



# RESOLUTION No. 22-504

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

**RESOLUTION APPROVING AMENDMENT NO. 5 TO THE CONTRACT BETWEEN THE COUNTY OF NEVADA AND DOKKEN ENGINEERING, INC., FOR ENGINEERING AND DESIGN SERVICES FOR THE HIRSCHDALE ROAD AT TRUCKEE RIVER BRIDGE REHABILITATION AND SEISMIC RETROFIT PROJECT, INCREASING THE CONTRACT BY \$57,265.00 TO A NEW MAXIMUM AMOUNT NOT TO EXCEED \$591,665.00 – BRLO 0517 (092) – COUNTY PROJECT NO. 224029 – DISTRICT V**

WHEREAS, the County of Nevada entered into a contract with Dokken Engineering Inc. on July 26, 2016, by Resolution 16-376 for a contract totaling \$504,400.00 for engineering and design services for the Hirschdale Road at Truckee River Bridge Rehabilitation and Seismic Retrofit Project; and

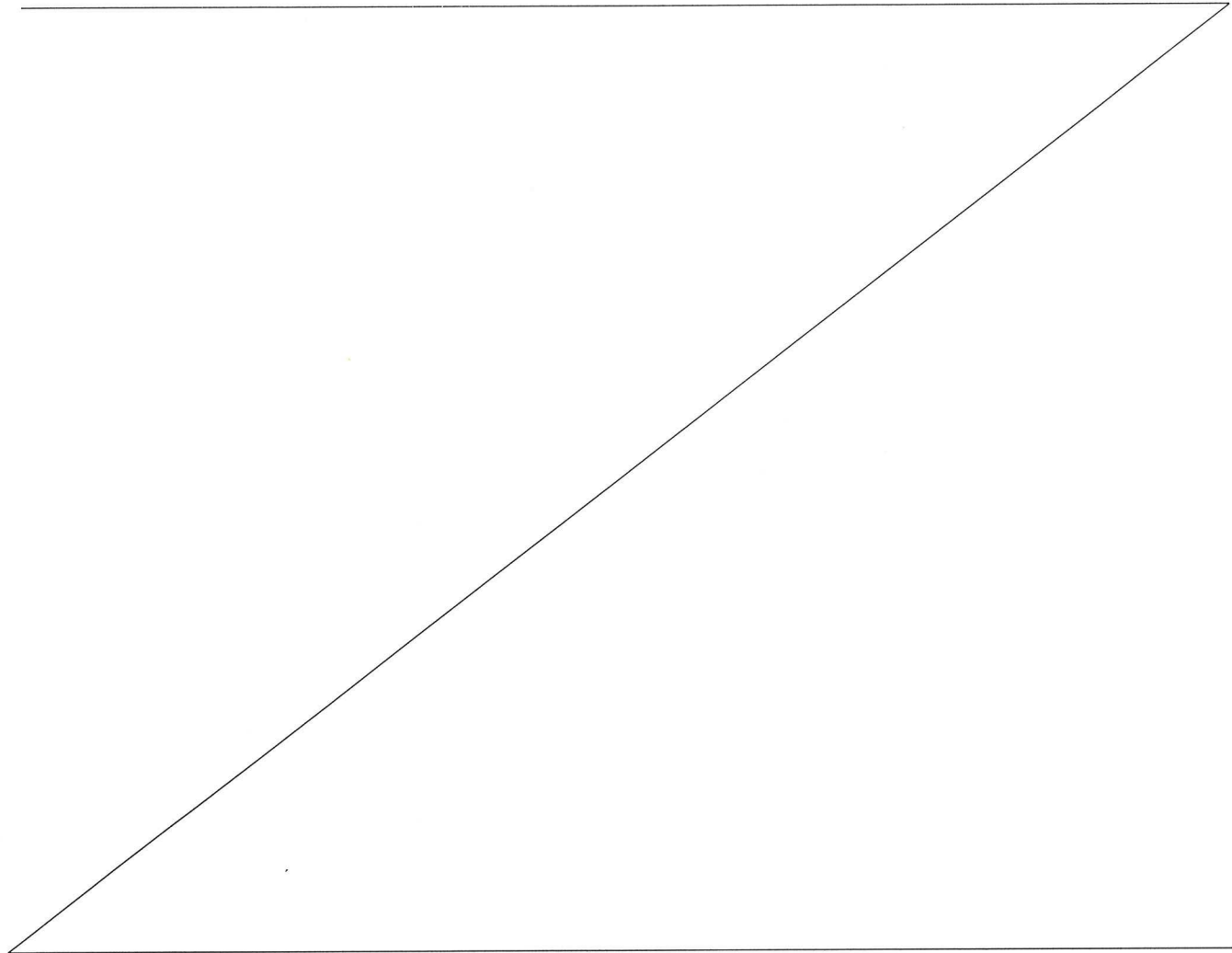
WHEREAS, on April 26, 2022, the Nevada County Board of Supervisors approved resolution 22-164, amendment number four (4), for \$30,000.00 to add a pedestrian stairway from Hirschdale Road to the east bank of the Truckee River; and

WHEREAS, this amendment will expand the right-of-way services to address impasse conditions reached in pursuit of temporary construction easements that are required for the project; and

WHEREAS, funding for this amendment will come from Highway Bridge Program (HBP) funds; and

WHEREAS, there is sufficient budget available in the Road Capital Improvement Fund 1114-30154-702-3000-540712 and a budget amendment is not necessary.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Nevada County Board of Supervisors approves Amendment No. 5, attached hereto, to the professional services contract by and between the County of Nevada and Dokken Engineering, Inc., increasing the amount by \$57,265.00 for a maximum not to exceed amount of \$591,665.00 and the Chair of the Board of Supervisors is hereby authorized to execute Amendment No. 5 and authorizes the Auditor Controller to encumber the contract amount.



PASSED AND ADOPTED by the Board of Supervisors of the County of Nevada at a regular meeting of said Board, held on the 27th day of September, 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

9/27/2022 cc: DPW\*  
AC\*(hold)

10/17/2022 cc: DPW\*  
AC\*(release)

**AMENDMENT NO. 5 TO THE CONTRACT WITH  
DOKKEN ENGINEERING INC.**

THIS AMENDMENT is executed this 27th day of September, 2022, by and between DOKKEN ENGINEERING, Inc., and COUNTY OF NEVADA. Said Amendment will amend the prior agreement between the parties entitled "Professional Engineering Services for the Hirschdale Road at Truckee River Bridge Rehabilitation and Seismic Retrofit Project" executed on July 26, 2016, by Resolution No. 16-376.

WHEREAS, the parties desire to amend their agreement to allow or provide for an additional Fifty Seven Thousand Two Hundred Sixty-Five dollars (\$57,265.00) for a not to exceed amount of Five Hundred Ninety-One Thousand Six Hundred Sixty-Five dollars and Twenty-Five cents (\$591,665.25); and

WHEREAS, this amendment shall be effective when signed by both parties.

NOW, THEREFORE, the parties hereto agree as follows:

1. That the Maximum Contract Price set forth is increase by Fifty-Seven Thousand Two Hundred Sixty-Five Dollars (\$57,265.00) for the new not to exceed amount of Five Hundred Ninety-One Thousand Six Hundred Sixty-Five dollars and Twenty-Five Cents ( \$591,665.25)
2. The original scope of work is amended to include Exhibit "A" attached.
3. That in all other respects the prior agreement of the parties shall remain in full force and effect except as amended herein.

COUNTY OF NEVADA

BY:   
Chair, Board of Supervisors

ATTEST:

By:   
Clerk of the Board of Supervisors

CONTRACTOR:

By: 



## EXHIBIT A – AMENDMENT 5 SCOPE OF SERVICES, HIRSCHDALE ROAD @ TRUCKEE RIVER BRIDGE

*Revised June 10, 2022*

The following scope of work is intended to provide Nevada County with right of way and engineering services required to support the County legal team in proceeding with Resolutions of Necessity (RON's) for temporary construction easements required to construct the bridge improvements. The work to be performed is added to the following tasks:

### **Task 1.6 Additional Project Management**

Dokken will continue project management activities during the Resolution of Necessity (RON) process in pursuit of legal possession of the necessary temporary construction easements (TCE's). The expected duration of this additional project management is anticipated to be 8 months. The Dokken Project Manager will also be available for negotiation support or to help prepare explanations for why the TCE's are essential.

### **Task 23.1 Litigation and Condemnation Support**

Dokken's right of way team will provide support and document preparation for all phases of condemnation. Dokken will arrange for the appraisers to update to the appraisals since they are more than six months old, request the Title Company upgrade the title reports to litigation guarantees, confirm the new market value, be available for settlement discussions, and maintain parcel diaries.

It is anticipated that RON packages will be generated by the County's legal counsel (with support from Dokken) for Mezger, Legg and Freeman. The RON packages will include all of the following documents: litigation guarantee, updated appraisal, confirmation of market value, legal descriptions for the land being proposed for condemnation, prepare an assessment of the owner's willingness to grant a possession and use agreement, and continued documentation in the parcel diaries.

In addition, Dokken's right of way team will be available to provide the support for the following: obtaining or serving as expert witness, participating in appraisal review meeting, attending settlement conferences.

#### **Deliverables to County & County Counsel:**

In addition to deliverables in the original contract,

- Updated Appraisals
- Title Reports Upgraded to Litigation Guarantees
- Written explanations for the need of TCE's
- Plat Maps and Legal Descriptions
- Maintenance of Parcel Diaries
- Participation at settlement conferences and meetings

A handwritten signature in blue ink, appearing to be "MSJ".



The hours provided in Exhibit B constitute an estimate of the required time based on our past experiences. However, additional hours may be necessary depending upon our level of involvement desired by the the County legal personnel and duration of the process.

END OF SCOPE OF WORK

*RM*



EXHIBIT B - AMENDMENT 5 COST  
 Nevada County Department of Public Works  
 Hirschdale Road at Truckee River Bridge

Revised June 10, 2022

TASK	DOKKEN ENGINEERING				Total Hours	Direct Costs	Total Cost
	Matt Griggs, PE Project Manager	Richard Sanders, PE Roadway PE	Jamie Formico, SR/WA Right of Way Specialist	Right of Way Specialist			
	\$235.20	\$142.83	\$160.32	\$139.92			
<b>TASK 24 - LITIGATION AND CONDEMNATION SUPPORT</b>	<b>40</b>	<b>24</b>	<b>48</b>	<b>120</b>	<b>292</b>	<b>\$20,023.18</b>	<b>\$57,265.00</b>
1.6 Additional Project Management	40	24			64		\$12,755.98
24.1 Litigation and Condemnation Support			48	120	168	\$20,023.18	\$44,509.03
<b>TOTAL HOURS</b>	<b>40</b>	<b>24</b>	<b>48</b>	<b>120</b>	<b>232</b>		
<b>TOTAL COST</b>	<b>\$9,327.84</b>	<b>\$3,428.02</b>	<b>\$7,695.55</b>	<b>\$16,790.30</b>		<b>\$20,023.18</b>	<b>\$57,265.00</b>

*MB*