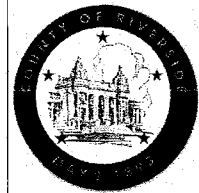


**SUBMITTAL TO THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

718



**FROM:** Economic Development Agency

**SUBMITTAL DATE:**

November 21, 2012

**SUBJECT:** Perris Valley Aquatic Center Project – Change Order No. 1

**RECOMMENDED MOTION:** That the Board of Supervisors approve and authorize the Chairman of the Board to execute the attached Change Order No. 1 between T.B. Penick and Sons and the County of Riverside in the amount of \$405,155.

**BACKGROUND:** The Perris Valley Aquatic Center Project was approved June 28, 2011. Due to the potential benefit of a 50-meter Olympic competition pool versus the 35-meter pool included in the original design-build proposal, a pre-priced add alternate for the 50-meter pool was included in the contract. After strong support for the 50-meter option by local schools, a decision was made to exercise the add alternate for the 50-meter pool option. Due to efficiencies and savings realized during design development, the 50-meter pool change can be constructed as part of the original budget for a net amount of \$405,155, well within the project contingency of \$1,006,631.

(Continued)

REVIEWED BY CIP

*Christopher Hans*  
**Christopher Hans**

*Robert Field*

**Robert Field**  
 Assistant County Executive Officer/EDA

<b>FINANCIAL DATA</b>	Current F.Y. Total Cost:	\$ 405,155	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> Interstate 215 Corridor Redevelopment Project Area Capital Improvement Funds – Romoland Sub-Area (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

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

**County Executive Office Signature**

**MINUTES OF THE BOARD OF SUPERVISORS**

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

Ayes: Buster, Stone, Benoit and Ashley  
 Nays: None  
 Absent: Tavaglione  
 Date: December 4, 2012  
 xc: EDA, CIP, Auditor

Kecia Harper-Ihem  
 Clerk of the Board  
 By: *Kecia Harper-Ihem*  
 Deputy

Prev. Agn. Ref.: 3.113 of 6/28/2011

District: 5/5

Agenda Number

**3.5**

ATTACHMENTS FILED  
 WITH THE CLERK OF THE BOARD

FISCAL PROCEDURES APPROVED  
 PAUL ANGULO, CPA, AUDITOR-CONTROLLER  
 BY: Samuel Pong 11/20/12  
 DATE: 11/19/12  
 Departmental Concurrence  
 SAMUEL ANGGONG  
 Departmental Concurrence  
 FORM APPROVED COUNTY COUNSEL  
 BY: *Marshall Victor*  
 MARSHALL VICTOR

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

**BACKGROUND:** (Continued)

The Funding approved June 28, 2011 was part of a Redevelopment Agency-Economic Development Agency cooperative funding agreement to fund the project using redevelopment funds and is part of the approved Recognized Obligation Payment Schedule which has been approved by the Oversight Board and Department of Finance.

Attachment:

- Change Order No. 1

**COUNTY OF RIVERSIDE ECONOMIC DEVELOPMENT AGENCY**

**CHANGE ORDER NO. 1R1**

Date: 8/15/2012

Project: Perris Valley Aquatics Center

**To Contractor:**

TB Penick & Sons  
15435 Innovation Drive  
San Diego, CA 92128

Project No: EDA20110154

**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) Additive Alternate #1 - 50M Competition Pool<br>Improvements to upsize the current Competition Pool pursuant to the RFP including: pool deck, site fence, pilasters, bleachers, bleacher pool shade, pool, pool building | \$ 1,094,579.00      |
| 2) Deductive Change in Scope for Off-Site work<br>Including street improvements, demo, erosion control, signage and striping, utilities, landscaping, irrigation  | \$ (689,424.00)      |
| 3) Non Compensatory Time Extension - 30 Calendar Days<br>Extension of due to additional scope changes   |                      |
| <b>TOTAL</b>  | <b>\$ 405,155.00</b> |

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

<b>This Change Order provides for a time extension of</b>	<u>30</u>	<b>calendar days</b>
Original Contract Duration (calendar days):	<u>610</u>	
Prior Authorized Time Extension (calendar days):	<u>0</u>	
Revised Construction Duration (calendar days):	<u>640</u>	
Original Contract Completion Date:	<u>10/17/2013</u>	
Revised Contract Completion Date:	<u>11/16/2013</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) [Signature] 10/19/12  
 Contractor (signature)      Date

Original Contract	\$ <u>22,292,879.00</u>
Prior Authorized [x] ADD [ ] DED	\$ <u>0.00</u>
<b>Total Contract Prior to this Change</b>	<b>\$ <u>22,292,879.00</u></b>

JOHN TIERSMA  
 Contractor's Printed name

Authorized Changes on this C.O.:

2) [Signature]  
 Chairman of the Board, Riverside County Board of Supervisors

Addition \$	<u>405,155.00</u>
Deduction \$	<u>                  </u>

John F. Tavaglione  
 Chairman of the Board, Riverside County Board of Supervisors  
 Printed name

NET: [x] Addition [ ] Deduction      \$ 405,155.00

3) [Signature] 10/29/12  
 Construction Manager (signature)      Date

Amount of Contract Authorized Including this Change Order      \$ 22,698,034.00

ROBERT GOUD  
 Construction Manager's Printed name

Pursuant to:  
 Board Policy B-11  
 M.O. and Date \_\_\_\_\_

**ATTEST:**  
**KECIA HARPER-IHEM, Clerk**  
 By: [Signature]  
**DEPUTY**

4) [Signature] 10/20/12  
 Project Manager (signature)      Date

ANDY FRAST  
 Project Manager's Printed name

DEC 04 2012 3.5

FORM APPROVED COUNTY COUNSEL  
 BY: [Signature] 11/19/12  
**MARSHAL VICTOR**      DATE



**Riverside County Board of Supervisors  
Request to Speak**

Submit request to Clerk of Board (right of podium),  
Speakers are entitled to three (3) minutes, subject  
Board Rules listed on the reverse side of this form.

**SPEAKER'S NAME:** Garry Grant

**Address:** \_\_\_\_\_  
(only if follow-up mail response requested)

**City:** Perris **Zip:** \_\_\_\_\_

**Phone #:** \_\_\_\_\_

**Date:** \_\_\_\_\_ **Agenda #** 3.5

**PLEASE STATE YOUR POSITION BELOW:**

**Position on "Regular" (non-appealed) Agenda Item:**  
\_\_\_\_\_ **Support**    \_\_\_\_\_ **Oppose**     **Neutral**

**Note:** If you are here for an agenda item that is filed  
for "Appeal", please state separately your position on  
the appeal below:

\_\_\_\_\_ **Support**    \_\_\_\_\_ **Oppose**    \_\_\_\_\_ **Neutral**

**I give my 3 minutes to:** \_\_\_\_\_

## **BOARD RULES**

### **Requests to Address Board on "Agenda" Items:**

You may request to be heard on a published agenda item. Requests to be heard must be submitted to the Clerk of the Board before the scheduled meeting time.

### **Requests to Address Board on items that are "NOT" on the Agenda:**

Notwithstanding any other provisions of these rules, member of the public shall have the right to address the Board during the mid-morning "Oral Communications" segment of the published agenda. Said purpose for address must pertain to issues which are under the direct jurisdiction of the Board of Supervisors. YOUR TIME WILL BE LIMITED TO THREE (3) MINUTES.

### **Power Point Presentations/Printed Material:**

Speakers who intend to conduct a formalized Power Point presentation or provide printed material must notify the Clerk of the Board's Office by 12 noon on the Monday preceding the Tuesday Board meeting, insuring that the Clerk's Office has sufficient copies of all printed materials and at least one (1) copy of the Power Point CD. Copies of printed material given to the Clerk (by Monday noon deadline) will be provided to each Supervisor. If you have the need to use the overhead "Elmo" projector at the Board meeting, please insure your material is clear and with proper contrast, notifying the Clerk well ahead of the meeting, of your intent to use the Elmo.

### **Individual Speaker Limits:**

**Individual speakers are limited to a maximum of three (3) minutes.** Please step up to the podium when the Chairman calls your name and begin speaking immediately. Pull the microphone to your mouth so that the Board, audience, and audio recording system hear you clearly. Once you start speaking, the "green" podium light will light. The "yellow" light will come on when you have one (1) minute remaining. When you have 30 seconds remaining, the "yellow" light will begin flash, indicating you must quickly wrap up your comments. Your time is up when the "red" light flashes. The Chairman adheres to a strict three (3) minutes per speaker. **Note: If you intend to give your time to a "Group/Organized Presentation", please state so clearly at the very bottom of the reverse side of this form.**

### **Group/Organized Presentations:**

Group/organized presentations with more than one (1) speaker will be limited to nine (9) minutes at the Chairman's discretion. The organizer of the presentation will automatically receive the first three (3) minutes, with the remaining six (6) minutes relinquished by other speakers, as requested by them on a completed "Request to Speak" form, and clearly indicated at the front bottom of the form.

### **Addressing the Board & Acknowledgement by Chairman:**

The Chairman will determine what order the speakers will address the Board, and will call on all speakers in pairs. The first speaker should immediately step to the podium and begin addressing the Board. The second speaker should take up a position in one of the chamber aisles in order to quickly step up to the podium after the preceding speaker. This is to afford an efficient and timely Board meeting, giving all attendees the opportunity to make their case. Speakers are prohibited from making personal attacks, and/or using coarse, crude, profane or vulgar language while speaking to the Board members, staff, the general public and/or meeting participants. Such behavior, at the discretion of the Board Chairman may result in removal from the Board Chambers by Sheriff Deputies.