



# TRIUNFO SANITATION DISTRICT

A PUBLIC AGENCY

August 19, 2011

Board of Directors  
Triunfo Sanitation District  
Ventura County, California

## **AMENDMENT TO TSD CONTRACT NO. T11-005-1 – ARCHAEOPALEO RESOURCE MANAGEMENT, INC. (CONIFER TANK REPLACEMENT PROJECT)**

### **Summary**

Construction of the Oak Canyon Reservoir continues for Conifer Tank Replacement Project with the required paleontological monitoring set forth in the Environmental Impact Report (Measure PR1). Since the Contractor is proceeding meticulously with the work and using different procedures than originally planned, the allocated time for this monitoring was underestimated. For the project to conform to the environmental regulations additional time is necessary for the paleontologist to continue their work. Staff recommends an amendment to the contract with Archaeopaleo Resource Management, Inc. for an increase of \$20,300 so they may continue to provide paleontological monitoring at the site.

### **Background**

As a requirement of the Environmental Impact Report (EIR), Mitigation and Monitoring Plan Measure PR1, a certified paleontologist must provide oversight and monitoring of all excavation work at the Oak Canyon Reservoir site. The original estimates provided by Padre Associates and AECOM were for 160 hours of monitoring for the excavations. These estimates were derived from applying standard monitoring time for the type of work anticipated and using a standard schedule with expected overlap. The contract with Archaeopaleo Resource Management (APRMI) included those hours along with additional hours for reports, lab testing, and other related tasks in compliance with the EIR. Since construction began on June 27, 2011, the Contractor has proceeded in a measured and systematic approach and has employed a different strategy to working the excavations. This procedure provides for a higher quality and safer installation but comes with an extended number of days for excavations. The overall time for construction is unchanged but the time needed to complete the excavation work, and thusly the monitoring work, has increased beyond that original estimate.

Based on a recently updated schedule, it is expected that an additional 279 hours will be needed by the Contractor to complete the tank site excavations, prepare the jack and bore pits, and trench and install the pipeline along the access road. Each of these

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tasks requires the paleontologist to maintain the measure PR1 from the EIR. Staff has negotiated with APRMI and they have agreed to expand the hours needed for the work and proposed an additional \$20,300 to cover the hours and mileage charges. The hours and charges are deemed reasonable for the effort required to complete the excavation tasks remaining.

Legal Counsel has reviewed and approved the proposed contract as to legal form and sufficiency.

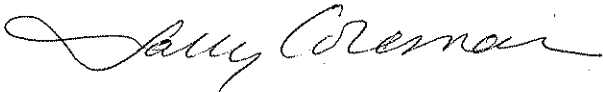
If you have any questions or need additional information, please contact me at 805-658-4674.

**Fiscal Impact**

Appropriations for these expenses are included in the adopted Fiscal Year 2011-2012 budget within the contingency funds of Contract Services (Footnote #2). This modification does not change the overall budget for FY12.

**Recommendation**

It is recommended the Board authorize an increase of \$20,300 for contract amendment T11-005-1 for Archaeopaleo Resource Management, Inc., for paleontological monitoring of the Oak Canyon Reservoir component of the Conifer Tank Replacement Project, and a contract not-to-exceed of \$45,202.



SALLY COLEMAN – PROJECT MANAGER

Enc.

APPROVED FOR AUGUST 29, 2011 AGENDA

  
\_\_\_\_\_  
Doug Anders – Acting District Manager

**CONTRACT NO. T11-005-1**

**AMENDMENT NO. 1 TO CONTRACT NO. T11-005  
BETWEEN  
TRIUNFO SANITATION DISTRICT  
AND  
ARCHAEOPALEO RESOURCE MANAGEMENT, INC.**

THIS AGREEMENT is made and entered into this 29<sup>th</sup> day of August 2011 by and between the TRIUNFO SANITATION DISTRICT, a public agency formed pursuant to California Health & Safety Code Section 4700 et seq., hereinafter "DISTRICT," and ARCHAEOPALEO RESOURCE MANAGEMENT, INC., a California corporation (hereinafter referred to as "CONSULTANT.")

**RECITALS**

A. On the 23<sup>rd</sup> day of May 2011, a certain contract hereinafter referred to as Contract No. T11-005, was executed between DISTRICT and CONSULTANT for specialized services of a CONSULTANT to perform cultural resources services for paleontological and archaeological monitoring of the Conifer Tank Replacement Project, Oak Canyon Reservoir and PRV Stations and Pipelines (hereinafter referred to as "PROJECT.").

B. DISTRICT and CONSULTANT have agreed that additions to the original scope of work and additional compensation is necessary to complete the work and can be accomplished by amending Contract No. T11-005, accordingly.

**AMENDMENT**

NOW, THEREFORE, in consideration of the mutual covenants, promises, and agreements set forth, it is agreed the aforesaid Contract No. T11-005, a copy of which is attached as Exhibit "I" and incorporated herein by reference, shall remain in full force and effect, except as otherwise hereinafter provided.

The parties agree the following language shall replace the original provisions of Article 4: Compensation:

"Total fees to be paid by DISTRICT to CONSULTANT for CONSULTANT's services described herein shall be increased by \$20,300 and shall not exceed \$45,202 without written amendment hereto."

IN WITNESS WHEREOF, the parties hereto have executed this agreement the day and year first above written.

APPROVED AS TO FORM: ARNOLD, BLEUEL  
LaROCHELLE, MATHEWS, & ZIRBEL, LLP

TRIUNFO SANITATION DISTRICT

By \_\_\_\_\_  
JOHN M. MATHEWS  
Legal Counsel for DISTRICT

By \_\_\_\_\_  
MICHAEL PAULE  
CHAIR, Board of Directors

ATTEST:

ARCHAEOPALEO RESOURCE MANAGEMENT, INC.

By \_\_\_\_\_  
JOSIE GUZMAN, Clerk of the Board

By \_\_\_\_\_  
ROBIN TURNER, Project Manager

**Exhibit "I"**

<b>CONTRACT PRICING PROPOSAL (Services)</b>		PAGE 1 OF 2		
NAME OF PROPOSER ArchaeoPaleo Resource Management, Inc.		DIVISION(S)/LOCATION(S) WHERE SERVICES ARE TO BE PERFORMED Archaeo/Paleo monitoring in Oak Park, T.O., CA.		
HOME OFFICE ADDRESS 13368 Beach Ave., Marina del Rey, CA 90292				
SERVICES TO BE PERFORMED TSD-Conifer Tank Replacement Project. Additional Archaeological and Paleontologic Monitoring Services and Project Management time only.  Budget adjustment per email dated August 23, 2011 from Tim Doyle		CONTRACT NO.		
<b>DETAILED DESCRIPTION OF COST ELEMENTS</b>				
<b>1. LABOR</b>	ESTIMATED HRS	RATE/HOUR	EST. COST (\$)	TOTAL EST.
<b>Task 1 Project Management</b>				
Project Manager (2 hr/week @ 5 weeks)	10	\$96.00	\$960	
<b>Task 2 Paleontologic Mitigation - (PR1)</b>				
Paleo Technician (Tank 13 days/104 hrs, Bore pits 2 days/16 hrs)	279	\$58.00	\$16,182	
Access Rd. 42 days/135 hrs, RRV Stns 3 days/24 hrs)				
Time includes providing one monitor at 8 hours a day		\$96.00	\$0	
<b>Task 3 Archaeological Mitigation (CR4 and CR5 Monitoring)</b>				
Archaeo Technician (2 days at CA-Ven 294)		\$58.00	\$0	
Archaeo Supervision (if necessary)		\$72.00	\$0	
<b>Task 4 Extended Phase 1/Phase 2 - (CR5, CR6, CR7, CR8)</b>				
CRMMP (Mitigation Report - Prior to Construction Start-Up)		\$72.00	\$0	
Archaeo testing at CA-Ven 294 (2 person crew/3 days)		\$58.00	\$0	
Archaeo Supervision		\$72.00	\$0	
<b>Task 5 ArchaeologicalPaleo Finds/Laboratory - Estimate</b>				
Supervision		\$72.00	\$0	
Technician		\$58.00	\$0	
<b>Task 6 Monitoring Report - Negative Report of Findings</b>				
Project Manager - Final Report of Findings - Archaeo and Paleo		\$96.00	\$0	
Archaeo/Paleo Musuem Curation Costs (estimate)				
a. Transportation (up to 100 miles a day @.51 per mile)			\$3,060	
b. Per Diem or Subsistence			\$0	
	<b>TOTAL TRAVEL</b>			\$3,060
<b>3. SUBCONTRACTORS/SUPPLIERS**</b>			<b>EST. COST</b>	
	<b>TOTAL SUBCONTRACTORS/SUPPLIERS</b>			\$0
<b>4. OTHER DIRECT COSTS* (waived)</b>				\$20,202
<b>TOTAL DIRECT COST</b>				\$98
<b>5. GENERAL &amp; ADMIN. EXPENSE (2 hours at \$49 per hour)</b>				\$20,300
<b>TOTAL ESTIMATED COST</b>				\$20,300
* ITEMIZE ON SECOND PAGE OF "FORM 60"				
** ATTACHED IS "FORM 60" FOR ALL PROPOSED SUBCONTRACTORS				

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