

BURTON MESA PUBLIC SAFETY CENTER
AUTHORIZED CONTRACT AMENDMENT
COUNTY OF SANTA BARBARA, STATE OF CALIFORNIA

IN THE MATTER OF AMENDMENT OF CONTRACT)
WITH MAINO CONSTRUCTION COMPANY INC.) AMENDMENT NO. 2
BURTON MESA PUBLIC SAFETY CENTER)
LOMPOC, CA)

WHEREAS, the County of Santa Barbara (COUNTY) and MAINO CONSTRUCTION COMPANY, INC. (CONTRACTOR), P.O. BOX 1347 SAN LUIS OBISPO, CA, entered into a contract dated MAY 1, 2007, for the amount of THREE MILLION EIGHT HUNDRED FIFTY FIVE THOUSAND DOLLARS (\$3,855,000.00) for the project BURTON MESA PUBLIC SAFETY CENTER, 8657, LOMPOC California; and

WHEREAS, it has been deemed necessary by the County to make the following alterations known as Construction Change Authorization No. 2 & 3, for a total of TWO HUNDRED FORTY SIX THOUSAND EIGHT HUNDRED SEVENTY EIGHT DOLLARS AND FIFTY FOUR CENTS (\$246,878.54) and a SEVEN (7) calendar day time extension in the Contract period; and

WHEREAS, CONTRACTOR will perform the alterations stated in "Exhibit C" and attached hereto, for a total addition of TWO HUNDRED FORTY SIX THOUSAND EIGHT HUNDRED SEVENTY EIGHT DOLLARS AND FIFTY FOUR CENTS (\$246,878.54) and a SEVEN (7) calendar day time extension in the contract period.

BURTON MESA PUBLIC SAFETY CENTER

Project No. 8657

Amendment No. 2

NOW, THEREFORE, the Agreement is amended as follows:

Section 1:

Paragraph 5 of said Contract is hereby amended to read as follows:

5. PRICE

Subject to adjustments and liquidated damages, if any, as provided in the Contract documents, the full price to be paid to CONTRACTOR for satisfactory completion of all requirements of CONTRACTOR under the Agreement is the base amount THREE MILLION EIGHT HUNDRED FIFTY FIVE THOUSAND DOLLARS (\$3,855,000.00) plus Contract Amendment No. 1 for a total of NINE THOUSAND SIX HUNDRED FORTY THREE DOLLARS AND FORTY SEVEN CENTS (\$9,643.47) plus Construction Change Authorization No. 2 & 3 for TWO HUNDRED FORTY SIX THOUSAND EIGHT HUNDRED SEVENTY EIGHT DOLLARS AND FIFTY FOUR CENTS (\$246,878.54) for a total Contract amount of FOUR MILLION ONE HUNDRED ELEVEN THOUSAND FIVE HUNDRED TWENTY TWO DOLLARS AND ONE CENT (\$4,111,522.01), to be paid as provided for in the Contract Documents, i.e., on a monthly basis in an amount directly proportional to the percentage of completion of work. CONTRACTOR shall maintain and make available to COUNTY all books, papers, job descriptions, records, detail costs, estimates, subcontracts, and financial records related to or which arise out of work or under the terms or conditions of the Contract.

BURTON MESA PUBLIC SAFETY CENTER

Project No. 8657

Amendment No. 2

5. PRICE (Continued)

The form of record keeping shall be subject to approval by COUNTY. These books, papers, records, claims, and accounts shall be made available for examination during normal business hours by COUNTY or COUNTY's representative and shall be retained at CONTRACTOR's principal place of business in California for audit during normal business at such place for four (4) years after recording of Notice of Completion of Project. CONTRACTOR shall provide an office to enable COUNTY and COUNTY's representative to conduct such audit.

Section 2:

Paragraph 2 of the Contract is hereby amended by the addition of the following language:

Items of work to be performed by the CONTRACTOR shall include all items stated in "Exhibit C," incorporated by this reference and attached hereto. These items include without limitation the addition of: The remaining Bid Additive Alternates No. 2 (hose drying tower) No. 3 (1500 gallon diesel storage tank) No. 4 (landscaping) No. 5 (CMU site wall and steel gates) No. 6 (metal wire turnout racks) and revised Sheriff's locker room to accommodate upgraded "Airflow" wardrobe lockers.

Section 3:

This Contract Amendment, along with the consent of the CONTRACTOR attached hereto, shall constitute a contract between the County of Santa Barbara and Maino Construction Company Inc. The compensation for this Contract Amendment includes any and all Contractor costs associated with additional work and days on the site, including but not limited to overhead and home office costs. No additional compensation, beyond that set forth herein, is due Contractor on

BURTON MESA PUBLIC SAFETY CENTER

Project No. 8657

Amendment No. 2

Section 3: (Continued)

account of this Contract Amendment or its effect on Contractor's operations. All other sections of the Agreement between the parties shall remain in full force and effect.

Original Contract amount	<u>\$3,855,000.00</u>
Amount of Amendment No. 1	<u>\$9,643.47</u>
Amount of Amendment No. 2	<u>\$246,878.54</u>
Total Amended Contract Amount Before this Amendment	<u>\$3,864,643.47</u>
Total Contract After this Amendment	<u>\$4,111,522.01</u>
Original Contract Completion Date	April 28, 2008
Total number of days extension Amendment No. 1	Zero (0)
Total number of days extension Amendment No. 2	Seven (7)
Revised Contract Completion Date Before this Amendment	April 28, 2008
Revised Contract Completion Date After this Amendment	May 5, 2008

BURTON MESA PUBLIC SAFETY CENTER

Project No. 8657

Amendment No. 2

We hereby consent to the above and agree to the alterations as set forth in said Amendment in the manner and for the amount as indicated.

Dated this ____ day of _____, 2007

ATTEST:

Michael F. Brown

Clerk of the Board

"COUNTY"

COUNTY OF SANTA BARBARA

By: _____

Brooks Firestone

Chair, Board of Supervisors

By: _____

Deputy

Date: _____

APPROVED AS TO FORM:

Stephen Shane Stark

County Counsel

"CONTRACTOR"

Maino Construction Company Inc.

P.O. Box 1347

San Luis Obispo, CA 93406

By: _____

Deputy

By: _____

IRS NO. 95-3724508

APPROVED AS TO FORM:

License # 426403 (A, ASB, B, C61, D52)

Aromatorio
Risk Manager

APPROVED AS TO ACCOUNTING FORM:

Robert W. Geis, CPA

By: _____

Auditor-Controller

Dept 063

Line Item 8200

Fund 0030

Program 1930

Project 8657

BURTON MESA PUBLIC SAFETY CENTER
PROJECT NO. 8657
CONTRACT AMENDMENT NO. 2

EXHIBIT “C”

	CONSTRUCTION CHANGE AUTHORIZATION DESCRIPTION	AMOUNT
CCA 2	Bid Add Alternates #2 through #6.	
	#2. New Hose Drying Tower In Lieu of Relocated Existing Hose Drying Tower.	
	#3. 1500 Gallon Above Ground Diesel Fuel Tank Vault and Dispenser	
	#4. Landscaping	
	#5. CMU Site Wall W/ Steel Pipe Rail Sliding Security Gate & Man Gate, & CMU Trash Enclosure w/ Steel Pipe Rail Gate Along the Burton Mesa Blvd Side of the Property, in Lieu of Chain Link Fencing and Gates	
	#6. Metal Wire Mesh Turnout Lockers in Lieu of Steel Shelving and Hanging Rods	\$223,100.00
CCA 3	COR No.3R-Revise Sherriff Department’s Shower Room 127, Men’s Locker Room 128 and Women’s Locker Room 129. Metal Lockers revised to Sentinel “Airflow” Wardrobe Lockers. Per direction provided by ASI No. 3.	\$23,778.54
	TOTAL:	\$246,878.54