

MOHAWK RESTROOM REMODEL
AUTHORIZED CONTRACT AMENDMENT
COUNTY OF SANTA BARBARA, STATE OF CALIFORNIA

IN THE MATTER OF AMENDMENT OF CONTRACT)
WITH VERNON EDWARDS CONSTRUCTORS, INC.) AMENDMENT NO. 2
FOR THE MOHAWK RESTROOM REMODEL)
CACHUMA LAKE, CA)

WHEREAS, the County of Santa Barbara (COUNTY) and VERNON EDWARDS CONSTRUCTORS, INC. (CONTRACTOR), 900 E. Main St., Santa Maria, CA, 93454, entered into a contract dated January 4, 2011, for the amount of TWO HUNDRED NINETY-FIVE THOUSAND FOUR HUNDRED TWENTY DOLLARS AND ZERO CENTS (\$295,420.00) for the Mohawk Restroom Remodel, Project Number 8714, Cachuma Lake, California; and

WHEREAS, it has been deemed necessary by the COUNTY to make the following alterations known as Amendment No. 2, which is a discretionary change order requiring approval by the Board of Supervisors, for a total of TWELVE THOUSAND THREE HUNDRED TWENTY-NINE DOLLARS AND SIXTY CENTS (\$12,329.60) and a forty-two (42) working day time acceleration to the Contract period, reducing the contract period from one hundred twenty (120) working days to seventy-eight (78) working days; and

WHEREAS, CONTRACTOR will perform the alterations stated in "Exhibit A" and attached hereto, for a total addition of TWELVE THOUSAND THREE HUNDRED TWENTY-NINE DOLLARS AND SIXTY CENTS (\$12,329.60) and a forty-two (42) working day time acceleration to the Contract period.

NOW, THEREFORE, the Agreement is amended to increase the contract amount by TWELVE THOUSAND THREE HUNDRED TWENTY-NINE DOLLARS AND SIXTY CENTS (\$12,329.60) for a new contract amount as follows:

Section 1:

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

5. PAYMENT: As full compensation for furnishing all labor, supervision, overhead, materials and equipment and for doing all the work completed and embraced in this Agreement and subject to adjustments and liquidated damages, if any, as provided in the Contract Documents, the base amount to be paid to the CONTRACTOR for satisfactory completion of all requirements of the Contractor under this Agreement is and shall be TWO HUNDRED NINETY-FIVE THOUSAND FOUR HUNDRED TWENTY DOLLARS AND ZERO CENTS (\$295,420.00), plus Amendment No. 1 for FOURTEEN THOUSAND FIVE HUNDRED EIGHTEEN DOLLARS AND FORTY-ONE CENTS, (\$14,518.41), plus Amendment No. 2 for TWELVE THOUSAND THREE HUNDRED TWENTY-NINE DOLLARS AND SIXTY CENTS (\$12,329.60) for a total Contract amount of THREE HUNDRED TWENTY-TWO THOUSAND TWO HUNDRED SIXTY-EIGHT DOLLARS AND ONE CENT (\$322,268.01), to be paid as provided in the Contract Documents dated January 4, 2011. The CONTRACTOR assumes and will provide against any and all loss or damage arising out of the nature of the work undertaken, or from the action of the elements, or from any unforeseen difficulties or obstructions which may arise or be encountered in the prosecution of the work until its acceptance by the COUNTY, and assumes any and all expenses incurred by or in consequence of suspension or discontinuance of the work, for well and faithfully completing the work and the whole thereof, in the manner and to the requirements of the Contract and directions of the County Representative, hereunder. The COUNTY will have the right to audit the Contractor's project records. Records must be made available in a form satisfactory to the Santa Barbara County Auditor-Controller.

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 A," incorporated by this reference and attached hereto.

2. WORK

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 Vernon Edwards Constructors, Inc. All other sections of the Agreement between the parties shall remain in full force and effect.

Summary of Contract Compensation and Time Alterations:

Original Contract amount	\$ 295,420.00
Amendment No. 1 (Change Orders 1-6) previously executed	\$ 14,518.41
Amendment No. 2 (Change Order No. 7)	<u>\$ 12,329.60</u>
Total Revised Contract amount	\$ 322,268.01
Original Contract Completion Date	July 27, 2011
Total number of working days <u>subtracted</u> , Amendment No. 2	Forty-two (42)
Revised Contract Completion Date	May 27, 2011

IN WITNESS HEREOF, the parties have executed this Agreement to be effective on the date executed by County.

COUNTY

By: _____

Chair, Board of Supervisors
County of Santa Barbara

ATTEST:
CHANDRA L. WALLAR
CLERK OF THE BOARD

By: _____
Deputy

CONTRACTOR
VERNON EDWARDS CONSTRUCTORS, INC.

By: _____
Todd Edwards, Vice President

APPROVED AS TO FORM:
DENNIS A. MARSHALL,
COUNTY COUNSEL

By: _____
Deputy County Counsel

APPROVED AS TO ACCOUNTING FORM:
ROBERT W. GEIS, CPA
AUDITOR-CONTROLLER

By: _____
Deputy

APPROVED AS TO FORM:
RAY AROMATORIO
RISK PROGRAM ADMINISTRATOR

By: _____
Risk Manager

Dpt: 052 Fund 0030 Program 1930 Account 8700 Area 2041 Proj 8625

MOHAWK RESTROOM REMODEL
Project No. 8714
Amendment No. 2

MOHAWK RESTROOM REMODEL
PROJECT NO. 8714
AMENDMENT NO. 2

EXHIBIT A

Scope of Work Modifications per Amendment #2 dated May 2, 2011		
CO #7	Accelerated schedule for substantial completion by May 27 th in order for restroom/shower use by Memorial Day weekend. Liquidated damages will be charged per each working day contractor does not have restrooms available after the May 27 th schedule is due up to the change order amount through July 27, 2011. After July 27, 2011 (original contract completion date), liquidated damages will resume if project is not completed at that time.	\$12,329.60
	TOTAL:	\$12,329.60