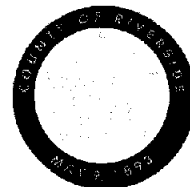


**SUBMITTAL TO THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

503



**FROM:** Economic Development Agency

**SUBMITTAL DATE:**  
February 3, 2011

**SUBJECT:** Blythe Animal Shelter – Notice of Completion

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

1. Ratify the attached Amendment No. 1 to the architectural service agreement between the County of Riverside and Holt Architects, Inc. of Rancho Mirage, California, in the amount of \$20,944 and authorize the Chairman of the Board to execute the agreement on behalf of the county;
2. Authorize the Assistant County Executive Officer/EDA to administer Amendment No. 1 for Holt Architects, Inc. in accordance with applicable Board policies;

FISCAL PROCEDURES APPROVED  
 PAUL ANGULO, CPA, AUDITOR-CONTROLLER  
 BY: Samuel Wong 1/31/11  
 SAMUEL WONG

FORM APPROVED COUNTY COUNSEL:  
 1/26/11  
 Reviewed by  
 CIP TEAM  
 Christopher Plans  
 BY: MARSHAL VICTOR

Dept's Recomm.:  Consent  Policy  
 Per Exec. Ofc.:  Consent  Policy

(continued)

Robert Field  
Assistant County Executive Officer/EDA

<b>FINANCIAL DATA</b>	Current F.Y. Total Cost:	\$ 186,363	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 DIRECTORS AGENDA: No**

<b>SOURCE OF FUNDS:</b> Palm Desert Redevelopment Pass-through funds	<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

**County Executive Office Signature**

Prev. Agn. Ref.: 3.20, 12/22/09; 3.28, 9/16/08 | District: 4 | Agenda Number: 3.16

ATTACHMENTS FILED WITH THE CLERK OF THE BOARD

**RECOMMENDED MOTION:** (Continued)

3. Approve the reduction of the contract retention for Southern Sun Construction Co., Inc. from 10% to 5% per the General Conditions of the contract and authorize the release of \$165,419 in retained funds to the contractor in accordance with the contract terms; and
4. Accept the Blythe Animal Shelter constructed by Southern Sun Construction Co., Inc. as completed and authorize the Clerk of the Board to record the Notice of Completion.

**BACKGROUND:**

On September 16, 2008, the Board of Supervisors approved an architectural services agreement between the County of Riverside and Holt Architects of Rancho Mirage in the amount of \$123,840 for design services of the Blythe Animal Shelter.

Additional tasks requested by City of Blythe and County of Riverside inspectors were not included in the original contractual scope of work. As a result of these additional services, Amendment No. 1 will compensate Holt Architects, Inc. in the amount not to exceed \$20,944.

On December 22, 2009, the Board of Supervisors approved a construction agreement between the County of Riverside and Southern Sun Construction Co., Inc. of Cathedral City in the amount of \$1,504,000 for the Blythe Animal Shelter. During construction, \$150,188 in change orders were approved, increasing the total contract value to \$1,654,188.

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. Southern Sun Construction Co., Inc. has completed the work on time, within budget, and in a professional manner. Therefore, the Economic Development Agency recommends that the contract retention be reduced to 5% of the contract and the Clerk of the Board to record the Notice of Completion.

The project was inspected and found to comply with all contract requirements. This Board action will release \$82,710, which is 5% of the total contract, and the remaining retention funds of \$82,709 to Southern Sun Construction Co., Inc. The sum of these two amounts is \$165,419.

All costs associated with this agreement will be fully funded by Palm Desert Redevelopment Pass-through funds, thus no net county cost will be incurred as a result of this agreement.

AMENDMENT NO. 1

To The

AGREEMENT

Between

THE COUNTY OF RIVERSIDE AND HOLT ARCHITECTS, INC.

**The County of Riverside and Holt Architects, Inc.** of Rancho Mirage, CA hereby agree to amend that certain agreement for Architectural Services associated with the Blythe Animal Shelter (FM08110003793) approved on 9/16/08, Agenda Item 3.28 as follows:

- Section II. SCOPE OF SERVICES shall be modified in the first paragraph to read as follows:

“ARCHITECT shall provide additional services as outlined and specified in **Exhibit A-1** consisting of 1 page attached hereto and incorporated herein by this reference”.

- Section III. ARCHITECT’S SERVICES shall be modified to read as follows:

“The term of this Agreement shall be from September 16, 2008 and continue in effect until the Blythe Animal Shelter is complete, unless terminated as specified in Paragraph X.A. All applicable indemnification provisions in this Agreement shall remain in effect following the termination of this Agreement.”

- Section VI. COMPENSATION shall be modified in the first paragraph to read as follows:

“The COUNTY shall pay the ARCHITECT for services performed and expenses incurred in accordance with the terms of **Exhibit A-1** attached hereto and incorporated herein. The total amount of additional compensation paid to the ARCHITECT under this Agreement shall not exceed the sum of **\$20,944.28** for a new not to exceed total of **\$142,784.28** (plus a reimbursable expense of **\$2,000**) unless a written amendment to this Agreement is executed by both parties prior to performance of additional services.”

- All other terms and conditions of the agreement shall remain in full force and effect.

County of Riverside

\_\_\_\_\_  
Chairman, Board of Supervisors

**Holt Architects, Inc.**

By *William M. Holt*  
Title PRESIDENT

ATTEST:

Kecia Harper-Ihem  
Clerk of the Board

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

(Seal)

FORM APPROVED COUNTY COUNSEL  
BY: *M. Victor* 1/24/11  
MARSHAL VICTOR DATE



Exhibit A-1

HOLT ARCHITECTS  
ARCHITECTURE AND PLANNING

■ TIMOTHY M. HOLT, AIA ■ JOHN E. HOLT, AIA ■ THOMAS C. HOWELL, AIA

Architectural Services Fee Request

	<b>BLYTHE ANIMAL SHELTER</b>	Date:	October 31, 2010
Project Number:	RVC.025	File:	C/I
To:	Dane Winkelman County of Riverside		

**ADDITIONAL FEE REQUEST:**

1. **CIVIL ENGINEERING** (Southwest Consulting)  
*Preparation of SWPPP* 1,050.00
  2. **CIVIL ENGINEERING** (Southwest Consulting)  
*Add pump to septic system  
Sewer pump & force main  
Total Civil Engineering Fee* 5,000.00
  3. **PLUMBING** (Redlands)  
*Plumbing plan revisions to incorporate hinged drains in each kennel, interior and exterior, a flush valve system to work with the hinged drains, and automatic dog watering dishes, both interior and exterior. (Redlands Engineering)  
Total Electrical Engineering Fee* 4,500.00
  4. **STRUCTURAL ENGINEERING** (Buehler & Buehler)  
*Surgical Light Engineering Fee  
Total Structural Engineering and Holt Architects' Fee* 1,500.00
  5. **REIMBURSABLE EXPENSES**  
*Unreimbursed Expenses (attached) from April 15, 2009 through October 31, 2010.* 8,894.28
- TOTAL AMOUNT ADDITIONAL SERVICES FEE REQUEST** **\$20,944.28**

Requested By:  
Holt Architects, Inc

Approved By:

Timothy M. Holt  
President

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