



# RESOLUTION No. 22-122

## OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA

**RESOLUTION APPROVING AMENDMENT NO. 2 TO CONTRACT PESP4417 WITH ROBINSON ENTERPRISES, INC. INCREASING THE CONTRACT NOT TO EXCEED AMOUNT FROM \$500,000 TO \$650,000, FOR WINTER STORM EMERGENCY RESPONSE SERVICES OF SNOW, VEGETATION REMOVAL AND GREEN WASTE PROCESSING; AMENDING THE OFFICE OF EMERGENCY SERVICES FISCAL YEAR 2021/22 BUDGET; AND AUTHORIZING THE PURCHASING AGENT TO EXECUTE THE AMENDMENT (4/5 AFFIRMATIVE VOTE REQUIRED)**

WHEREAS, on December 27, 2021 in the early morning, Nevada County was hit with an intense winter snowstorm (Snowstorm) bringing excessive amounts of snow to areas that typically receive little to no snow. The Snowstorm caused over 30,000 Nevada County residents to lose PG&E utility power service with PG&E saying it could take many days for restoration; and

WHEREAS, as a result of the Snow-storm hundreds of trees have been reported down across county roads, with many trees having attached utility power lines to them and there has been numerous calls for service from local residents who have had trees land on their homes; and

WHEREAS, an emergency proclamation was ratified on December 30, 2021 in an emergency Board of Supervisors meeting by Resolution 21-541. The Local Emergency Proclamation enables Nevada County to more effectively respond to the Snow-storm, seek and utilize mutual aid, obtain state and federal funds (if available), and ensure that the County's resources and economy, as well as the community at large, have all the necessary tools at their disposal to endure this ongoing challenge; and

WHEREAS, the State of California declared an emergency on December 30, 2021 in support of Counties recovering from the Winter Storms; and

WHEREAS, the County entered into a contract with Robinson Enterprises, Inc. effective December 28, 2021 for Winter Storm Emergency Response Services of Snow, Vegetation Removal and Green Waste Processing. To date the contractor has removed snow, vegetation, and processed green waste and worked over 700 labor hours in emergency response with a total of \$249,567.50 as of February 18, 2022; and

WHEREAS, there remains a significant number of downed trees and vegetation throughout the community. This presents many challenges for neighborhoods hardest hit from these storms to dispose of green waste and reduce these fire fuels prior to the start of fire season. With the additional vegetation removal, collection, and green waste processing required in response to the Snowstorm declared emergency, staff recommends amending the existing contract from \$500,000 to \$650,000 to pay for services related to community emergency storm green waste drop off events; and

WHEREAS, County staff is working with the State on the vegetation removal and green waste processing in response to the declared Snow-storm Emergency for reimbursement once the California Disaster Assistance Act is authorized. Once authorized the County will be eligible for reimbursement up to 75% of eligible expenditures with the remaining 25% to be paid from the County General Fund and anticipated receipt of a Northern Sierra Air Quality Management District Grant; and

WHEREAS, on February 8, 2022 the Board of Supervisors approved Amendment 1 to Contract No. PESP4417 through Resolution 22-090 increasing the contract not to exceed amount from \$50,000 to \$500,000 and extended the contract termination to June 30, 2022. This Amendment 1 accommodated the additional roadside snow, vegetation removal and collection response to the winter storm emergency; and

WHEREAS, With the addition of the emergency storm green waste drop off events in response to the Snowstorm declared emergency, staff recommend Amendment 2 to Contract No. PESP4417 increasing the not to exceed contract amount from \$500,000 to \$650,000 to pay for these services.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of the County of Nevada, State of California, hereby approves Amendment No. 2 to Contract No. PESP4417 with Robinson Enterprises, Inc. increasing the contract not to exceed amount from \$500,000 to \$650,000 for winter storm emergency response services of snow, vegetation removal/collection and green waste processing; authorizing the Purchasing Agent to execute the contract amendment and directing the Auditor-Controller to release \$150,000 from the General Fund Unassigned Fund balance and amending the Office of Emergency Services Fiscal Year 2021/22 budget as follows:

Increase:  
0101-20702-414-1000/521520      \$150,000

PASSED AND ADOPTED by the Board of Supervisors of the County of Nevada at a regular meeting of said Board, held on the 8th day of March, 2022, by the following vote of said Board:

Ayes: Supervisors Heidi Hall, Edward Scofield, Dan Miller, Susan K. Hoek and Hardy Bullock.  
Noes: None.  
Absent: None.  
Abstain: None.

ATTEST:

JULIE PATTERSON HUNTER  
Clerk of the Board of Supervisors

By: 

  
Susan K. Hoek, Chair

3/8/2022 cc: OES\*  
AC\*  
Purchasing\*

**AMENDMENT NO.2 TO CONTRACT NO. PESP4417 WITH ROBINSON ENTERPRISE, INC.**

**THIS AMENDMENT** is executed this 8<sup>th</sup> day of March, 2022 by and between Robinson Enterprises, Inc. and COUNTY OF NEVADA. Said Amendment will amend the prior Contract between the parties entitled Winter Storm Support and Green Waste Mitigation executed on January 14, 2022 and which Contract was subsequently amended on February 8, 2022 by Resolution No. 22-090; and

**WHEREAS**, the parties desire to amend their Contract to allow or provide for additional winter storm emergency response support to process green waste received by the public in part of the 2021 winter storm event and capture additional overhead labor costs not previously defined.

**NOW, THEREFORE**, the parties hereto agree as follows:

1. That this Amendment shall be effective as of March 8, 2022.
2. That the Maximum Contract Price set forth at \$2 shall be increased by \$150,000 for a new not to exceed Contract amount of \$650,000.
3. That the Schedule of Services, Exhibit "A" is amended by adding the following: The Contract shall include chipping/grinding and hauling services of green waste collected from the County "Green Waste Events" through spring. Services shall include but are not limited to:
  - Processing of green waste and associated equipment costs
  - Equipment operation during events
  - Hauling/disposal of green waste
4. That in all other respects the prior Contract of the parties as previously amended by Resolution 22-090 shall remain in full force and effect except as amended herein.

COUNTY OF NEVADA

*Steve Monaghan*  
By: Steve Monaghan (Mar 18, 2022 06:51 PDT)  
Steve Monaghan 03/18/2022  
Director/Purchasing Agent

CONTRACTOR:

*Donald Hoffler*  
By: Donald Hoffler (Mar 17, 2022 16:06 PDT)  
Don Hoffler, CFO 03/17/2022  
Robinson Enterprises, Inc.