

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



ITEM: 3.24
(ID # 18933)

MEETING DATE:
Tuesday, October 18, 2022

FROM : FACILITIES MANAGEMENT AND SHERIFF'S DEPARTMENT :

SUBJECT: FACILITIES MANAGEMENT (FM) AND SHERIFF'S DEPARTMENT: John J. Benoit Detention Center - Phase II – Ratification and Approval of Change Order No. 56 and Notice of Completion for Clark Construction Group-California, LP, District 4. [\$4,742,329 - 100% Existing JJB Detention Center Bond Proceeds (Previously approved budget)] (Clerk to Record Notice of Completion)

RECOMMENDED MOTION: That the Board of Supervisors:

1. Ratify and Approve the attached Change Order No. 56 for Clark Construction Group-California, LP (Clark) of Irvine, California, for the John J. Benoit Detention Center (JJB Detention Center – Phase II) Project, in the amount not to exceed \$4,304,932 constituting a full resolution, settlement, accord and satisfaction of any and all change order requests and claims by Clark Construction in connection with the Project;
2. Authorize the Chairman of the Board (Chairman) to execute Change Order No. 56 for Clark on behalf of the County;

Continued on Page 2

ACTION:Policy, CIP


Matthew Jimenez

10/11/2022

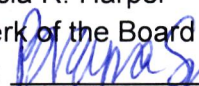

Rose Salgado, Director of Facilities Management

10/11/2022

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Jeffries, seconded by Supervisor Perez and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended.

Ayes: Jeffries, Spiegel, Washington, Perez and Hewitt
Nays: None
Absent: None
Date: October 18, 2022
xc: FM, Sheriff, Recorder

Kecia R. Harper
Clerk of the Board
By: 
Deputy

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

RECOMMENDED MOTION: That the Board of Supervisors:

3. Accept the JJB Detention Center – Phase II Project constructed by Clark as complete, and authorize the Chairman to execute the Notice of Completion;
4. Direct the Clerk of the Board to record the attached Notice of Completion; and
5. Authorize the release of the undisputed retained funds in the amount of \$437,397 to Clark in accordance with the contract terms and applicable law, per the General Conditions of the contract.

**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,
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FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost
COST	\$ 4,742,329	\$ 0	\$ 4,742,329	\$ 0
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0
SOURCE OF FUNDS: Existing JJB Detention Center Bond Proceeds – 100% (Previously approved budget)			Budget Adjustment: No For Fiscal Year: 2022/23	

C.E.O. RECOMMENDATION: Approve

BACKGROUND:

Summary

On June 16, 2015, Item 3-26, the Board of Supervisors (Board) approved the construction contract between the County of Riverside (County) and Clark Construction Group-California, LP (Clark Construction) in the amount of \$274,917,000; approximately \$18,000,000 (6.5%) lower than the bid submitted by the second low bidder. During construction, a total of 55 change orders were issued; 12 deductive change orders and 43 additive change orders in the cumulative amount of \$27,811,024 for a net contract value of \$302,728,024.

To allow the Sheriff's Department to transition into the facility while not affecting inmate capacity, the JJB Detention Center Project was split into two phases:

- Phase I - Construction of new housing buildings with 1,626 beds, a multi-level support building, site power, public entrance, and a secure tunnel connecting to holding cells in the Larson Justice Center. On June 23, 2020, Item 3.12, the Board approved the Phase I Notice of Completion for Clark.
- Phase II - Demolition of the existing 353-bed jail and construction of a new sally-port, additional parking, and landscaping. The Certificate of Occupancy was issued on July 16, 2021, and the JJB Detention Center was occupied and fully operational.

Change Order No. 56 will compensate Clark Construction in the amount of \$4,304,932, for a new contract value of \$307,032,956. The change order amount exceeds Facilities Management's (FM) change order authority; therefore, FM is seeking Board approval. This Change Order No. 56 constitutes full and final resolution, settlement, accord and satisfaction of any and all remaining change order requests and claims by Clark Construction in connection with the Project.

Impact on Residents and Businesses

Commences on Page 4

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

Impact on Residents and Businesses

The public safety efforts of our community are supported by increasing the capacity in our County's correctional system while potentially reducing the early release of inmates. The Project replaced the outdated 353-bed Indio Jail with a new 1,626-bed, state-of-the-art detention facility.

Additional Fiscal Information

All costs associated with this Board action were previously approved on October 1, 2019 (Item 3.13) and are 100% funded by Existing JJB Detention Center Bond Proceeds. Monies will be expended in FY 2022/23.

Attachments:

- Change Order No. 56 for Clark Construction Group-California, LP
- Notice of Completion for Clark Construction Group-California, LP

RS:SP:RB:sc:tv;mg FM08110000265 MT Item #18933
G:\Project Management Office\FORM 11'S\FORM 11's_In Process\18933_D3 - 000265 - JJB Detention Ctr - Phase II - Remove Asset, CO 56 & NOC for Clark Construction_102522.doc



Meghan Hahn, Senior Management Analyst 10/13/2022



Kristine Bell-Valdez, Supervising Deputy County Counsel 10/13/2022

PLEASE COMPLETE THIS INFORMATION
RECORDING REQUESTED BY:

KECIA R. HARPER, CLERK OF THE BOARD
4080 LEMON STREET, 1ST FLOOR CAC
P O BOX 1147 – RIVERSIDE, CA 92502

MAIL STOP # 1010

AND WHEN RECORDED MAIL TO:

RETURN TO: STOP #1010
RIVERSIDE COUNTY CLERK OF THE BOARD
P. O. BOX 1147 – RIVERSIDE, CA 92502

2022-0438819

10/21/2022 04:10 PM Fee: \$ 0.00

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Recorded in Official Records
County of Riverside
Peter Aldana
Assessor-County Clerk-Recorder



460

THIS SPACE FOR RECORDERS USE ONLY

NOTICE OF COMPLETION
(California Civil Code §§ 8100-8118, 9200-9208)

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: John J. Benoit Detention Center – Phase II (FM08110000265)

Date of Completion: Date Hereof

Nature of owner: Public Entity

Interest or estate of owner: In Fee

Address of owner: Clerk of the Board of Supervisors, County Administrative Center,
4080 Lemon St., Riverside, CA 92501

Name/address of direct contractor: Clark Construction Group-California, LP
18201 Von Karman Avenue, Suite 800, Irvine, CA 92612-1092

Street or legal description of site: 82675 Highway 111, Indio, CA 92201

Dated: 10/18/2022

Owner: County of Riverside
(Name of Public Entity)

By: *Jeff Hewitt*
Jeff Hewitt, Chairman, Board of Supervisors

STATE OF CALIFORNIA)
 ss
COUNTY OF RIVERSIDE)

I am the Chairman of the governing board of 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.

ATTEST: Kecia R. Harper, Clerk
By: *Brianna Smith*
Deputy

Executed at Riverside, California on 10/18/22
Jeff Hewitt
Jeff Hewitt, Chairman, Board of Supervisors

FORM APPROVED COUNTY COUNSEL
BY: DANIELLE D. MALAND

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**PETER ALDANA
COUNTY OF RIVERSIDE
ASSESSOR-COUNTY CLERK-RECORDER**

Recorder
P.O. Box 751
Riverside, CA 92502-0751
(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 Board of Supervisors
(EMBOSSSED ON DOCUMENT)



Date: 10/18/2022

Signature: *Breanna Smith*

Print Name: Breanna Smith, Board Assistant

COUNTY OF RIVERSIDE FACILITIES MANAGEMENT

CHANGE ORDER NO. 56

Date: 10/13/2022

Project Name: East County Detention Center

To Contractor:

PeopleSoft Project No: FM 08110000265

Clark Construction Group-California, LP
18201 Von Karman, Suite 800
Irvine, CA 92612-1092

Distribution:
 (1) Project Manager (4) Construction Manager
 (2) Contractor (5) Inspector
 (3) Fiscal (6) Architect/Engineer

You are directed to make the following changes. Changes shall include labor, material and equipment, overhead, profit and fee;

DESCRIPTION OF CHANGE	COR#	TYPE	AMOUNT
1) All changes included or referenced in the following change order requests and all series numbers, changes, extra work and bulletins referenced under the following COR numbers: 260, 601, , 744, 769, 774, 777, 783, 791, 799, 803, 804, 816, 824, 846, 848, 849, 853, 855, 857, 858, 859, 865, 866, 869, 877, 889, 890, 892, 895, 896, 898, 900, 901, 902, 903, 904, 910, 912, 915 916, 917 918; and any other proposed change orders not yet assigned a change order request number. This change order constitutes a full resolution, settlement, accord and satisfaction of any and all claims by Contractor in connection with the Project. Upon final payment, Clark shall provide all unconditional releases from all subcontractors, suppliers, etc. whom performed on the project.			\$4,304,932.00
TOTAL			\$4,304,932.00

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

This Change Order provides for a time extension of

701	calendar days
Original Contract Duration (calendar days):	900
Prior Authorized Time Extension (calendar days):	602
Revised Construction Duration (calendar days):	2203
Original Contract Completion Date:	12/21/2017
Revised Phase 1 Contract Completion Date:	5/8/2020
Revised Phase 2 Contract Completion Date:	7/16/2021

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 contractor 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 from the County for all costs related in any way thereto the amount shown above. Contractor expressly waives any contract right to pursue any further claim related to this change order work.

FORM APPROVED BY COUNTY COUNSEL
BY: DANIELLE MALAND

1) Carlos Gonzalez 10/13/22
 Contractor (Signature) Date

Carlos Gonzalez, Division President
 Contractor's Printed Name

2) Jeff Hewitt 10/18/22
 Chair of the Board (Signature) Date

JEFF HEWITT
 Chair of the Board
 Printed Name

3) _____
 Architect (Signature) Date

Architect's Printed Name

4) Rizaldy Baluyot
 Project Manager (Signature) Date

Rizaldy Baluyot
 Project Manager's Printed Name

Original Contract \$ 274,917,000.00
 Prior Authorized ADD DEDUCT \$ 27,811,024.00
 Total Contract Prior to this Change \$ 302,728,024.00

Authorized Changes on this Change Order: \$ 4,304,932.00

Amount of Contract Authorized Including this Change Order \$ 307,032,956.00

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

ATTEST:
KECIA B. HARPER, Clerk
 By Johana Smith
DEPUTY

OCT 18 2022 3.24