

## BOARD OF SUPERVISORS AGENDA ITEM REPORT

### CONTRACTS / AWARDS / GRANTS

☐ Award ☒ Contract ☐ Grant

Requested Board Meeting Date: 08/17/2020

\* = Mandatory, information must be provided

or Procurement Director Award ☐

**\*Contractor/Vendor Name/Grantor (DBA):**

The Ashton Company, Inc., Contractors and Engineers; Borderland Construction Company, Inc.; Hunter Contracting Co.; K E & G Construction, Inc. and Rummel Construction, Inc.

**\*Project Title/Description:**

Job Order Master Agreement: Flood Control and Drainage Improvement Services

**\*Purpose:**

Amendment of Award: Master Agreement No. MA-PO-18-098, Amendment No. Five (5). This amendment adds a shared award amount of \$5,000,000.00 for the remainder of this agreement term for a cumulative not-to-exceed amount of \$25,000,000.00, increases the annual award amount from \$5,000,000.00 to \$10,000,000.00 for the remaining renewal terms, and modifies the end date of the next renewal term from 10/16/21 to 06/30/21 to align the term of the agreement with the County's fiscal year. The District has additional planned projects, maintenance requirements, and requires additional funding capacity for flood response work. Administering Department: Regional Flood Control District.

This is an indefinite delivery/indefinite quantity job order master agreement. For projects estimated less than \$200,000.00, the District may select a contractor based on availability, specialty or other such basis as the District may determine in its sole discretion. For projects estimated at \$200,000.00 or more, all contractors will be given the opportunity to compete on the basis of cost or cost and schedule through a request for quotation. No individual job order may exceed \$2,000,000.00.

**\*Procurement Method:**

Pursuant to Solicitation for Qualifications No. 265942, on 10/17/17, the Board of Directors awarded a shared master agreement for these services in an annual shared amount of \$5,000,000.00 for an agreement term of 10/17/17 to 10/16/18. Previous Amendments Nos. One (1), Two (2), and Three (3) totaling \$10,000,000.00 were approved by the Procurement Director to add the annual shared amount, extend the term of the agreement to 10/16/20, and increase the single job order limit to \$2,000,000.00. Previous Amendment No. Four (4) was approved by the Board of Supervisors to add a one-time shared amount of \$5,000,000.00 to the current agreement term.

Attachment: Amendment No. Five (5) and Award Amendment Ratification Request Memo/Department Memo

**\*Program Goals/Predicted Outcomes:**

The goal is to save time and effort in performing small flood control construction projects by utilizing the job order contractors and have the capability of responding immediately to emergency situations that may arise throughout Pima County.

**\*Public Benefit:**

The District is able to select a job order contractor to perform flood control and drainage improvement projects and emergency repairs, in an effective and efficient manner, saving tax dollars and keeping the residents safe from flood conditions.

**\*Metrics Available to Measure Performance:**

The job order contractors will be evaluated per BOS Policy D29.1 using the standard contractor evaluation forms that consider quality, cost, and construction management.

**\*Retroactive:**

No

To: COB- 7-14-20  
Ver. - 9  
Pgs - 4

Ratification Item

**Contract / Award Information**

Document Type: \_\_\_\_\_ Department Code: \_\_\_\_\_ Contract Number (i.e.,15-123): \_\_\_\_\_

Effective Date: \_\_\_\_\_ Termination Date: \_\_\_\_\_ Prior Contract Number (Synergen/CMS): \_\_\_\_\_

☐ Expense Amount: \$\* \_\_\_\_\_ ☐ Revenue Amount: \$ \_\_\_\_\_**\*Funding Source(s) required:**Funding from General Fund? ☐ Yes ☐ No If Yes \$ \_\_\_\_\_ % \_\_\_\_\_Contract is fully or partially funded with Federal Funds? ☐ Yes ☐ No**If Yes, is the Contract to a vendor or subrecipient?** \_\_\_\_\_Were insurance or indemnity clauses modified? ☐ Yes ☐ No

If Yes, attach Risk's approval.

Vendor is using a Social Security Number? ☐ Yes ☐ No

If Yes, attach the required form per Administrative Procedure 22-10.

**Amendment / Revised Award Information**Document Type: MA Department Code: PO Contract Number (i.e.,15-123): 18-098Amendment No.: Five (5) AMS Version No.: Nine (9)Effective Date: 07/15/2020 New Termination Date: \_\_\_\_\_

Prior Contract No. (Synergen/CMS): \_\_\_\_\_

☒ Expense or ☐ Revenue ☒ Increase ☐ Decrease Amount This Amendment: \$ 5,000,000.00Is there revenue included? ☐ Yes ☒ No If Yes \$ \_\_\_\_\_**\*Funding Source(s) required:** Various FundsFunding from General Fund? ☐ Yes ☒ No If Yes \$ \_\_\_\_\_ % \_\_\_\_\_**Grant/Amendment Information** (for grants acceptance and awards)☐ Award ☐ Amendment

Document Type: \_\_\_\_\_ Department Code: \_\_\_\_\_ Grant Number (i.e.,15-123): \_\_\_\_\_

Effective Date: \_\_\_\_\_ Termination Date: \_\_\_\_\_ Amendment Number: \_\_\_\_\_

☐ Match Amount: \$ \_\_\_\_\_ ☐ Revenue Amount: \$ \_\_\_\_\_**\*All Funding Source(s) required:****\*Match funding from General Fund?** ☐ Yes ☐ No If Yes \$ \_\_\_\_\_ % \_\_\_\_\_**\*Match funding from other sources?** ☐ Yes ☐ No If Yes \$ \_\_\_\_\_ % \_\_\_\_\_**\*Funding Source:** \_\_\_\_\_**\*If Federal funds are received, is funding coming directly from the Federal government or passed through other organization(s)?** \_\_\_\_\_Contact: Keith E. Rogers Keith E. Rogers 07/13/2020 07/13/2020Department: Procurement 7/13/2020 Telephone: 724-3542Department Director Signature/Date: S. Shultz 7/14/2020Deputy County Administrator Signature/Date: C. Brubaker 7/14/2020County Administrator Signature/Date: C. Brubaker 7/14/2020  
(Required for Board Agenda/Addendum Items)

## **MEMORANDUM**

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**Date:** July 13, 2020

**To:** Honorable Chair Valadez, Pima County Board of Supervisors

**From:** Mary Jo Furphy, Procurement Director *MJF*

**Re:** Master Agreement No. MA-PO-18-098, Award Amendment Ratification Request

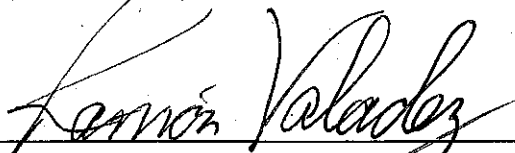
Master Agreement No. MA-PO-18-098 was awarded by the Board of Supervisors on October 17, 2017 for Job Order Master Agreement for Flood Control and Drainage Improvement Services for Regional Flood Control District (RFCD). The award was for a period of one (1) year (October 17, 2017 to October 16, 2018) with four (4) optional one-year renewal periods and the annual shared award amount was \$5,000,000.00.

The Agreement was amended in 2018 and 2019 to add the full annual shared award amount of \$5,000,000 each year and to extend the Agreement term to October 16, 2020. In January, 2020, the Agreement was amended to increase the single job order limit from \$1,000,000 to \$2,000,000 according to Board policy. The Agreement was amended in April 2020 to add \$5,000,000 for additional planned projects, maintenance requirements and additional capacity for 2020 flood response work.

It is necessary to amend the Agreement to add an additional \$5,000,000 to accommodate the unexpected costs County will incur for additional emergency flood response work including the Bighorn Fire. It has been determined that the annual award amount of \$5,000,000 will be insufficient to accommodate FY20-21 flood response work. As a result, this Amendment will also amend the annual award amount to \$10,000,000. In addition, the end date of the Agreement's third (3<sup>rd</sup>) renewal term is modified from October 16, 2021 to June 30, 2021 to align the Agreement to coincide with County's fiscal year. This Agreement has two remaining annual renewals.

RFCD is requesting that this amendment be immediately approved to add \$5,000,000, amend the annual award amount to \$10,000,000, and modify the third (3<sup>rd</sup>) renewal term of the Agreement to October 17, 2020 to June 30, 2021 under the authority of the Chair with ratification to follow at the Board of Supervisors' Meeting on August 17, 2020.

Your approval is requested.

A handwritten signature in black ink, reading "Ramon Valadez", written over a horizontal line.

Ramon Valadez, Chair, Pima County Board of Supervisors

JUL 15 2020

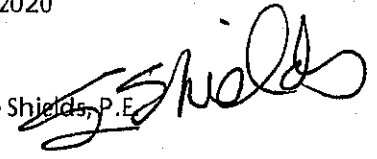
Date

Attachment: Department memo

DATE: July 13, 2020

TO: C. H. Huckelberry  
County Administrator

FROM: Suzanne Shields, P.E.  
Director



**SUBJECT: Flood Control Services Job Order Contract Master Agreement MA-PO-18-098, Amendment Request Number 5**

The Pima County Regional Flood Control District (District) is requesting an amendment to the above-referenced Job Order Contract (JOC) Master Agreement to add a shared award amount of \$5,000,000 for a total not-to-exceed amount of \$25,000,000. For the contract term through October 16, 2020, the District is requesting emergency funding amendment. We are requesting this amendment due to the potential for flood damage that is highly likely from the Bighorn Fire and impacts to downstream major watercourses.

#### **Unanticipated Project Needs**

Hydrologic and hydraulic modeling indicates the possibility of severe flooding in the foothill areas of north of Tucson as result of the significant amount of burned area in the watersheds impact the Catalina Foothills area and Town of Oro Valley and drain directly to the Cañada Del Oro (CDO) and Rillito watercourses. There are also potential for damages in the upper CDO and Sutherland Washes in Catalina and along the eastern flanks of the Catalina Mountains in the San Pedro Watershed. This means that there could be considerable damage to existing infrastructure in these drainageways and road crossings as well as the need to remove large volumes of sediment and debris from both minor watercourses and major watercourses noted. Unanticipated flooding needs are estimated at \$2,000,000. Refer to attached table below for the list of emergency funding needs.

#### **CDO Vegetation and Debris Removal**

The District is currently preparing for the flooding potential ahead of time by removing vegetation near the bridges, bank protection and side tributary channels that enter the CDO in particular. This work is expected to cost \$300,000.

#### **Emergency Repairs Continental Ranch**

Emergency repairs are also needed along the Santa Cruz River, Continental Ranch section. The effluent in the wash continues to undermine the soil cement throughout the reach and several sections of soil cement are in danger of failing with the continued undermining. The District currently has a design to incorporate grade control structures and additional toe-down to protect the existing bank protection during flooding events. The undermining will only be exacerbated by the increase in runoff and flooding related to the Bighorn Fire. The District anticipates the cost of the repairs about \$1,000,000 for the most susceptible portions of the channel.

#### **Lower Santa Cruz Levee Freeboard Repairs**

This project is needed to raise the Lower Santa Cruz Levee for a distance of approximately 2 miles. Hydraulic modeling indicates that the levee freeboard is insufficient at this location and needs to be raised in order to protect adjacent property and residents from flooding. Increased flood peaks following the Bighorn Fire

C.H.Huckelberry, County Administrator

**Flood Control Services Job Order Contract Master Agreement MA-PO-18-098, Amendment Request  
Number 5**

July 13, 2022

Page 2

makes this work a priority to complete as soon as possible. This would include portions of Marana that are downstream of the levee. The engineer's estimate for this project is approximately \$1,500,000. It is anticipated that the District will complete \$1,000,000 of the repairs prior to October 31<sup>st</sup>.

**Tucson Diversion Channel Repairs**

The United States Army Corps of Engineers (Corps) recently performed a Periodic Inspection of the Tucson Diversion Channel levee segment between Alvernon and Craycroft Road. As a result of this inspection, the Corps is requiring a large number of repairs and related maintenance items along the levee. Work will include replacing over 300 tons of riprap, removing vegetation and stumps and grading and fill work. The cost of these repairs is anticipated to be \$200,000.

**CIP Project List-Emergency Funding Needs**

Project	Budget Total	Start Date	Estimated Use Through 10/31	CIP Project
CDO Vegetation and Debris Removal	\$300,000	7/20/2020	\$300,000	5CDONB
Unanticipated Emergency Funding Big Horn Fire	\$2,000,000	TBD	\$1,400,000	5CDONB, 5RMPLN, 5URBAD
Emergency Repairs Continental Ranch	\$1,000,000	8/17/2020	\$1,000,000	5RMPLN
Lower Santa Cruz Levee Freeboard Repairs	\$1,500,000	8/17/2020	\$1,000,000	5RMPLN
Tucson Diversion Channel Repairs	\$200,000	8/3/2020	\$200,000	5TDCSW
	\$5,000,000			

I respectfully request the Board of Directors approve this amendment.

SS/

Attachment

c: Carmine DeBonis, Deputy County Administrator – Public Works  
Mary Jo Furphy, Director – Procurement Department  
Eric Shepp, P.E. Deputy Director – Regional Flood Control District  
Andy Dinauer, P.E. Deputy Director – Regional Flood Control District

Concur:



Carmine DeBonis, Jr.  
Deputy County Administrator 7/13/2020

Approved / Not Approved



C.H. Huckelberry  
County Administrator 7/13/20

**PIMA COUNTY REGIONAL FLOOD CONTROL DISTRICT**

**PROJECT:** JOB ORDER MASTER AGREEMENT: FLOOD CONTROL AND DRAINAGE  
IMPROVEMENT SERVICES

**CONTRACTORS:** The Ashton Company, Inc., Contractors and Engineers  
2727 S. Country Club Road  
Tucson, AZ 85713

Borderland Construction Company, Inc.  
400 East 38<sup>th</sup> Street  
Tucson, AZ 85713

Hunter Contracting Co.  
701 N. Cooper Road  
Gilbert, AZ 85233

K E & G Construction, Inc.  
5100 S. Alvernon Way  
Tucson, AZ 85706

Rummel Construction, Inc.  
7520 E. Adobe Drive  
Scottsdale, AZ 85255

**MASTER AGREEMENT NO.:** MA-PO-18-098

**AMENDMENT NO.:** Five (5)

**FUNDING:** Various Funds

<b>MASTER AGREEMENT TERM:</b> 10/17/17 - 10/16/18	<b>ORIGINAL AMOUNT:</b>	\$	5,000,000.00
<b>TERMINATION PRIOR AMENDMENT:</b> 10/16/20	<b>PRIOR AMENDMENTS:</b>	\$	15,000,000.00
<b>TERMINATION THIS AMENDMENT:</b> 10/16/20	<b>AMOUNT THIS AMENDMENT:</b>	\$	5,000,000.00
	<b>REVISED AMOUNT:</b>	\$	25,000,000.00

**MASTER AGREEMENT AMENDMENT**

**WHEREAS,** DISTRICT and CONTRACTORS entered into a Master Agreement (Agreement) for services, as referenced above; and

**WHEREAS,** DISTRICT requires additional funding to meet the immediate requirements for emergency flood response work and maintenance; and

**WHEREAS,** DISTRICT desires to increase the shared amount of the agreement for the remainder of this agreement term; and

**WHEREAS,** DISTRICT requires additional funding to meet the on-going requirements for maintenance and additional planned projects; and

**WHEREAS,** DISTRICT desires to increase the annual shared amount for the remaining renewal terms of this agreement; and

**WHEREAS,** DISTRICT desires to modify the agreement term to align with the fiscal year for budget planning purposes; and

**WHEREAS,** DISTRICT and CONTRACTORS have agreed to the above modifications.

5.

**NOW, THEREFORE**, it is agreed as follows:

This Amendment adds a shared award amount of \$5,000,000.00 for the remainder of this agreement term. The revised not-to-exceed amount is \$25,000,000.00.

This Amendment increases the annual shared amount for the remaining renewal terms from \$5,000,000.00 to \$10,000,000.00

This Amendment modifies the agreement term for the third renewal period, if utilized. For the third renewal period:

CHANGE: ARTICLE 1 – BASIC TERMS, first sentence,

From: "This Master Agreement (Agreement), as approved by the Board of Directors commences on October 17, 2017 and terminates on October 16, 2021, unless sooner terminated or further extended pursuant to the provisions of this Agreement."

To: "This Master Agreement (Agreement), as approved by the Board of Directors commences on October 17, 2017 and terminates on June 30, 2021, unless sooner terminated or further extended pursuant to the provisions of this Agreement."

This Amendment modifies the agreement term for the fourth and final renewal period. Based on the change to ARTICLE 1 – BASIC TERMS, above, the forth and final renewal period, if utilized, shall be July 1, 2021 to June 30, 2022.

The effective date of this Amendment shall be July 15, 2020.

All other provisions of the Agreement, not specifically changed by this Amendment, shall remain in effect and be binding upon the Parties.

IN WITNESS WHEREOF, the Parties have affixed their signatures to this Amendment on the dates written below.


APPROVED:

  
Chairman, Board of Directors

JUL 15 2020

Date

ATTEST:

  
Clerk of the Board

CONTRACTOR:

  
Authorized Officer Signature


Chris Rogers President

Printed Name and Title

July 13, 2020

Date

APPROVED AS TO FORM:

  
Deputy County Attorney

Kell Olson

Name (Please Print)

7/13/2020

Date



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APPROVED:

  
Chairman, Board of Directors

**JUL 15 2020**

Date

CONTRACTOR:

  
Authorized Officer Signature

Ed Anderson, Vice President

Printed Name and Title

7-13-2020

Date

ATTEST:

  
Clerk of the Board

APPROVED AS TO FORM:

  
Deputy County Attorney

Kell Olson

Name (Please Print)

7/13/2020

Date

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Chairman, Board of Directors

**JUL 15 2020**

Date

ATTEST:

  
Clerk of the Board

CONTRACTOR:

  
Authorized Officer Signature

**Al Heimpel V.P./PM**

Printed Name and Title

**07/14/2020**

Date

APPROVED AS TO FORM:

  
Deputy County Attorney

**Kell Olson**

Name (Please Print)

**7/13/2020**

Date

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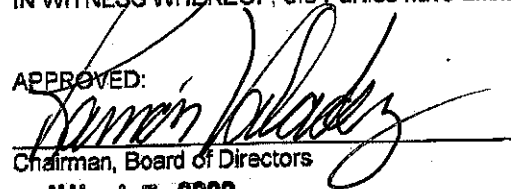
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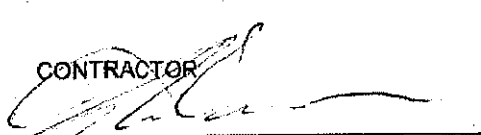
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APPROVED:   
Chairman, Board of Directors  
JUL 15 2020  
Date

ATTEST:   
Clerk of the Board

CONTRACTOR   
Authorized Officer Signature  
Max Taddei, CEO  
Printed Name and Title  
July 14, 2020  
Date

APPROVED AS TO FORM:   
Deputy County Attorney  
Kell Olson  
Name (Please Print)  
7/13/2020  
Date

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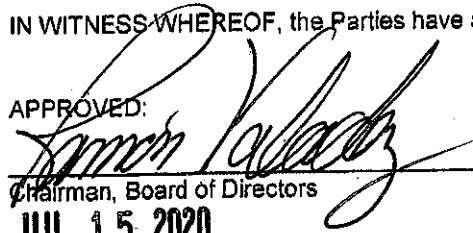
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APPROVED:

  
Chairman, Board of Directors

JUL 15 2020

Date

ATTEST:

  
Clerk of the Board

CONTRACTOR:

DocuSigned by:

  
Authorized Officer Signature


Jason Kahn

Printed Name and Title

7/15/2020

Date

APPROVED AS TO FORM:

  
Deputy County Attorney

Kell Olson

Name (Please Print)

7/13/2020

Date