

FORM APPROVED COUNTY COUNSEL
 BY: *M. P. Victor* 5/4/09
 DATE: MARSHAL VICTOR

6410

**SUBMITTAL TO THE BOARD OF DIRECTORS OF THE
 REDEVELOPMENT AGENCY
 COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



SUBMITTAL DATE:
 March 31, 2009

FROM: Redevelopment Agency

SUBJECT: Bermuda Dunes Community Service Center

RECOMMENDED MOTION: That the Board:

- 1) Find as follows:
 - a. The proposed facility is located in Bermuda Dunes and will directly serve the Desert Communities Project Area with increased public safety and code compliance;
 - b. No other reasonable means of financing the project are available to the community, as there is no private interest or available funding sources available for the proposed project;
 - c. The proposed project will facilitate the elimination of physical blighting conditions and provide essential code enforcement and sheriff services; and
 - d. The project is consistent with the implementation plan adopted for the Desert Communities Project Area;
- 2) Accept and award the construction contract to the low bidder Regency Pacific Development Corporation, in the amount of \$741,817.00;

Departmental Concurrence

BACKGROUND: (Continued on Page 2)

Robert Field
 Robert Field
 Executive Director

RF:DL:CC:AR:JA

D:\Shared\RDACOM\DIS4\Bermuda Dunes Community Service Center\F11- BOD - Findings & Contract Award Bermuda Dunes.doc

FINANCIAL DATA	Current F.Y. Total Cost:	\$ 1,042,417	In Current Year Budget:	Yes
	Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	No
	Annual Net County Cost:	\$ 0	For Fiscal Year:	08-09

COMPANION ITEM ON BOARD OF SUPERVISORS AGENDA: YES

SOURCE OF FUNDS: Desert Communities Project Area Capital Improvement Funds	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION:

APPROVE
Jennifer L. Sargent
 BY: Jennifer L. Sargent

County Executive Office Signature

Dept't Recomm.: Consent Policy
 Per Exec. Ofc.: Consent Policy

Prev. Agn. Ref.: 4.4, 12/16/08 **District:** 4 **Agenda Number:**

4.4

BACKGROUND: (Continued)

3. Approve a project budget of \$1,042,417.00; and
4. Authorize the Chairman to sign the contract documents on behalf of the Board.

The Redevelopment Agency for the County of Riverside has identified the need to expand Public Safety and Code Enforcement services for the community of Bermuda Dunes. The construction of the Bermuda Dunes Community Service Center will allow the County to provide needed services and a public facility that will benefit the community and provide for community meeting space and eliminate a blighted property in Bermuda Dunes. The project will provide office space for Riverside County's Code Enforcement, Sheriff's Department and community meeting room for the general public. The scope of the project includes the construction of a 2,100 sq. ft. building; seventeen secured parking stalls and landscaping. The community room will allow for a variety of public meetings to be held in Bermuda Dunes, which currently has no available facility. The project will have solar panels installed for energy efficiency. The project will be funded by Redevelopment Agency and will have no impact on the County's General Fund. Section 33445 of the Health and Safety Code provides that a Redevelopment Agency may assist in the design or development of improvements that are of benefit to the project area or immediate neighborhood in which the project is located.

On December 16, 2008, the Board approved the plans and specifications, and authorized the Clerk of the Board to advertise the Notice Inviting Bids for the Bermuda Dunes Community Services Building. On February 18, 2009, sixteen bids were received. The low bid was received from Regency Pacific Development Corporation in the amount of \$741,817.00. Agency Counsel has reviewed all bids and has determined that Regency Pacific Development Corporation is the low bidder and constitutes a proper basis for award of the contract. Therefore, it is recommended by the Agency that the Board make the recommended findings for the Bermuda Dunes Community Services Building and award the contract to the lowest responsive bidder Regency Pacific Development Corporation in the amount of \$741,817.00 and approve the project budget as follows:

<u>Project Budget:</u>	
Construction	\$741,817
Permits/Inspection/Misc.	\$74,750
Furniture	\$45,850
Utility Fees	\$85,000
<u>Subtotal</u>	<u>\$947,417</u>
Contingency 10%	<u>\$95,000</u>
Project Total	\$1,042,417

Attachments: Executed contract documents, performance bond, payment bond and insurance certificates.

SECTION 00600
AGREEMENT FORM

THIS AGREEMENT entered into this 19th day of March, 2009, by and between Regency-Pacific Development Corp., hereinafter called the "Contractor" and the Redevelopment Agency for the County of Riverside, hereinafter called the "Owner".

WITNESSETH

That the parties hereto have mutually covenanted and agreed as follows:

CONTRACT: The complete Contract includes all of the Contract Documents, to wit: The Notice inviting Bids, the Instructions to Bidders, the Contractor's Proposal, the Payment and Performance Bonds, the Plans and Specifications plus any Addenda thereto, the General Conditions, Specific Conditions, and this Agreement. All contract documents are intended to cooperate and be complementary so that any work called for in one and not mentioned in the other, or vice versa, is to be executed the same as if mentioned in all contract documents.

STATEMENT OF WORK: The Contractor hereby agrees to furnish all tools, equipment, services, apparatus, facilities, transportation, labor, and materials for the construction of: Bermuda Dunes Safety Public Office, 78400 Ave 42, Bermuda Dunes, CA 92203, in strict accordance with the plans and specifications dated December, 2008, prepared by Holt Architects, hereinafter called the Architect, including Addenda thereto as listed in the Contractor's Proposal, all of which are made a part hereof.

TIME FOR COMPLETION: The work shall be commenced on a date to be specified in a written order of the Architect and shall be completed within two hundred and ten (210) calendar days from and after said date. It is expressly agreed that except for extensions of time duly granted in the manner and for the reasons specified in the General Conditions, time shall be of the essence.

COMPENSATION TO BE PAID TO CONTRACTOR: The Owner agrees to pay and the Contractor agrees to accept in full consideration for the performance of the contract, subject to additions and deductions as provided in the Contract Documents, the sum of SEVEN HUNDRED FORTY ONE THOUSAND, EIGHT HUNDRED SEVENTEEN AND NO/100 Dollars (\$ 741,817.00).

Pursuant to Labor Code Section 1861, the Contractor gives the following certifications: I am aware of the provisions of Section 3700 of the Labor Code which require every employer to be insured against liability for Workmen's Compensation or to undertake self-insurance in accordance with the provisions of that code, and I will comply with such provisions before commencing the performance of the work of this Contract.

IN WITNESS WHEREOF, the parties hereto on the day and year first above written have executed this agreement in 3 counterparts.

Type of Contractor's organization

Corporation

If other than individual or corporation, list names of all members who have authority to bind firm.

IF OTHER THAN CORPORATION, EXECUTE HERE

Attest: Firm Name _____

Signature _____

Address _____

Contractor's License No. _____

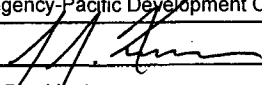
IF CORPORATION, FILL OUT FOLLOWING AND EXECUTE

Name of President of Corporation Leo Kramer

Name of Secretary of Corporation Shirley Kramer

Corporation is organized under the laws of the state of California

Firm Name Regency-Pacific Development Corp.

AFFIX Signature 

SEAL Title of Office President

Address 1440 Beaumont Avenue, STE A2-300, Beaumont, CA 92223

Contractor's License No. 555936

Attest:

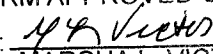
Deputy

By _____
Owner

Seal

Chairman, Board of Directors

FORM APPROVED COUNTY COUNSEL

BY:  5/4/09
MARSHA L. VICTOR DATE

MINUTES OF THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA



9.1

9:30 a.m. being the time set for public hearing on the recommendation from County Counsel/Code Enforcement regarding the Abatement of Public Nuisance [Grading Without a Permit] Case No. CV 08-04545, located at 40644 Hacienda Dr., Murrieta, 1st District, the Chairman called the matter for hearing.

Elena Boyd, Deputy County Counsel presented the matter.

Anthony Polo, owner, spoke on the matter.

On motion of Supervisor Buster, seconded by Supervisor Stone and duly carried by unanimous vote, IT WAS ORDERED that the above matter is continued to Tuesday, May 12, 2009, at 9:30 a.m.

Roll Call:

Ayes: Buster, Tavaglione, Stone, Wilson and Ashley
Nays: None
Absent: None

I hereby certify that the foregoing is a full true, and correct copy of an order made and entered on April 28, 2009 of Supervisors Minutes.

WITNESS my hand and the seal of the Board of Supervisors
Dated: April 28, 2009
Kecia Harper-Ihem, Clerk of the Board of Supervisors, in
and for the County of Riverside, State of California.

(seal)

By: *Tom Schlemmer* Deputy

AGENDA NO.

xc: Co. Co., CED, Prop. Owner, COB

9.1