

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

158



**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  
Assistant County Executive Officer/EDA

<b>FINANCIAL DATA</b>	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

<b>SOURCE OF FUNDS:</b> Desert Communities Redevelopment Project Area Capital Improvement Bond Proceeds (previously approved budget)	<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

County Executive Office Signature

**MINUTES OF THE BOARD OF SUPERVISORS OF THE SUCCESSOR AGENCY TO  
THE REDEVELOPMENT AGENCY**

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

**Ayes:** Buster, Tavaglione, Benoit and Ashley  
**Nays:** None  
**Absent:** Stone  
**Date:** August 28, 2012  
**xc:** RDA, EDA, CIP, Auditor

Kecia Harper-Ihem  
Clerk of the Board  
By:   
Deputy

**Prev. Agn. Ref.:** 4.1 of 10/21/08 and 4.1 of 5/17/11 | **District:** 4/4 | **Agenda Number:** 4.12

ATTACHMENTS FILED  
WITH THE CLERK OF THE BOARD

Reviewed by CIP TEAM Serena Chow  
 FISCAL PROCEDURES APPROVED BY: Samuel Wong 8/15/12  
 PAUL ANGULO, CPA, AUDITOR-CONTROLLER  
 FORM APPROVED COUNTY COUNSEL BY: MARSHAL VICTOR 8/16/12  
 DATE: 8/16/12

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

**RECOMMENDED MOTION: (Continued)**

4. Authorize the release of retained funds to ASR Contractors, 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, 1<sup>ST</sup> 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

**DOC # 2012-0421485**  
09/05/2012

**Customer Copy Label**  
The paper to which this label is  
affixed has not been compared  
with the recorded document

**Larry W Ward**  
County of Riverside  
Assessor, County Clerk & Recorder

**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 8/28/12

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

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

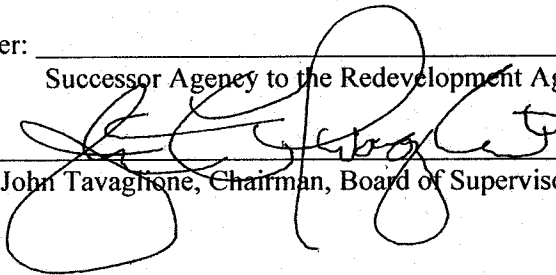
**Address of owner:** 4080 Lemon Street, 1<sup>st</sup> Floor, Riverside, CA 92509

**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:** August 28, 2012

Owner: \_\_\_\_\_  
Successor Agency to the Redevelopment Agency

By:   
John Tavaglione, Chairman, Board of Supervisors

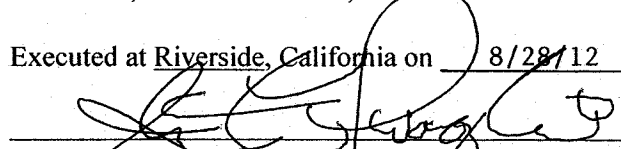
STATE OF CALIFORNIA )

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.

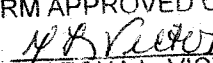
Executed at Riverside, California on 8/28/12

 \_\_\_\_\_, John Tavaglione, Chairman of the Board of Supervisors

ATTEST: KECIA HARPER-IHEM, Clerk of the Board

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

**COPY**

FORM APPROVED COUNTY COUNSEL  
By:  \_\_\_\_\_  
MARSHAL VICTOR 8/26/12 DATE

08.28.12 4.12



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

Recorder  
P.O. Box 751  
Riverside, CA 92502-0751  
(951) 486-7000

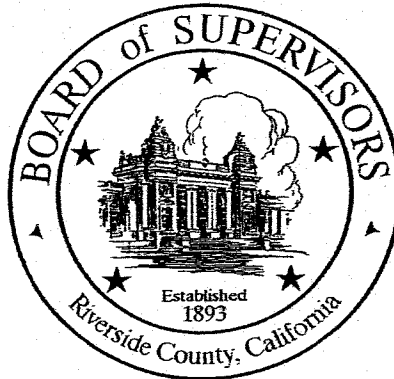
<http://riverside.asrclrec.com>

**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 OF THE SEAL for the Riverside County Board of Supervisors  
(embossed on document)



Date: 8-28-12

Signature: *Karen Barton*

Print Name: Karen Barton, Board Assistant, Riverside County Clerk of the Board

**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:**

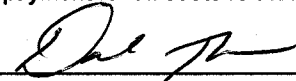
- |   |              |
|---|--------------|
| 1) Removal and replacement of the onsite sewer system | \$250,000.00 |
| COR # 110   | ADD          |

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

<b>This Change Order provides for a time extension of</b>	<u>0</u>	<b>calendar days</b>
Original Contract Duration (calendar days):	<u>348</u>	
Prior Authorized Time Extension (calendar days):	<u>736</u>	
Revised Construction Duration (calendar days):	<u>1084</u>	
Original Contract Completion Date:	<u>4/13/2010</u>	
Revised Contract Completion Date:	<u>9/17/2011</u>	

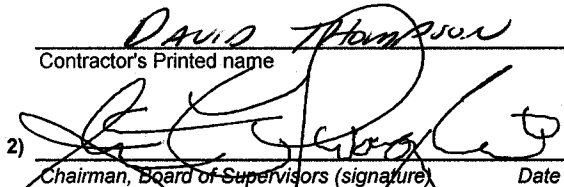
**NOTE:** This change order is not effective until ALL signatures below are obtained, and if applicable, signature authority approval by Form 11 as indicated per Change Order Guidelines.

**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)  7/3/12  
Contractor (signature)                      Date

DAVID THOMPSON  
Contractor's Printed name

Original Contract	\$	<u>32,196,000.00</u>
Prior Authorized <input checked="" type="checkbox"/> ADD <input type="checkbox"/> DED	\$	<u>2,912,923.04</u>
<b>Total Contract Prior to this Change</b>	<b>\$</b>	<b><u>35,108,923.04</u></b>

2)   
Chairman, Board of Supervisors (signature)                      Date

John F. Favaglione  
Chairman, Board of Supervisors

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

NET:  Addition  Deduction                      \$ 250,000.00

3) N/A  
Architect (signature)                      Date


N/A  
Architect's Printed name

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

Pursuant to:  
 Board Resolution  
 M.O. and Date \_\_\_\_\_

4) \_\_\_\_\_  
Project Manager (signature)                      Date

Joaquin Tijerina  
Project Manager's Printed name

**ATTEST:**  
KECIA HARPER-IHEM, Clerk  
By   
DEPUTY

Successor Agency Change Order Form, Revised 03-29-12  
FORM APPROVED COUNTY COUNSEL

AUG 28 2012 4:12

BY:  8/6/12  
MARSHA L. 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

David Thompson  
Contractor's Printed name

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

2) [Signature]  
Chairman, Board of Supervisors (signature)      Date

John F. Tavecchione  
Chairman, Board of Supervisors  
Printed name

Authorized Changes on this C.O.:  
Addition \$ 61,944.00  
Deduction \$ \_\_\_\_\_  
  
NET: [ X ] Addition [ ] Deduction      \$ 61,944.00

3) N/A  
Architect (signature)      Date

N/A  
Architect's Printed name

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

4) \_\_\_\_\_  
Project Manager (signature)      Date

Project Manager's Printed name

Pursuant to:  
 Board Resolution 2012-034  
ATTEST: \_\_\_\_\_  
Kecia Harper-Ihem, Clerk  
By [Signature]  
DEPUTY

FORM APPROVED COUNTY COUNSEL  
Successor Agency Change Order Form, Revised 03-29-12  
BY: [Signature] 8/16/12  
MARSHAL VICTOR      DATE

AUG 28 2012 4:12