.


WHEREAS, County and Consultant desire to further amend said agreement to increase the compensation by Twenty Thousand Dollars (\$20,000.).

NOW THEREFORE, the parties hereto in consideration of the mutual covenants herein recited, hereby agree as follows:


1. Paragraph 4.01 **“COMPENSATION”** is hereby amended to increase the compensation in the amount of Twenty Thousand Dollars (\$20,000.) for a total compensation of Eighty Five Thousand Dollars (\$85,000.).
2. Except as herein amended, the Agreement dated May 1, 2015, together with the First Amendment dated November 5, 2015 and the Second Amendment dated June 14, 2016 shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have caused this Amendment to be executed on the date first above written.

COUNTY OF MARIPOSA:


 _____ 12-20-16
 John Carrier, Chair (Date)
 Board of Supervisors

CONSULTANT:


Willdan Engineering

 _____ 12-6-16
 (Signature) (Date)

APPROVED AS TO FORM:



 STEVEN W. DAHLEM (Date)
 County Counsel

ATTEST:


 _____ 12-20-16
 Rene LaRoche (Date)
 Clerk of the Board