

**SUBMITTAL TO THE FLOOD CONTROL AND
WATER CONSERVATION DISTRICT BOARD
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

201



FROM: General Manager-Chief Engineer

SUBMITTAL DATE:
October 3, 2006

SUBJECT: Contract Change Order No. 1
El Cerrito – Kayne Street Storm Drain
Project No. 2-0-0112

RECOMMENDED MOTION:

The Board approve the attached Contract Change Order No. 1 between the District and 4-Con Engineering, Inc., providing for compensation for extra work required for completion of the El Cerrito – Kayne Street Storm Drain construction contract due to changed conditions.

BACKGROUND:

Continued on Page 2.

FINANCIAL:

Continued on Page 2.

Warren D. Williams

WARREN D. WILLIAMS
General Manager-Chief Engineer

DVA:mcv
P8106812

FINANCIAL DATA	Current F.Y. District Cost:	\$44,145.37	In Current Year Budget:	Yes
	Current F.Y. County Cost:	\$0	Budget Adjustment:	No
	Annual Net District Cost:	\$0	For Fiscal Year:	2006-2007

SOURCE OF FUNDS:	25120 947420 527980 – Zone 2 Const/Maint/Misc-Contracts	Positions To Be Deleted Per A-30	<input type="checkbox"/>
		Requires 4/5 Vote	<input checked="" type="checkbox"/>

C.E.O. RECOMMENDATION:

APPROVE

County Executive Office Signature

Gay M. Christman

- Dep't Recomm.: Consent Policy
- Per Exec. Ofc.: Consent Policy

Prev. Agn. Ref.: 11.1, 11/23/04; 11.2, 03/14/06	District: 2 nd	Agenda Number:
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Submitted 9/24/06
 Departmental Concurrence
 SEP 21 2006
 COUNTY COUNSEL

**FLOOD CONTROL AND WATER CONSERVATION DISTRICT BOARD SUBMITTAL
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

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The Board approved the contract with 4-Con Engineering, Inc., as Agenda Item Number 11.1 on November 23, 2004 in an amount of \$645,679.00 and also approved the Notice of Completion as Agenda Item Number 11.2 on March 14, 2006.

Board authorization of Contract Change Order No. 1 is necessary to authorize payment for extra work required as a result of changed construction conditions. El Cerrito – Kayne Street Storm Drain is a District facility consisting of approximately 1,900 lineal feet of reinforced concrete pipe storm drain with diameters of 30 inches to 48 inches in the community of El Cerrito. The storm drain alignment is located within easements on residential properties and in Kayne Street, Bobbit Avenue, Case Street and Newton Street. The storm drain will collect runoff from a 61-acre watershed, which currently flows through residential properties, and convey the design peak discharge of 103 cubic feet per second to a proposed water quality basin at the intersection of Liberty Avenue and Bedford Canyon Road. The basin will drain into an existing 42-inch diameter culvert extending beneath Bedford Canyon Road and Interstate 15.

County Counsel has reviewed this matter, and the attached Change Order has been reviewed and approved as to legal form by County Counsel.

Change Order No. 1 in the amount of \$44,145.37 along with additional contract pay item overages in the amount of \$25,288.30, mostly due to increased Filter Material associated with project conditions, will increase the total construction cost of the project to \$715,112.67.

After receipt of this executed change order received from the Contractor on August 23, 2006, the Contractor submitted an additional claim for compensation due to alleged changed conditions. This new claim is currently in the review process.

FINANCIAL:

Sufficient funds are available in the District's FY 2006-2007 Zone 2 budget for this contract increase of \$44,145.37 for this project.

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LEGAL AND SAFETY
 OCCUPATIONAL GROUP STUDY COST REPORT

LEGAL & SAFETY STUDY DEPARTMENTAL COST REPORT					
		CURRENT	RECOMM	INCR COST	NCC
DEPARTMENT	# EEs	SALARY	SALARY	W/BENS	INCR COST
Child Support Services	19	\$ 1,853,767	\$ 1,853,767	\$ -	\$ -
County Counsel	2	\$ 91,654	\$ 91,654	\$ -	\$ -
District Attorney	327	\$ 28,592,304	\$ 28,613,520	\$ 28,109	\$ 10,070
DPSS	48	\$ 2,453,338	\$ 2,453,338	\$ -	\$ -
Fire	76	\$ 3,535,741	\$ 3,610,354	\$ 98,855	\$ 13,751
Health	1	\$ 41,151	\$ 43,208	\$ 2,726	\$ 136
Probation	679	\$ 32,319,690	\$ 32,319,690	\$ -	\$ -
Public Defender	160	\$ 11,772,403	\$ 11,873,273	\$ 133,643	\$ 132,621
Sheriff	2,431	\$ 139,845,966	\$ 139,951,821	\$ 140,247	\$ 61,324
TOTAL	3,743	\$ 220,506,013	\$ 220,810,625	\$ 403,581	\$ 217,903
LEGAL & SAFETY STUDY BARGAINING UNIT COST REPORT					
		CURRENT	RECOMM	INCR COST	NCC
BARGAINING UNIT	# EEs	SALARY	SALARY	W/BENS	INCR COST
SEIU	108	\$ 5,941,938	\$ 6,027,595	\$ 113,487	\$ 46,331
LIUNA	551	\$ 23,595,188	\$ 23,814,143	\$ 290,093	\$ 171,572
TOTAL	659	\$ 29,537,126	\$ 29,841,739	\$ 403,581	\$ 217,903

RESOLUTION NO. 2006-395:

The amended Management Resolution includes changes consistent with amendments made in the MOU with the Law Enforcement Management Union (LEMU), which represents supervisory and mid-level management within the Sheriff's Department. These adjustments were inadvertently omitted in the prior Resolution No. 2006-323.

RIVERSIDE COUNTY FLOOD CONTROL & WATER CONSERVATION DISTRICT

106726

Project: El Cerrito - Kayne Street Storm Drain
 Project No. 2-0-0112-00

Sheet 1 of 2 sheets

CONTRACT CHANGE ORDER NO. 1

To 4-Con Engineering, Inc., Contractor
 You are hereby directed to make the herein described changes from the plans and specifications or to do the following described work not included in the plans and specifications.

NOTE: THIS CHANGE ORDER IS NOT EFFECTIVE UNTIL APPROVED BY THE GENERAL MANAGER-CHIEF ENGINEER OR THE BOARD OF SUPERVISORS OF THE DISTRICT.

Description of work to be done, estimate of quantities, and prices to be paid. Unless otherwise stated, rates for rental of equipment cover only such time as equipment is actually used and no allowance will be made for idle time. Change requested by DISTRICT

This change order will cover six (6) different areas of extra work that the Contractor completed at various locations during the course of construction for which no payment item was included in the contract. The Contractor was directed to do the extra work on a Force Account Basis in accordance with Sections 2.07A; 207B; 7.03 and 8.03 of the General Specifications as well as Section 3 of the Special Provisions. Extra work is itemized as follows:

1. On July 25, 2005 the District discovered that the 6-inch waterline in Kayne Street was incorrectly shown on the plans and actually crossed over into the storm drain pipe trench. The District revised the storm drain alignment and ordered the Contractor to install the pipe in accordance with the new plan. This item represents all additional compensation to the Contractor due to this changed condition and represents the Contractor's Extra Work Report Numbers 1, 2 and 4 through 10. The associated costs are \$16,453.47.
2. On August 2, 2005 the Contractor uncovered an abandoned 6-inch asbestos cement waterline within the trench excavation. The District ordered the Contractor to properly dispose of the material in accordance with Hazardous Materials Regulations. This item represents Extra Work Report Numbers 3 and 13. The associated costs are \$2,545.70.
3. On October 13, 2005 the District discovered a conflict with a Caltrans Standard Drawing that was used in the construction specifications. The District ordered the Contractor to galvanize the catch basin grates. This item represents Extra Work Report Numbers 11 and 12. The associated costs are \$1,525.03.
4. On November 9, 2005 the District ordered the Contractor to provide two 6-inch PVC drain lines with inlets to drain two sump areas within the project. This item represents extra work orders for November 23, 28 and December 1, 2005. The associated costs are \$3,229.11.

(Continued)

Estimated Cost: Decrease \$ _____ or Increase \$44,145.37

By reason of this order the time of completion will be adjusted as follows:

Submitted by: DALE V. ANDERSON, Construction Engineer Date: _____
 Approved: WARREN D WILLIAMS, General Manager-Chief Engineer Date: _____
 _____ Date: _____
 Chairman, Board of Supervisors

We, the undersigned Contractor, have given careful consideration to the change proposed and hereby agree, if this proposal is approved, that we will provide all equipment, furnish all materials, except as may be otherwise noted above, and perform all services necessary for the work above specified, and will accept as full payment therefor the prices shown above.

Accepted: Date _____ Contractor 4-Con Engineering, Inc.
 By: _____ Title _____

If the Contractor does not sign acceptance of this order, his attention is directed to the requirements of the specifications as to the proceeding with the ordered work and filing a written protest within the time therein specified.