

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. 5  
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. 12, 13, 14 & 15, for a total of FORTY SIX THOUSAND TWO HUNDRED TWO DOLLARS AND SIXTY TWO CENTS (\$46,202.62) and a ZERO (0) 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 FORTY SIX THOUSAND TWO HUNDRED TWO DOLLARS AND SIXTY TWO CENTS (\$46,202.62) and a ZERO (0) calendar day time extension in the contract period.

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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 Contract Amendment No.2 for a total of TWO HUNDRED FORTY SIX THOUSAND EIGHT HUNDRED SEVENTY EIGHT DOLLARS AND FIFTY FOUR CENTS (\$246,878.54) plus Contract Amendment No.3 for a total of EIGHT THOUSAND EIGHT HUNDRED SIX DOLLARS AND EIGHTY SEVEN CENTS (\$8,806.87) plus Contract Amendment No.4 for a total of EIGHT THOUSAND FIVE HUNDRED EIGHTY FOUR DOLLARS AND THIRTY FOUR CENTS (\$8,584.34) plus Construction Change Authorization No. 12, 13, 14 & 15, for a total of FORTY SIX THOUSAND TWO HUNDRED TWO DOLLARS AND SIXTY TWO CENTS (\$46,202.62) for a total Contract amount of FOUR MILLION ONE HUNDRED SEVENTY FIVE THOUSAND ONE HUNDRED FIFTEEN DOLLARS AND EIGHTY FOUR CENTS (\$4,175,115.84), 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,

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5. PRICE (Continued)

estimates, subcontracts, and financial records related to or which arise out of work or under the terms or conditions of the Contract.

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: CCA# 12- Grading revisions at the detention basin, removable bollards at PG&E transformer, dryer vent in turnout room, monument sign, additional door closers and additional light fixtures. CCA# 13- Installation of an additional fire hydrant. CCA# 14 – Tamperproof hardware in interrogation room and additional site signage. CCA# 15 – Electrical modifications for the sewer ejector, credit for deleted window coverings and a credit for casework substitutions.

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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 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>
Amount of Amendment No. 3	<u>\$8,806.87</u>
Amount of Amendment No. 4	<u>\$8,584.34</u>
Amount of Amendment No. 5	<u>\$46,202.62</u>
Total Amended Contract Amount Before this Amendment	<u>\$4,128,913.22</u>
Total Contract After this Amendment	<u>\$4,175,115.84</u>
Original Contact 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)
Total number of days extension Amendment No. 3	Zero (0)

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Section 3: (Continued)

Total number of days extension Amendment No. 4	Eight (8)
Total number of days extension Amendment No. 5	Eight (0)
Revised Contract Completion Date Before this Amendment	May 5, 2008
Revised Contract Completion Date After this Amendment	May 13, 2008

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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 \_\_\_\_\_, 2008

ATTEST:

Michael F. Brown

Clerk of the Board

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

Deputy

APPROVED AS TO FORM:

Daniel J. Wallace,

Interim County Counsel

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

Deputy County Counsel

APPROVED AS TO FORM:

\_\_\_\_\_  
Aromatorio

Risk Manager

"COUNTY"

COUNTY OF SANTA BARBARA

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

Salud Carbajal

Chair, Board of Supervisors

Date: \_\_\_\_\_

"CONTRACTOR"

Maino Construction Company Inc.

P.O. Box 1347

San Luis Obispo, CA 93406

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

IRS NO. 95-3724508

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

APPROVED AS TO ACCOUNTING

FORM:

Robert W. Geis, CPA

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

Auditor-Controller

Dept 063

Line Item 8700

Fund 0030

Program 1930

Project 8657

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PROJECT NO. 8657  
CONTRACT AMENDMENT NO. 5

EXHIBIT "C"

	<b>CONSTRUCTION CHANGE AUTHORIZATION DESCRIPTION</b>	<b>AMOUNT</b>
<b>CCA 12</b>	<p>COR No.26.2- Revised grading at the detention basin, revised spillway sizing and A.C. curb repair at Burton Mesa Blvd per ASI #2 &amp; RFI #95</p> <p>COR No.27.1- Removal of three fixed permanent bollards and replace with three removable bollards per PG&amp;E inspection and RFI #106.</p> <p>COR No.29.2- Supply and install dryer vent at the turnout room per RFI #115.</p> <p>COR No.30.1- Supply and install Monument signage at the corner of Burton Mesa and Harris Grade Road.</p> <p>COR No.32- Supply and install two additional door closers per ASI #16.</p> <p>COR No.33- Supply (1) additional type G1 light Fixture and (1) additional type G3 light fixture. Per RFI #32, 37 &amp;119.</p>	<b>\$30,244.32</b>
<b>CCA 13</b>	<p>COR No.31.2- Supply and install (1) additional fire hydrant and revise the fire riser per SBC Fire request and ASI No.15.</p>	<b>\$17,525.77</b>
<b>CCA 14</b>	<p>COR No.34.1- Supply and install tamperproof screws and cover plates in rooms 134 &amp; 135 and add (1) additional door closer for door #13 per ASI No.17.</p> <p>COR No.36- Supply and install additional signage and paint response apron curbs red per County Fire Inspector.</p>	<b>\$2,183.43</b>
<b>CCA 15</b>	<p>COR No.35.1- Supply and install step up transformer for sewer ejection pump to meet manufacture warranty requirements.</p> <p>COR No.37.1- Connect sewer ejector pumps to emergency generator power source.</p> <p>COR No.38- Delete window coverings at 5 building entrances.</p> <p>COR No.39- (1) Provide a credit for cabinet base material substitution. (2) Provide a new warranty for all cabinetry work, for a total duration of 5 years from the date of substantial completion.</p>	<b>(\$3,750.90)</b>
	<b>TOTAL</b>	<b>\$46,202.62</b>