



Contra  
Costa  
County

To: Board of Supervisors  
From: Brian M. Balbas, Public Works Director/Chief Engineer  
Date: October 8, 2019

Subject: Contract Amendment #3 with Engineered Soil Repairs, Inc.

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**RECOMMENDATION(S):**

APPROVE and AUTHORIZE the Public Works Director, or designee, to execute a contract amendment with Engineered Soil Repairs, Inc., to increase the payment limit by \$400,000 to a new payment limit of \$1,000,000, with no change to the term December 6, 2018 to December 6, 2019 for the 2017 On-Call Contract(s) for Various Road, Flood Control, and Airport Maintenance Work, Countywide.

**FISCAL IMPACT:**

100% Local Road, Flood Control District, and Airport Enterprise Funds.

**BACKGROUND:**

On December 6, 2016,

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☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD COMMITTEE

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Action of Board On: **10/08/2019** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

**VOTE OF SUPERVISORS**

AYE: John Gioia, District I Supervisor  
Candace Andersen, District II Supervisor  
Diane Burgis, District III Supervisor  
Karen Mitchoff, District IV Supervisor  
Federal D. Glover, District V Supervisor

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: October 8, 2019

David Twa, County Administrator and Clerk of the Board of Supervisors

By: Laura Cassell, Deputy

Contact: Ron Thai 925  
313-7003

cc:

### BACKGROUND: (CONT'D)

the County awarded three on-call contracts for various road, flood control, and airport maintenance work to supplement the maintenance crews' routine and emergency work while they are busy with other activities, and to perform work that is typically time-sensitive and may require specialized equipment and skills.

Contract Amendment #1, which was approved by the Board of Supervisors on December 5, 2017, extended the completion dates for each contract from December 6, 2017 to December 6, 2018. Contract Amendment #1 also increased the maximum payment limits for GradeTech, Inc. and Hess Construction Co., Inc. from \$500,000 to \$1,000,000 each, and Engineered Soil Repairs, Inc. from \$300,000 to \$600,000.

Contract Amendment #2, which was approved by the Board of Supervisors on December 4, 2018, extended the completion dates for each contract from December 6, 2018 to December 6, 2019. There were no changes to the maximum payment limits.

Due to the retirement of Hess Construction Co., Inc., in May 2019, additional funds are required so that Engineered Soil Repairs, Inc. may perform work that would have otherwise been performed by Hess Construction Co., Inc. The Public Works Director recommends that the Board approve Contract Amendment #3 and authorize the Public Works Director, or designee, to sign Contract Amendment #3 for the County. Contract Amendment #3 will increase the maximum payment limit for Engineered Soil Repairs, Inc. from \$600,000 to \$1,000,000.

### CONSEQUENCE OF NEGATIVE ACTION:

These contracts originally had a term of one year, with the option of two one-year extensions. Contract Amendment #1 authorized one one-year extension and increased the payment limits of each contract. Contract Amendment #2 authorized the use of the remaining one-year extension. Contract Amendment #3 increases the payment limit of the contract with Engineered Soil Repairs, Inc. to ensure sufficient funds to complete this year's projects in light of Hess Construction Co., Inc.'s retirement. Failure to approve Contract Amendment #3 may prevent the Public Works Department from completing routine road, flood control, and airport maintenance work in a timely manner.