

**SUBMITTAL TO THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

922



**FROM:** Economic Development Agency

**SUBMITTAL DATE:**  
August 19, 2010

**SUBJECT:** Larry D. Smith Correctional Facility Video Visitation Center – Notice of Completion

**RECOMMENDED MOTION:** That the Board of Supervisors:

1. Approve a reduction of the contract retention for Capstone Construction Co., Inc., from 10% to 5% per the general conditions of the contract and authorize the release of \$133,910 in retained funds to the contractor in accordance with the contract terms;
2. Ratify Change Order No. 6 in the amount of \$9,789 to complete the Video Visitation Center and find the work integral to the project;
3. Authorize the Assistant County Executive Officer/EDA, or designee, to execute the change order on behalf of the County of Riverside (County); and

(Continued)

*[Signature]*

Robert Field  
Assistant County Executive Officer/EDA

<b>FINANCIAL DATA</b>	Current F.Y. Total Cost:	\$143,699	In Current Year Budget:	Yes
	Current F.Y. Net County Cost:	\$143,699	Budget Adjustment:	No
	Annual Net County Cost:	\$0	For Fiscal Year:	2010/11
<b>SOURCE OF FUNDS:</b> General Fund Designation (Previously Approved Project Budget)			<b>Positions To Be Deleted Per A-30</b>	<input type="checkbox"/>
			<b>Requires 4/5 Vote</b>	<input type="checkbox"/>

**C.E.O. RECOMMENDATION:** APPROVE

BY: *[Signature]*  
Jennifer L. Sargent

**County Executive Office Signature**

**Prev. Agn. Ref.:** 3.10, 4/21/09; 3.18, 6/10/08; 3.17, 6/10/08; 3.32, 12/18/07

**District:** 5

**Agenda Number:**

3.44

ATTACHMENTS FILED  
WITH THE CLERK OF THE BOARD

**RECOMMENDED MOTION:** (Continued)

4. Accept the Larry D. Smith Correctional Facility Video Visitation Center, constructed by Capstone Construction, Inc., as completed and authorize the Clerk of the Board to file the Notice of Completion.

**BACKGROUND:**

On June 10, 2008, the Board of Supervisors (Board) approved six support projects for the Larry D. Smith Correctional Facility Expansion No 3. The additional support project for the Larry D. Smith Video Visitation (Project) was necessary to accommodate the increase in inmate population and to be in compliance with the State of California Corrections Standards Authority.

The general conditions of the contract state that after the 50% completion point of the contract work, if satisfactory progress is being made, the County has sole discretion to reduce the retention to a minimum of 5% of the contract. Capstone Construction Co., Inc., has completed the work on time, within budget, and in a professional manner. Therefore, the Economic Development Agency (EDA) recommends that the contract retention be reduced to 5% of the contract and the Clerk of the Board to file the Notice of Completion.

The project was inspected and found to comply with all contract documents. This Board action will release \$66,955, which is 5% of the total contract, and the remaining retention funds of \$66,955 to Capstone Construction Co., Inc. The sum of these two amounts is \$133,910.

Change Order No. 6 exceeded the 10% contingency allowance, so Board approval is required. The change order will compensate Capstone Construction Co., Inc., in the amount not to exceed \$9,789 for the added scope of work essential to complete the facility.

Additional work associated with Change Order No. 6 is necessary due to demolition of concrete to allow for the installation of a dedicated circuit for video, and Notifier Modules to program the building. Additional gate and fencing to be installed at the work release building. Therefore, the work was determined integral to the Project as a delay to rebid the work could have exposed visitors and staff to security risks.

All associated costs pertaining to the agreement will be fully funded through General Fund Designation (previously approved project budget). Therefore, no additional Net County Cost will be incurred as a result of this agreement.

PLEASE COMPLETE THIS INFORMATION  
RECORDING REQUESTED BY:

KECIA HARPER-IHEM, CLERK OF THE BOARD  
RIVERSIDE CO. CLERK OF THE BOARD  
4080 LEMON STREET, 1<sup>ST</sup> FLOOR CAC  
P O BOX 1147 - RIVERSIDE, CA 92502

**MAIL STOP # 1010**

AND WHEN RECORDED MAIL TO:

**RETURN TO: STOP #1010**  
**RIVERSIDE COUNTY CLERK OF THE BOARD**  
**P. O. BOX 1147 - RIVERSIDE, CA 92502**

**THIS SPACE FOR RECORDERS USE ONLY**

### NOTICE OF COMPLETION

To be recorded with County Recorder  
within 10 days after completion.  
No recording fee.

**Notice is hereby given by the undersigned owner, a public entity of the State of California, that a public work of improvement has been completed, as follows:**

**Project title or description of work:** Larry. D. Smith Correctional Facility Video Visitation (FM08110003894)

**Date of Completion:** Date Hereof

**Nature of owner:** County of Riverside, public entity

**Interest or estate of owner:** In Fee

**Address of owner:** Clerk of Board of Supervisors, County Administrative Center  
4080 Lemon Street, Riverside, CA 92501

**Name of contractor:** Capstone Construction Co. Inc, 3651 Third Street, Riverside, CA 92507

**Street or legal description of site:** 1627 South Hargrave Street Banning, CA 92220

Dated: \_\_\_\_\_

Owner: County of Riverside  
(Name of Public Entity)

By: \_\_\_\_\_  
Marion Ashley, Chairman, Board of Supervisors

STATE OF CALIFORNIA )

ss

COUNTY OF RIVERSIDE )

I am the Chairman of the governing board of the County of Riverside, the public entity which executed the foregoing notice and on whose behalf I make this verification; I have read this notice, know its contents, and the same is true. I certify under penalty of perjury that the foregoing is true and correct.

Executed at Riverside, California on \_\_\_\_\_ (Date)

\_\_\_\_\_, Marion Ashley, Chairman of the Board of Supervisors

ATTEST: KECIA HARPER-IHEM, Clerk of the Board

By: \_\_\_\_\_ Deputy

FORM APPROVED COUNTY COUNSEL

BY: Y. Victor 8/5/10  
MARSHAL VICTOR DATE

# COPY

COUNTY OF RIVERSIDE  
ECONOMIC DEVELOPMENT AGENCY

CHANGE ORDER NO. 6

Date: 6/22/2010

Project: Larry D. Smith Video Visitation

To Contractor:

Capstone Construction Co. INC.  
3651 Third Street  
Riverside, CA 92507

Project No.:

8110003894

Distribution:

Project Manager Construction Manager  
Contractor Inspector  
Fiscal Architect/Engineer

You are directed to make the following changes. Changes shall include labor, material and equipment; each item to include all charges or indirect arising out of this work:

1) COR 8R1 Demo & remove Concrete	ADD	\$ 2,384.25
2) COR 22 Add dedicated circuit for Video	ADD	\$ 3,159.76
3) COR 23R1 Add Notifier Modules & programming	ADD	\$ 2,750.81
4) COR 26 Add Gate & Fencing at work release building	ADD	\$ 1,494.04

The specifications, where pertinent, shall apply to these changes.

This Change Order provides for a time extension of 30 calendar days.

Original Contract Duration (calendar days):

225

Prior Authorized Time Extension (calendar days):

0

Revised Construction Duration (calendar days):

255

Original Contract Completion Date:


3/23/2010

Revised Contract Completion Date:

6/15/2010

NOTE: This change order is not effective until approved by the Chair, Board of Supervisors, Assistant County Executive Officer EDA or designee, as indicated.

The undersigned contractor has given careful consideration to the change proposed, including its effect on other work already contracted for, and hereby agrees, if this change order is approved, that he will provide all equipment, furnish all materials, except as may otherwise be noted above, and perform all services necessary for the work above specified, and will accept as full payment for all costs related in any way thereto the prices shown above.

 6/24/10  
Contractor Date

Original Contract	\$	<u>1,204,000.00</u>
Prior Authorized [x] ADD [ ] DED	\$	<u>125,303.40</u>
Total Contract Prior to this Change	\$	<u>1,329,303.40</u>

Assistant County Executive Officer EDA Date  
or Designee

Authorized Changes on this C.O.:

Addition \$ 9,788.86

Deduction \$           

Architect Date

NET: [x] Addition [ ] Deduction \$ 9,788.86

 6/23/10  
Project Manager Date

Amount of Contract Authorized  
Including this Change Order \$ 1,339,092.26

Pursuant to:

[ ] Board Policy B-11

[x] M.O. and Date 6-24-10