



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

3033

FROM: General Manager-Chief Engineer

SUBMITTAL DATE:
April 30, 2013

SUBJECT: Notice of Completion
Day Creek MDP Line J, Stage 2, 2-0-00272-02
District 2/District 2

RECOMMENDED MOTION:

The Board approve the contract item adjustments between the District and KIP, Incorporated, providing for extra work required for the completion of the Day Creek MDP Line J, Stage 2 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 Clerk of 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.

Steve Thomas
WARREN D. WILLIAMS
General Manager-Chief Engineer

**FINANCIAL
DATA**

Current F.Y. District Cost:	\$119,816.22	In Current Year Budget:	Yes
Current F.Y. County Cost:	N/A	Budget Adjustment:	No
Annual Net District Cost:	N/A	For Fiscal Year:	2012-2013

SOURCE OF FUNDS:

25120 947420 527980 Zone 2 Const/Maint/Misc-Contracts

**Positions To Be
Deleted Per A-30**

Requires 4/5 Vote

☐
☐

C.E.O. RECOMMENDATION:

APPROVE

BY: *Steven C. Horn*
Steven C. Horn, MPA

County Executive Office Signature

Dep't Recomm.: ☐ Policy ☐ Consent ☐ Policy ☐ Consent

Per Exec. Ofc.: ☐ Policy ☐ Consent ☐ Policy ☐ Consent

MINUTES OF THE FLOOD CONTROL AND WATER CONSERVATION DISTRICT

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

Ayes: Jeffries, Tavaglione, Stone and Benoit
Nays: None
Absent: Ashley
Date: April 30, 2013
xc: Flood, Recorder

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

Prev. Agn. Ref.: 11.2 of 07/31/12

District: 2nd/2nd

Agenda Number:

11-1

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

SUBJECT: Notice of Completion
Day Creek MDP Line J, Stage 2, 2-0-00272-02
District 2/District 2

SUBMITTAL DATE: April 30, 2013
Page 2

BACKGROUND:

The Board approved a contract with KIP, Incorporated, in the amount of \$1,691,275.00 as Agenda Item Number 11.2 on July 31, 2012.

Board authorization of the contract item adjustment is necessary to authorize payment for extra work and costs associated with protecting the unknown fiber optic line within Caltrans' right of way. The District and Caltrans agreed to restore the finished grade to the pre-construction grade in the area of the fiber optic line. The Contractor imported over 7,000 cubic yards of fill from the District's Oak Street Debris Basin to accomplish this task.

Section II, Article 2.07A states that Board authorization should be obtained if an individual change exceeds \$100,000 of the original contract. The contract change order in the amount of \$119,816.22 will increase the total construction cost of the project to \$1,838,556.76 which is one percent (1%) over the original contract amount.

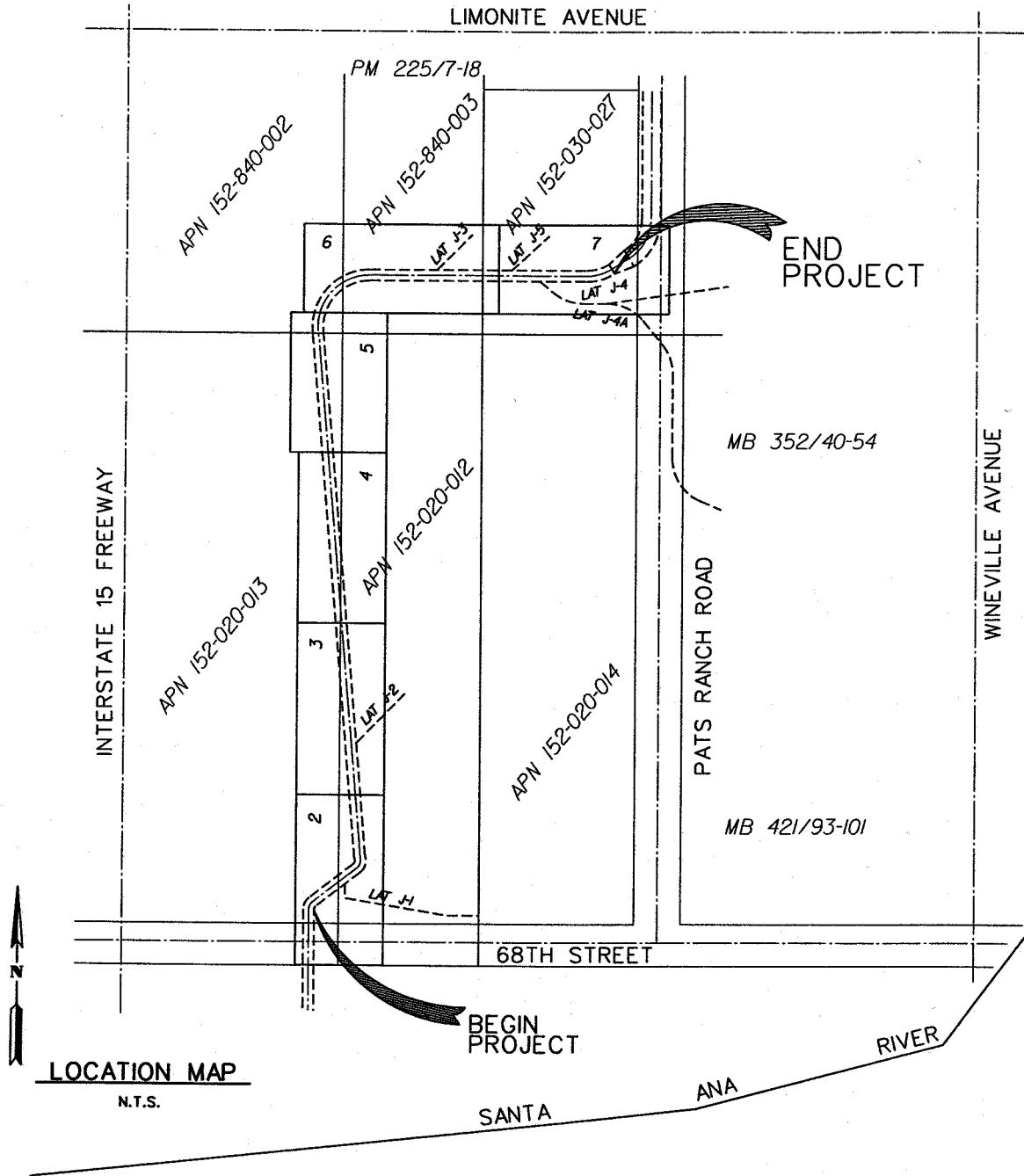
The District and the Contractor agree that the retention funds still held by the District shall be properly paid to the Contractor approximately 45 days following recordation of the Notice of Completion (assuming no stop notices are filed).

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 2012-2013 Zone 2 budget for this contract increase of \$119,816.22 for this project.

DAY CREEK MDP LINE J, STAGE 2 PROJECT NO. 2-0-00272-02



Day Creek MDP Line J, Stage 2 consists of constructing approximately 1,900 lineal feet of 12'H x 6'W reinforced concrete box in the city of Jurupa Valley. The alignment for the project begins at the Caltrans culvert under 68th Street and proceeds north for approximately 1,300 lineal feet as it parallels the east side of the I-15 freeway, then turns east for approximately 600 lineal feet where it ties into the existing Stage 1 portion of project in Pats Ranch Road.

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 # 2013-0205297
05/01/2013

Customer Copy Label

The paper to which this label is
affixed has not been compared
with the filed/recorded document

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

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: **Day Creek MDP Line J, Stage 2**
Project No. 2-0-00272-02

Date of completion: **Date this document is recorded 04/30/13**

Nature of owner: **Public Agency**

Interest or estate of owner: **Easement**

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

Name of contractor: **KIP, Incorporated**

Street address or legal description of site: **The project began at the Caltrans culvert under 68th Street and proceeds north for approximately 1,300 lineal feet as it parallels the east side of I-15, then turns east for approximately 600 lineal feet where it ties into the existing Stage 1 portion of the project in Pats Ranch Road.**

Dated: April 30, 2013

Attest:

KECIA HARPER-IHEM, Clerk

By: 

DEPUTY

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE)

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

By: 

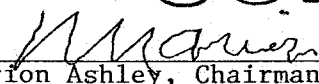
Title: Chairman, Board of Supervisors
Marion Ashley

FORM APPROVED COUNTY COUNSEL
BY:  DATE: 04/21/13
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 04/30/13 (Date)

COPY


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

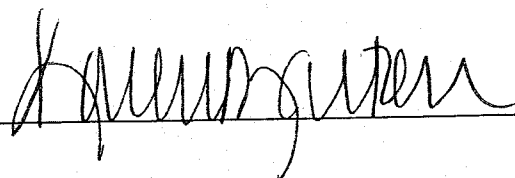
1945

CALIFORNIA

Date:

4-30-13

Signature:



Print Name: Karen Barton, Board Assistant

RIVERSIDE COUNTY FLOOD CONTROL & WATER CONSERVATION DISTRICT

Project: Day Creek MDP Line J, Stage 2
 Project No. 2-0-00272-02

Sheet 1 of 1 sheets

CONTRACT CHANGE ORDER NO. 1

To KIP, Incorporated, 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 one (1) item 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, Article 2.07 and Section VII, Article 7.03 of the General Provisions as well as Section 3 of the Special Provisions. Extra work is itemized as follows:

On February 13, 2013 through February 22, 2013 the District directed the Contractor to import over 7,000 cubic yards of soil from the District's Oak Street Debris Basin to the above project. This was necessary to meet Caltrans' requirements, not to delay the project and avoid the fiber optic line within Caltrans' right of way. The associated cost for this work is based on a force account basis, is \$119,816.22

Estimated Cost: Decrease \$ _____ or Increase \$ \$119,816.22

By reason of this order the time of completion will be adjusted as follows: 0

Submitted by: Kent Allen Date: 4/30/13
 KENT ALLEN, Construction Engineer

Approved: Warren D. Williams Date: 5/6/13
 WARREN D. WILLIAMS, General Manager-Chief Engineer

Marion Ashley Date: 4/30/13
 Chairman, Board of Supervisors **MARION ASHLEY**

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 4/30/13 Contractor KIP INCORPORATED

By: Samuel 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.

APR 30 2013 11-1

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