

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

117



FROM: Successor Agency to the Redevelopment Agency

SUBMITTAL DATE:
November 21, 2012

SUBJECT: Rubidoux Child Development Center – Approval of Construction Change Order No. 6 and Reduction of Retention.

RECOMMENDED MOTION: That the Board of Supervisors:

1. Approve a reduction of the contract retention in the amount of \$254,495 for R.I.C. Construction from 10% to 5% per the General Conditions of the Contract; and
2. Approve and authorize the Chairman of the Board to execute the attached Change Order No. 6 between R.I.C. Construction Company, Inc. and the Successor Agency to the Redevelopment Agency in the amount of \$27,901.

BACKGROUND: (Commences on Page 2)

REVIEWED BY CIP
Christopher Hans

Christopher Hans

Robert Field

Robert Field
Assistant County Executive Officer/EDA

| | | | | |
|-----------------------|-------------------------------|------------|-------------------------|---------|
| FINANCIAL DATA | Current F.Y. Total Cost: | \$ 282,396 | 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: Jurupa Valley Redevelopment 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

County Executive Office Signature

Jennifer Sargent
BY: _____
Jennifer Sargent

FISCAL PROCEDURES APPROVED
 PAUL ANGULO, CPA, AUDITOR-CONTROLLER
 DATE: 11/19/12
 DEPARTMENT: BUDGET-WRONG
 BY: MARSHA L. VICTOR

Policy Policy
 Consent Consent
 Per Exec. Ofc.:

Prev. Agn. Ref.: 4.4 of 11/6/12 **District:** 2/2 **Agenda Number:** 4.4

ATTACHMENTS FILED
WITH THE CLERK OF THE BOARD

BACKGROUND:

On July 15, 2008, the Board of Directors for the former Redevelopment Agency (RDA) for the County of Riverside approved an agreement between the RDA and Ruhnau Ruhnau Clark and Associates, Inc., for design and construction management services for the Rubidoux Child Development Center Project.

On June 27, 2011, the Redevelopment Agency's Chairman of the Board of Directors awarded and executed the agreement between R.I.C. Construction Company, Inc. and the former Redevelopment Agency for the County of Riverside, for the construction of the project.

The project is currently under construction and is located at 3865 Riverview Drive in Rubidoux, just south of Mission Boulevard, on the same site as the new Louis Rubidoux Library. The project will provide a 14,335 square foot Child Development Center located on approximately 1.5 acres. The facility will provide 168 licensed child care slots, 24 infants/toddlers and 144 preschoolers. The facility will also include an outdoor play area and a full service kitchen for food preparation. This project will comply with Board Policy H-29: Sustainable Building Policy, which establishes the use of sustainable practices using Leadership in Energy and Environmental Design (LEED) criteria.

The items within Change Order No. 6 are for unforeseen construction related items that are necessary for the completion of the project and which were unanticipated at the original time of bid. The change orders address the conflicts with a fire line, storm drain and wall, providing a cage for a backflow prevention device, etc. Change Order 6 is within the 10% contingency established in the project budget.

Pursuant to the General Conditions of the contract, the Successor Agency is currently holding 10% of all progress payments for R.I.C. Construction Company, Inc. The General Conditions of the contract state that after the 50% completion point of the contract work, if satisfactory progress is being made, the Agency has sole discretion to reduce the retention to a minimum 5% of the contract. R.I.C. Construction Company, Inc. has completed 99% of the contract work.

Change Order 6 and the 5% reduction in retention are included in the Recognized Obligation Payment Schedule (ROPS), as approved by the Oversight Board and the California Department of Finance, and will be processed in accordance with the terms of the original construction contract. Change Order No. 6 and the 5% reduction in retention will not be an additional cost to the project as they are accounted for in the approved budget and a budget adjustment is not required.

Staff recommends the Board of Supervisors approve Change Order No. 6 and approved a reduction of the contract retention for R.I.C. Construction Company, Inc. from 10% to 5% per the General Conditions of the contract.

Attachments:

- Change Order No. 6 (3)

**SUCCESSOR AGENCY TO THE
REDEVELOPMENT AGENCY FOR THE COUNTY OF RIVERSIDE
CHANGE ORDER NO. 6**

Date: 11/21/2012 Project: Rubidoux Child Development Center

To Contractor: R.I.C. Construction Project No: 20064018
10675 E. Avenue, Ste 1 Distribution:
Hesperia, CA 92345 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) COP 22 Approved: Subdrainage Pipe connections; \$2,013.17
COP 34 Approved: Remove 12" Fire Line; \$6,315.29
COP 35 Approved: Revise Playground for ADA; \$4,981.65
COP 37 Approved: Add man gate to northwest fencing; \$2,211.25
COP 38 Approved: Zone Damper at Lobby; \$3,570.00

 - 2) COP 40 Approved: Repair sink hole in parking lot; \$1,679.58
COP 42 Approved: Relocate 60' of Storm Drain; \$6,591.11
COP 44 Approved: Provide Cage for Backflow; \$973.64

 - 3) COP 41 Approved: Credit Change in Shrubs at Mural Wall; (\$435.00)
- | | | |
|--|-----|--------------|
| | ADD | \$ 19,091.36 |
| | | \$ 9,244.33 |
| | | \$ (435.00) |

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): 230
Prior Authorized Time Extension (calendar days): 89 Rain 11/4, 11/7, 12/12, 1/23 Wind 12/6, 12/22, 12/23; CO S 82
Revised Construction Duration (calendar days): 318
Original Contract Completion Date: 2/12/2012
Revised Contract Completion Date: 6/4/2012

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) Darin Dalton 11/5/12
Contractor (signature) Date
Darin Dalton, R.I.C. Construction
Contractor's Printed Name

| | |
|---|------------------------|
| Original Contract | \$ <u>5,089,900.00</u> |
| Prior Authorized <input checked="" type="checkbox"/> ADD <input type="checkbox"/> DED | \$ <u>235,700.72</u> |
| Total Contract Prior to this Change | \$ <u>5,325,600.72</u> |

2) John Tavaglione Date
John Tavaglione, Chairman
Board of Supervisors (Signature)
John Tavaglione, Chairman, Board of Supervisors
Successor Agency to RDA Printed Name

| | |
|--|---------------------|
| Authorized Changes on this C.O.: | |
| Addition \$ <u>28,335.69</u> | |
| Deduction \$ <u>-435.00</u> | |
| NET: <input checked="" type="checkbox"/> Addition <input type="checkbox"/> Deduction | \$ <u>27,900.69</u> |

3) Roger Clarke 11/19/12
Architect (signature) Date
Roger Clarke, Ruhnau Ruhnau Clarke
Architect's Printed Name

| | |
|---|------------------------|
| Amount of Contract Authorized Including this Change Order | \$ <u>6,353,501.41</u> |
|---|------------------------|

4) Erik Sydow 11/6/12
Project Manager (signature) Date
Erik Sydow
Project Manager's Printed Name

Pursuant to:
 Board Resolution 2012-034
 M.O. and Date 4.7 of 4/5/11

Successor Agency Change Order Form - Revised 03-29-12

FORM APPROVED COUNTY COUNSEL
BY: YB Victor 11/19/12
MARSHAL VICTOR DATE