

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. 3
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. 4, 5 & 6, for a total of EIGHT THOUSAND EIGHT HUNDRED SIX DOLLARS AND EIGHTY SEVEN CENTS (\$8,806.87) 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 EIGHT THOUSAND EIGHT HUNDRED SIX DOLLARS AND EIGHTY SEVEN CENTS (\$8,806.87) 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 TWO HUNDRED FORTY SIX THOUSAND EIGHT HUNDRED SEVENTY EIGHT DOLLARS AND FIFTY FOUR CENTS (\$246,878.54) plus Construction Change Authorization No. 4, 5 & 6, for a total of EIGHT THOUSAND EIGHT HUNDRED SIX DOLLARS AND EIGHTY SEVEN CENTS (\$8,806.87) for a total Contract amount of FOUR MILLION ONE HUNDRED TWENTY THOUSAND THREE HUNDRED TWENTY EIGHT DOLLARS AND EIGHTY EIGHT CENTS (\$4,120,328.88), 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.

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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: CCA# 4- Provide hot dip galvanized finish on hose tower. CCA# 5- provide a (credit) for deleting the connection between the standby generator and the 1500 gallon diesel storage tank. CCA# 6 – upgrading the range vent hood equipment, revised electrical point of connection from PG&E, provide insulation on the apparatus bay doors, upgrade roof jacks to lead and provide a trench for the gas line service.

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

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Section 3: (Continued)

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>
Total Amended Contract Amount Before this Amendment	<u>\$4,111,522.01</u>
Total Contract After this Amendment	<u>\$4,120,328.88</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)
Total number of days extension Amendment No. 3	Zero (0)
Revised Contract Completion Date Before this Amendment	April 28, 2008
Revised Contract Completion Date After this Amendment	May 5, 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 _____, 2007

ATTEST:

Michael F. Brown
Clerk of the Board

By: _____
Deputy

APPROVED AS TO FORM:
Stephen Shane Stark
County Counsel

By: _____
Deputy

APPROVED AS TO FORM:

Aromatorio
Risk Manager

"COUNTY"

COUNTY OF SANTA BARBARA

By: _____
Brooks Firestone
Chair, Board of Supervisors

Date: _____

"CONTRACTOR"

Maino Construction Company Inc.
P.O. Box 1347
San Luis Obispo, CA 93406

By: TLN. [Signature] PRES
11/29/07

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