

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

758



Reviewed by
CIP TEAM
 Serena Chow

FISCAL PROCEDURES APPROVED
 PAUL ANGULO, CPA, AUDITOR-CONTROLLER
 BY: Samuel Wong
 DATE: 8/15/12
 Department: SAMUEL WONG

FORM APPROVED COUNTY COUNSEL
 BY: MARSHAL VICTOR
 DATE: 8/16/12

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

FROM: Successor Agency to the Redevelopment Agency

SUBMITTAL DATE:
August 16, 2012

SUBJECT: Thermal Sheriff Station and Aviation Facility – Notice of Completion and Change Orders No. 35 and 36

RECOMMENDED MOTION: That the Board of Supervisors:

1. Approve and authorize the Chairman of the Board to execute Change Order No. 35 for the Thermal Sheriff Station and Aviation Facility in the amount of \$250,000;
2. Approve and authorize the Chairman of the Board to execute Change Order No. 36 for the Thermal Sheriff Station and Aviation Facility in the amount of \$61,944 and make findings that the work is integral to completion of the project;
3. Accept the Thermal Sheriff Station and Aviation Facility by ASR Contractors, Inc. as complete, and authorize the Clerk of the Board to record the Notice of Completion; and

(Continued)

Robert Field

Robert Field
Assistant County Executive Officer/EDA

FINANCIAL DATA	Current F.Y. Total Cost:	\$ 311,944	In Current Year Budget:	Yes
	Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	No
	Annual Net County Cost:	\$ 0	For Fiscal Year:	2012/13

COMPANION ITEM ON BOARD AGENDA: No

SOURCE OF FUNDS: Desert Communities Redevelopment Project Area Capital Improvement Bond Proceeds (previously approved budget)	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION:

APPROVE

BY: *Jennifer L. Sargent*
Jennifer L. Sargent

County Executive Office Signature

Prev. Agn. Ref.: 4.1 of 10/21/08 and 4.1 of 5/17/11

District: 4/4

Agenda Number:

4.12

RECOMMENDED MOTION: (Continued)

4. Authorize the release of retained funds to ASR Constructors, Inc. in accordance with the contract terms.

BACKGROUND:

On October 23, 2008, the Board of Directors executed a construction contract with ASR Constructors, Inc. for the construction of the Thermal Sheriff Station and Aviation Facility.

During the construction of the onsite sewer system, problems with the high water table and deep installation needed contributed to unstable sub-surface for the placing of the PVC pipe. This caused drops and displacement along several sections of the pipe and jeopardized the installation of an adequate sewer discharge system. Subsequently additional measures were required and new clay pipe substituted to achieve a stable gravity flow sewer system.

Change Order No. 35 represents the difference in price between the original design and subsequent enhanced measures needed to achieve stable sub-surface for sewer system installation. The enhance measures include dewatering, over scavation of trench, fiber fabric geo-grid and crushed rock installation along the majority of the sewer system. This change will result in a net increase of \$250,000 for Change Order No. 35. Additionally, Change Order No. 36 in the amount of \$61,944 will be used for a required ADA signage, casewalk adjustments and a security camera at the Forensics Lab. Change Order No. 36 will cause the changes to exceed 10% of the base contract, however, this work is integral to proper completion of the project and would be more costly were it to be bid separately, both in terms of the cost of work and delay costs to the project. The project cannot be completed without the improved measures from the original design, and the terms of the original contract with ASR Constructors, Inc. cannot be fulfilled without execution of these change orders.

Change Orders No. 35 and 36 have been processed in accordance with the terms of the original construction contract. The cost for Change Orders No. 35 and 36 will not be an additional cost to the project as they can be accommodated in the approved project budget and a budget adjustment is not required. While Change Order No. 36 will cause the project to exceed the 10% contingency, there are sufficient funds available elsewhere in the approved budgt that can be used to cover the cost. The project funding is reflected on the Recognized Obligation Payment Schedule (ROPS) and has been approved by the Oversight Board and the California Department of Finance. The project was inspected and found to comply with all contract requirements. Therefore, staff recommends the release of retained funds to ASR Constructors, Inc.

County Counsel has reviewed and approved the attached documents as to form. Staff recommends that the Board of Supervisors approve the recommended motions and authorize the Clerk of the Board to record the Notice of Completion.

Attachments:

- ASR Constructors Change Order No. 35 (3)
- ASR Constructors Change Order No. 36 (3)
- Notice of Completion

PLEASE COMPLETE THIS INFORMATION
RECORDING REQUESTED BY:

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

MAIL STOP # 1010

AND WHEN RECORDED MAIL TO:

RETURN TO: _____ STOP #4080

ECONOMIC DEVELOPMENT AGENCY
44-199 Monroe St., Suite B, Indio, CA 92201

THIS SPACE FOR RECORDERS USE ONLY

NOTICE OF COMPLETION

(California Civil Code §§ 8180-8190, 8100-8118)

To be recorded with County Recorder within 15 days after completion.

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: Thermal Sheriff Station and Aviation Facility

Date of Completion: Date of this notice

Nature of owner: Successor Agency to the Redevelopment Agency for the County of Riverside, a Public Entity

Interest or estate of owner: Construction Easement

Address of owner: 4080 Lemon Street, 1st Floor, Riverside, CA 92509

Name of contractor: ASR Contractors, Inc., 5280 Wilson Avenue, Riverside, CA 92509

Street or legal description of site: 86-625 Airport Blvd., Thermal, CA 92274

Dated:

Owner: _____
Successor Agency to the Redevelopment Agency

By: _____
John Tavaglione, Chairman, Board of Supervisors

STATE OF CALIFORNIA)

ss

COUNTY OF RIVERSIDE)

I am the Chairman of the governing board of the Successor Agency to the Redevelopment Agency for 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 _____

_____, John Tavaglione, Chairman of the Board of Supervisors

ATTEST: KECIA HARPER-IHEM, Clerk of the Board

By: _____ Deputy

FORM APPROVED COUNTY COUNSEL
BY: MARSHAL VICTOR 8/16/12
MARSHAL VICTOR Updated 7/7/2012 DATE

AS SUCCESSOR AGENCY FOR THE REDEVELOPMENT AGENCY
FOR THE COUNTY OF RIVERSIDE

CHANGE ORDER NO. 35

Date: 3/15/2012

Project: Thermal Sheriff Station & Aviation Facility

To Contractor:

ASR Constructors, Inc.
5280 Wilson Avenue
Riverside, CA 92509

Project No: 20063502

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) Removal and replacement of the onsite sewer system \$250,000.00
COR # 110 ADD

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

This Change Order provides for a time extension of 0 calendar days

Original Contract Duration (calendar days): 348

Prior Authorized Time Extension (calendar days): 736

Revised Construction Duration (calendar days): 1084

Original Contract Completion Date: 4/13/2010

Revised Contract Completion Date: 9/17/2011

NOTE: This change order is not effective until ALL signatures below are obtained, and if applicable, signature authority approval by Form 11 as indicated per Change Order Guidelines.

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.

1) [Signature] 7-3-12
Contractor (signature) Date

Original Contract \$ 32,196,000.00
Prior Authorized ADD DED \$ 2,912,923.04
Total Contract Prior to this Change \$ 35,108,923.04

DAVID THOMPSON
Contractor's Printed name

2) _____
Chairman, Board of Supervisors (signature) Date

Authorized Changes on this C.O.:
Addition \$ 250,000.00
Deduction \$ _____

John F. Tavaglione
Chairman, Board of Supervisors

NET: Addition Deduction \$ 250,000.00

3) N/A
Architect (signature) Date

Amount of Contract Authorized
Including this Change Order \$ 35,358,923.04

N/A
Architect's Printed name

Pursuant to:
 Board Resolution
 M.O. and Date _____

4) _____
Project Manager (signature) Date

Joaquin Tijerina
Project Manager's Printed name

Successor Agency Change Order Form, Revised 03-29-12
FORM APPROVED COUNTY COUNSEL
BY: [Signature] 8/6/12
MARSHAL VICTOR DATE

**AS SUCCESSOR AGENCY FOR THE REDEVELOPMENT AGENCY
FOR THE COUNTY OF RIVERSIDE**

CHANGE ORDER NO. 36

Date: 6/14/2012

Project: 20063503

To Contractor:
ASR Constructors, Inc.
5230 Wilson Street
Riverside, CA 92509

Project No: Thermal Sheriff Station and Aviation
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	Install panic hardware at gate (COR #107)	Add	\$2,905.00
2	Add Aviation obstruction lights (COR #108)	Add	\$7,991.00
3	Add camera at Forensics (COR #111)	Add	\$4,130.00
4	Repair Casework (COR #112)	Add	\$3,853.00
5	Additional ADA signage (COR #113)	Add	\$619.00
6	Door signager per M&H (COR #114)	Add	\$336.00
7	Install 2 vehicle safety loops (COR #115)	Add	\$2,204.00
8	Installation of Knox boxes (COR #116)	Add	\$6,458.00
9	Exterior Aviation plaster (COR #117)	Add	\$750.00
10	Remove portico fixtures (COR #118)	Add	\$718.00
11	Remove & replace hardware @ Comm Rm (COR #119)	Add	\$2,032.00
12	Emergency power feed (COR #120)	Add	\$1,790.00
13	Painting touch up (COR #121)	Add	\$4,157.00
14	Fire alarm interface with building EMS (COR #122)	Add	\$5,048.00
15	Revised duct work for fume hoods (COR #123)	Add	\$9,577.00
16	Add weapons racks (COR #97)	Add	\$9,376.00

The specifications, where pertinent, shall apply to these changes.
This Change Order provides for a time extension of 0 calendar days
Original Contract Duration (calendar days): 348
Prior Authorized Time Extension (calendar days): 736
Revised Construction Duration (calendar days): 1084
Original Contract Completion Date: 4/13/2010
Revised Contract Completion Date: 9/17/2011

NOTE: This change order is not effective until ALL signatures below are obtained, and if applicable, signature authority approval by Form 11 as indicated per Change Order Guidelines.

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.

1) [Signature] 7-3-12
Contractor (signature) Date

Original Contract \$ 32,196,000.00
Prior Authorized [X] ADD [] DED \$ 3,162,923.04
Total Contract Prior to this Change \$ 35,358,923.04

David Thompson
Contractor's Printed name

2) _____
Chairman, Board of Supervisors (signature) Date

Authorized Changes on this C.O.:
Addition \$ 61,944.00
Deduction \$ _____

John F. Tavaglione
Chairman, Board of Supervisors
Printed name

NET: [X] Addition [] Deduction \$ 61,944.00

3) N/A
Architect (signature) Date

Amount of Contract Authorized
Including this Change Order \$ 35,420,867.04

N/A
Architect's Printed name

Pursuant to:
[] Board Resolution 2012-034
[X] M.O. and Date: Item 4.3 on 11/25/08

4) _____
Project Manager (signature) Date

Project Manager's Printed name

FORM APPROVED COUNTY COUNSEL
Successor Agency Change Order Form - Revised 03-29-12
BY: [Signature] 8/6/12
MARSHAL VICTOR DATE