

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



**SUBMITTAL DATE:**  
August 19, 2010

**FROM:** Redevelopment Agency

**SUBJECT:** Marna O'Brien Park Bio-Swale Improvements - Notice of Completion and Change Order Ratification

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

1. Make the finding that extra work was integral to the Marna O'Brien Park Bio-Swale, and further bidding would not provide economic advantage, rather, it would cause additional construction delay and possible cost to the project;
2. Ratify Change Order #2, in the amount of \$3,010 with Nature Tech Landscaping, Inc., for additional work required on the project;

(Continued)

*Robert Field*

Robert Field  
Executive Director

<b>FINANCIAL DATA</b>	Current F.Y. Total Cost:	\$ 3,010	In Current Year Budget:	Yes
	Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	No
	Annual Net County Cost:	\$ 0	For Fiscal Year:	2010/11

**COMPANION ITEM ON BOARD OF SUPERVISORS AGENDA:** No

<b>SOURCE OF FUNDS:</b> 1-1986 Redevelopment Project Area Capital Improvement Funds-Lakeland Village/Wildomar Sub-Area	<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: *Jennifer L. Sargent*  
Jennifer L. Sargent

**County Executive Office Signature**

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

Prev. Agn. Ref.: N/A

District: 1

Agenda Number:

ATTACHMENTS FILED  
WITH THE CLERK OF THE BOARD

4.2  
RDA-01a-F11.00c  
FRM 11 (REV 08/2003)

FISCAL PROCEDURES APPROVED  
 ROBERT E. BYRD, AUDITOR-CONTROLLER  
 BY: Samuel Wong 8/21/10  
 SAMUEL WONG

FORM APPROVED COUNTY COUNSEL  
 DATE: 8/19/10  
 BY: NEAL R. KIPINS  
 Departmental Concurrence

128

**RECOMMENDED MOTION:** (Continued)

3. Accept the construction of the project as complete and authorize the release of retained funds to the contractor in accordance with contract terms;
4. Authorize the Chairman to execute the attached Notice of Completion for the project; and
5. Authorize the Clerk of the Board to file the attached Notice of Completion for the project;

**BACKGROUND**

On September 8, 2009, the Redevelopment Agency for the County of Riverside entered into an agreement with Nature Tech Landscaping, Incorporated to construct a bio-swale along the front perimeter of Marna O'Brien Park, located in the City of Wildomar, in the amount of \$79,620.

During the course of construction, it was determined that extra PVC split rail fence was required at additional locations. Some existing PVC split rail fence also needed to be relocated, and some fence materials were damaged in the process.

Also, a few light standards were relocated in order to allow construction of the bio-swale. The light standards were relocated at new grade elevations. Consequently, the conduit runs for these were no longer at the adequate depth. In order to address this issue, a new conduit line for the relocated light standards was installed.

The total additional cost for the aforementioned items is \$3,010. The Agency is requesting that the Board approve Change Order #2, as it exceeds the cumulative 10% authority delegated to the Agency's Executive Director and the project is complete.

The Agency is also requesting that the Board of Directors make the finding that extra work was integral to the project and further bidding would not provide economic advantage, and instead would cause additional construction delay and cost to the project. Staff recommends that the Board approve Change Order #2 and increase the construction budget by \$3,010.

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:** Marna O'Brien Park Bio-Swale Improvements

**Date of Completion:** Date hereof

**Nature of owner:** Government, a public entity

**Interest or estate of owner:** Construction Easement

**Address of owner:** City of Wildomar, City Hall  
23873 Clinton Keith Road, Wildomar, CA 92595

**Name of contractor:** Nature Tech Landscaping, Inc. 1760 Marlborough Avenue, Riverside, CA 92507

**Street or legal description of site:** 20505 Palomar Street, Wildomar, CA 92595

**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: Neal R. Kipnis DATE 4/25/00

COUNTY OF RIVERSIDE  
ECONOMIC DEVELOPMENT AGENCY  
REDEVELOPMENT DIVISION

**CHANGE ORDER NO. 2**

Date: 8/3/2010

Project: Marna O'Brien Park Bio-Swale Improvement

**To Contractor:**

Nature Tech Landscaping, Inc.  
1760 Marlborough Ave.  
Riverside, CA 92507

**Project No.:**

**Distribution:**

Project Manager      Inspector  
Contractor             Architect/Engineer  
Fiscal Accounting

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) Install additional PVC rail fence in four additional locations			
COR#6	ADD	\$	999.67
2) Provide and install PVC fence materials that were missing or damaged			
COR#7	ADD	\$	193.97
3) Install a new conduit run for the relocated light standards			
COR#8	ADD	\$	1,616.13

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

This Change Order provides for a time extension of 2 calendar days.

Original Contract Duration (calendar days):	<u>60</u>
Prior Authorized Time Extension (calendar days):	<u>4</u>
Revised Construction Duration (calendar days):	<u>66</u>
Original Contract Completion Date:	<u>2/21/2010</u>
Revised Contract Completion Date:	<u>2/27/2010</u>

**APPROVAL**

County of Riverside

By \_\_\_\_\_  
Authority for Change  
or Board Minutes of:

Accepted By: [Signature] 8.3.10  
Division Manager                      Date

\_\_\_\_\_  
Contractor                                      Date

\_\_\_\_\_  
Architect                                      Date

[Signature] 8.3.10  
Project Manager                              Date

Original Contract	\$	<u>79,620.00</u>
Prior Authorize [ ]ADD [ ]DED	\$	<u>9,438.46</u>
Total Contract Prior to this Change	\$	<u>89,058.46</u>

Authorized Changes on this C.O.:

Addition	\$	<u>3,009.77</u>
Deduction	\$	<u>                    </u>

NET: [x] Addition [ ] Deduction      \$ 3,009.77

Amount of Contract Authorized  
Including this Change Order                      \$ 92,068.23