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SUBMITTAL TO THE FLOOD CONTROL AND WATER CONSERVATION DISTRICT BOARD COUNTY OF RIVERSIDE, STATE OF CALIFORNIA

FROM: General Manager-Chief Engineer

SUBMITTAL DATE: October 4, 2011

SUBJECT: Contract Change Order No. 1 / Notice of Completion
Pedley Hills Bolero Drive Storm Drain, Stage 1
Project No. 1-0-00138-01

RECOMMENDED MOTION:

The Board approve the attached Change Order No. 1 between the District and Vasily Company, Inc., providing compensation for extra work for the completion of the Pedley Hills Bolero Drive Storm Drain, Stage 1 contract due to changed conditions; the Board accept the referenced project as constructed; authorize the Chairman to execute the attached Notice of Completion; and direct the Board to record the executed Notice of Completion with the Riverside County Clerk and Recorder's Office.

BACKGROUND:

See Page 2.

FINANCIAL:

See Page 2.

WARREN D. WILLIAMS
General Manager-Chief Engineer

FINANCIAL DATA	Current F.Y. District Cost:	\$34,481.22	In Current Year Budget:	Yes
	Current F.Y. County Cost:	N/A	Budget Adjustment:	N/A
	Annual Net District Cost:	N/A	For Fiscal Year:	2011-2012

SOURCE OF FUNDS: 25110 947400 527980 Zone 1 Const/Maint/Misc-Contracts	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION: APPROVE

BY:
Michael R. Shetler

County Executive Office Signature

MINUTES OF THE FLOOD CONTROL AND WATER CONSERVATION DISTRICT

On motion of Supervisor Ashley, seconded by Supervisor Tavaglione and duly carried, IT WAS ORDERED that the above matter is approved as recommended.

Ayes: Buster, Tavaglione, Stone and Ashley
Nays: None
Absent: Benoit
Date: October 4, 2011
xc: Flood, Recorder

Kecia Harper-Ihem
Clerk of the Board
By:
Deputy

Prev. Agn. Ref.: 11.5 of 03/15/11 | District: 2nd | Agenda Number:

11.4

FISCAL PROCEDURES APPROVED
IVAN M. CHAND, FINANCE DIRECTOR
BY:
IVAN M. CHAND

FORM APPROVED COUNTY COUNSEL
DATE: April 11
BY: NEAL R. KIPNIS

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

**FLOOD CONTROL AND WATER CONSERVATION DISTRICT BOARD SUBMITTAL
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

SUBJECT: Contract Change Order No. 1 / Notice of Completion
Pedley Hills Bolero Drive Storm Drain, Stage 1
Project No. 1-0-00138-01

SUBMITTAL DATE: October 4, 2011

Page 2

BACKGROUND:

The Board approved a contract with Vasily Company, Inc., in the amount of \$506,868.62 as Agenda Item Number 11.5 on March 15, 2011.

Board authorization of Contract Change Order No. 1 is necessary to authorize payment for extra work and costs associated with the change of field conditions. Pedley Hills Bolero Drive Storm Drain is located in the Pedley Hills area of Riverside County and consists of constructing approximately 1,560 lineal feet of mainline storm drain ranging from 24-inch to 36-inch diameter at the downstream terminus of the project. Also included in this project are several inlets and an outlet structure located southerly of Ironstone Drive.

The bulk of Change Order No. 1 involved the excavation and hauling of an unexpected rock formation within the trench limits as well as the relocation of a misaligned AT&T line and related construction delay time.

In summary, Contract Change Order No. 1, in the amount of \$29,187.22, along with the contract pay item adjustments, in the amount of \$5,294.00, will increase the total cost of the project to \$541,349.84. This final amount is 6.8% over the original awarded contract amount.

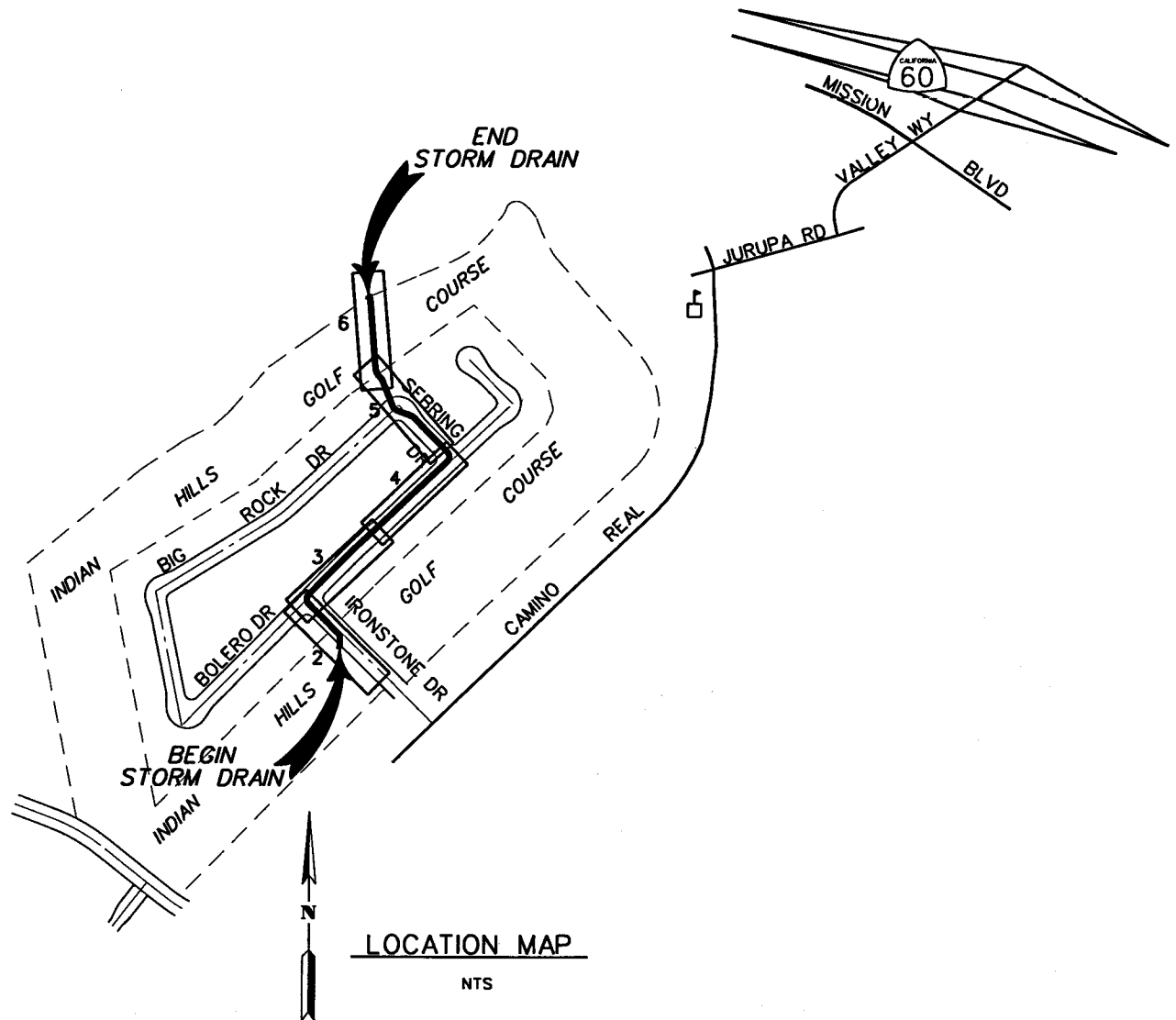
County Counsel has reviewed the attached change order and approved as to legal form.

Final inspection of the above referenced project was made, and the project was found to be complete according to plans and specifications. A brief project description and location map are attached.

FINANCIAL:

Sufficient funds are available in the District's FY 2011-2012 budget for this contract increase of \$34,481.22.

PEDLEY HILLS BOLERO DRIVE STORM DRAIN STAGE 1 PROJECT NO.1-0-0138



Pedley Hills Bolero Drive Storm Drain, Stage 1 is located in the Pedley Hills area of Riverside County and consists of constructing approximately 1,560 lineal feet of mainline storm drain ranging from 24-inch to 36-inch diameter. Also included in this project are several inlets and an outlet structure located southerly of Ironstone Drive.

To be recorded with County Recorder
No recording fee.

Recording requested by:
Kecia Harper-Ihem, Clerk of the Board
Riverside County Clerk of the Board
Stop No. 1010
Post Office Box 1147, Riverside, CA 92502-1147

When recorded return to:
CLERK OF THE BOARD
Stop No. 1010
Post Office Box 1147, Riverside, CA 92502-1147

NOTICE OF COMPLETION
(Civil Code § 3093 – Public Works)

DOC # 2011-0448603

10/12/2011 09:05A Fee:NC

Page 1 of 2

Recorded in Official Records
County of Riverside

Larry W. Ward
Assessor, County Clerk & Recorder



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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: **Pedley Hills Bolero Drive Storm Drain, Stage 1**
Project No. 1-0-00138-01

Date of completion: **Date this document is recorded** 10/04/11

Nature of owner: **Public Agency**

Interest or estate of owner: **Easement / Street Right-of-Way**

Address of owner: **1995 Market Street, Riverside, CA 92501**

Name of contractor: **Vasily Company, Inc.**

Street address or legal description of site: **Located in the Pedley Hills area of Riverside County and consists of approximately 1,560 lineal feet of mainline storm drain ranging from 24-inch to 36-inch diameter, several inlets and an outlet structure located southerly of Ironstone Drive.**

Dated: October 4, 2011

ATTEST:
Kecia Harper-Ihem, Clerk

By Kecia Harper-Ihem
STATE OF CALIFORNIA)s Deputy
COUNTY OF RIVERSIDE)

Owner: RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT
(Name of public entity)

By: Marion Ashley
Marion Ashley

Title: Chairman, Board of Supervisors

APPROVED COUNTY COUNSEL
DATE
NEAL R. KIPNIS

I am the Chairman of the governing board of the Riverside County Flood Control and Water Conservation District the public entity which executed the foregoing notice and on whose behalf I make this verification; I have read said 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 10/4/11 (Date)

Marion Ashley
Marion Ashley, Chairman

LARRY W. WARD
COUNTY OF RIVERSIDE
ASSESSOR-COUNTY CLERK-RECORDER

Recorder
P.O. Box 751
(951) 486-7000

www.riversideacr.com

CERTIFICATION

Pursuant to the provisions of Government Code 27361.7, I certify under the penalty of perjury that the following is a true copy of illegible wording found in the attached document:

(Print or type the page number(s) and wording below):

CLARIFICATION FOR SEAL for the Riverside County Flood Control and Water Conservation District (EMBOSSSED ON DOCUMENT)

RIVERSIDE COUNTY FLOOD CONTROL AND
WATER CONSERVATION DISTRICT

1945

CALIFORNIA

Date:

10-4-11

Signature:

Karen Barton

Print Name: Karen Barton, Board Assistant



RIVERSIDE COUNTY FLOOD CONTROL & WATER CONSERVATION DISTRICT

Project: Pedley Hills Bolero Drive Storm Drain, Stage 1
Project No. 1-0-00138-01

Sheet 1 of 2 sheets

CONTRACT CHANGE ORDER NO. 1

To Vasily Company, Inc., Contractor
You are hereby directed to make the herein described changes from the plans and specifications or to do the following described work not included in the plans and specifications.

NOTE: THIS CHANGE ORDER IS NOT EFFECTIVE UNTIL APPROVED BY THE GENERAL MANAGER-CHIEF ENGINEER OR THE BOARD OF SUPERVISORS OF THE DISTRICT.

Description of work to be done, estimate of quantities, and prices to be paid. Unless otherwise stated, rates for rental of equipment cover only such time as equipment is actually used and no allowance will be made for idle time. Change requested by District

This change order will cover ten (10) items of extra work that the Contractor completed during the course of construction for which no payment item was included in the contract. The Contractor was directed to do the extra work described in this change order on a Force Account Basis in accordance with Section II, Articles 2.07B and 7.03 of the General Provisions as well as Section 3 of the Special Provisions. Extra Work is itemized as follows:

1. On April 27, 2011 the Contractor encountered an unmarked 8" steel irrigation line and an AT&T line which was located lower than shown on the storm drain plans. The work includes compensation for extra work performed, which includes constructing a transition structure, and operation delay. Steel plates were also required from April 22 through May 27, 2011 to cover the open trench while waiting for AT&T's relocation operation. The total associated cost, on a Force Account Basis, is \$9,193.28.
2. On May 19, 2011 there was an unmarked sewer lateral located in the vicinity of the catch basin at Station 19+17.13. The District ordered the Contractor to backfill the excavated lateral trench and move the manhole structure lateral and catch basin 8' further upstream. The associated costs for extra work, as shown on Extra Work Report Numbers 5 and 6, are \$4,237.27.
3. On May 25, 2011 the Contractor encountered a formation of quartzite within the excavation paylines and was authorized to bring in a hydraulic breaker to remove and haul the rock from the project site. This item represents all additional compensation to the Contractor due to the changed condition and is addressed in Extra Work Report Numbers 7 and 8. The associated cost is \$5,658.47.
4. On June 3, 2011, an upstream property owner drained his swimming pool into an existing catch basin which subsequently ponded within the limits of the recently poured outlet structure. This item represents all work associated with cleanup of the outlet and is addressed in Extra Work Report Number 9. The associated cost, on a Force Account Basis, is \$2,285.98.

Estimated Cost: Decrease \$ _____ or Increase \$ _____

By reason of this order the time of completion will be adjusted as follows:

Submitted by: HENRY OLIVO, Construction Engineer Date: _____

Approved: WARREN D. WILLIAMS, General Manager-Chief Engineer Date: _____

Chairman, Board of Supervisors Date: _____

We, the undersigned Contractor, have given careful consideration to the change proposed and hereby agree, if this proposal is approved, that we will provide all equipment, furnish all materials, except as may be otherwise noted above, and perform all services necessary for the work above specified, and will accept as full payment therefor the prices shown above.

Accepted: Date _____ Contractor _____

By: _____ Title _____

If the Contractor does not sign acceptance of this order, his attention is directed to the requirements of the specifications as to the proceeding with the ordered work and filing a written protest within the time therein specified.

RIVERSIDE COUNTY FLOOD CONTROL & WATER CONSERVATION DISTRICT

Project: Pedley Hills Bolero Drive Storm Drain, Stage 1
Project No. 1-0-00138-01

Sheet 2 of 2 sheets

CONTRACT CHANGE ORDER NO. 1

To Vasily Company, Inc., Contractor
You are hereby directed to make the herein described changes from the plans and specifications or to do the following described work not included in the plans and specifications.

NOTE: THIS CHANGE ORDER IS NOT EFFECTIVE UNTIL APPROVED BY THE GENERAL MANAGER-CHIEF ENGINEER OR THE BOARD OF SUPERVISORS OF THE DISTRICT.

Description of work to be done, estimate of quantities, and prices to be paid. Unless otherwise stated, rates for rental of equipment cover only such time as equipment is actually used and no allowance will be made for idle time. Change requested by _____ District

5. On June 8 and 9, 2011, the Contractor was directed to remove an unmarked concrete drain at Station 23+43 and an additional 12" PVC storm drain within the storm drain trench limits. The associated cost for removal and operation delay is \$1,768.02.
6. On June 15, 2011 the Contractor encountered two abandoned unmarked waterlines which slowed the Contractor's operation. This item represents delay changes incurred and is addressed in Extra Work Report Number 12. The associated cost is \$626.71.
7. The Contractor encountered a 4" sewer lateral projecting clear into the proposed alignment of the catch basin at Station 13+13.41. On July 5, 2011, the Contractor adjusted the invert of the catch basin to ensure minimal construction delay while not impacting catch basin hydraulics. The associated cost is \$744.35.
8. On August 3, 2011, the Contractor had to install additional wood post and metal railing due to a changed field condition. The total associated cost, including the subcontractor's 15% markup, is \$622.91.
9. On June 3, 2011 the Contractor had to hand dig an additional 2-3' of native material and place filter material to provide a stable foundation prior to placement of footings for the outlet structure. The extra work involved was a result of the groundwater encountered and not indicated in the soil borings. The associated cost, on a Force Account Basis, is \$1,194.67.
10. Upon placement of the catch basins at Stations 18+89.75 and 22+01 District staff noticed the designed top decks were situated lower than the adjacent sloped front lawn. On July 21 and 22, 2011, the Contractor was directed to form a 4" curb along the back and side faces of the catch basins to match existing grade. This item represents all additional compensation and is addressed in Extra Work Report Numbers 16 and 17. The associated cost, on a Force Account Basis, is \$2,855.56.

The amount of \$29,187.22 will constitute full compensation for the extra work and lost production as described in this change order.

Estimated Cost: Decrease \$ _____ or Increase \$29,187.22

By reason of this order the time of completion will be adjusted as follows: 9 Days

Submitted by: [Signature] HENRY OLIVO, Construction Engineer Date: 9/16/2011

Approved: [Signature] WARREN D. WILLIAMS, General Manager-Chief Engineer Date: 9/19/11

[Signature] Chairman, Board of Supervisors **MARION ASHLEY** Date: 10/4/11

We, the undersigned Contractor, have given careful consideration to the change proposed and hereby agree, if this proposal is approved, that we will provide all equipment, furnish all materials, except as may be otherwise noted above, and perform all services necessary for the work above specified, and will accept as full payment therefor the prices shown above.

Accepted: Date 9/16/2011 Contractor Vasily Company, Inc.

By: [Signature] Title Vice-President

If the Contractor does not sign acceptance of this order, his attention is directed to the requirements of the specifications as to the proceeding with the ordered work and filing a written protest within the time therein specified.

FORM APPROVED BY RIVERSIDE COUNTY COUNSEL
 BY: [Signature] DATE: _____
 NEAL R. KIPNIS
 DEPUTY
 ATTEST:
 KECIA HARPER-IHEM, Clerk
 BY: [Signature]