

MARIPOSA COUNTY

Public Works • (209) 966-5356



RESOLUTION - ACTION REQUESTED 2016-610

MEETING: November 22, 2016

TO: The Board of Supervisors

FROM: Tony Stobbe, Public Works Director

RE: Approve Fourth and Final Amendment to the Professional Services Agreement with PinnacleART

RECOMMENDATION AND JUSTIFICATION:

Approve a Fourth Amendment to the Professional Services Agreement with PinnacleART, Increasing Total Compensation by \$1,516; and Authorize the Board of Supervisors Chair to Sign the Amendment.

This contract provided for a sufficiently licensed (minimum Grade III) Wastewater Operator to meet the regulatory requirements for the operation of the Don Pedro and Yosemite West treatment plants. The County's Plant Operator Technician recently passed the examinations, is now licensed as a Grade III Operator, and is ready to assume the responsibility of the chief plant operator of record for the two wastewater treatment facilities.

This contract amendment serves to fund all outstanding services under this agreement and allow for final billing and contract closeout with PinnacleART. The amendment increases compensation by \$1,516 to a final total amount of \$129,516.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

The Board has approved a contractual agreement with PinnacleART and three (3) associated Amendments which are attached hereto in order provide the regulatory agency required Wastewater Treatment Operator Grade III or better.

ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

Should the Board not approve this Amendment staff will be unable to process contract closeout payment to the vendor.

FINANCIAL IMPACT:

Sufficient funding for this amendment is available in the Yosemite West and Lake Don Pedro budgets for professional services.

ATTACHMENTS:

PinnacleART, LLC 4th amdmt 15-024(DOCX)
Pinnacle ART 3rd amd (PDF)

Pinnacle ART 2nd amd (PDF)
Pinnacle ART 1st amd (PDF)
ART Contract (PDF)

CAO RECOMMENDATION

Requested Action Recommended



Mary Hodson, CAO 11/16/2016

RESULT: ADOPTED BY CONSENT VOTE [UNANIMOUS]

MOVER: Marshall Long, District III Supervisor

SECONDER: Merlin Jones, District II Supervisor

AYES: Smallcombe, Jones, Long, Cann, Carrier

FOURTH AMENDMENT TO PROFESSIONAL SERVICE AGREEMENT

THIS FOURTH AMENDMENT TO PROFESSIONAL SERVICE AGREEMENT is made and entered into this 15th day of November, 2016, by and between the County of Mariposa, a political subdivision of the State of California, hereinafter referred to as “**County**” and Pinnacle Asset Integrity Services, LLC d.b.a. PinnacleART, hereinafter referred to as “**Consultant**”.

WHEREAS, the **County** and **Consultant** have heretofore entered into an Agreement dated November 25, 2014, wherein **Consultant** agreed to provide treatment process evaluation, reliability centered maintenance, risk analysis, operator surveillance approaches, the development of Standard Operating Procedures, assess operations and maintenance programs and provide a highly experienced California State Certified Grade IV or Grade V Wastewater Treatment Plant Operator to assist to implement the O & M improvement strategies for the Yosemite West Wastewater Treatment Plants; and,

WHEREAS, **County** and **Consultant** entered into the First Amendment dated March 17, 2015 to increase the compensation in the amount of One Hundred Thousand Dollars (\$100,000) for total compensation of One Hundred Thousand Eighteen Dollars (\$118,000).

WHEREAS, **County** and **Consultant** entered into the Second Amendment dated May 3, 2016 to extend the terms of the agreement to December 31, 2016.

WHEREAS, **County** and **Consultant** entered into the Third Amendment dated July 12, 2016 to increase the compensation by Ten Thousand Dollars (\$10,000) for a total compensation of One Hundred Twenty Eight Thousand Dollars (\$128,000).

WHEREAS, **County** and **Consultant** desire to increase the compensation in the amount of One Thousand Five Hundred Sixteen Dollars (\$1,516.00) for a total compensation of One Hundred Twenty Nine Thousand Five Hundred Sixteen Dollars (\$129,516.00) to close out the contract for general technical support for the Yosemite West and Don Pedro Wastewater Treatment Plants.

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 Agreement in the amount of \$1,516.00 for total compensation of \$129,516.00.
2. Except as herein amended, the Agreement dated November 25, 2014, 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:

CONTACTOR:

Pinnacle Asset Integrity Services, LLC



John Carrier, Chair (Date)
11-22-16
Mariposa County Board of Supervisors




(Signature) 11/04/2016 (Date)

APPROVED AS TO FORM

ATTEST:



STEVEN W. DAHLEM (Date)
11-22-16
County Counsel



Rene' LaRoche (Date)
11-22-16
Clerk of the Board of Supervisors