

NEW CUYAMA FAMILY RESOURCE CENTER & LIBRARY, MODULAR WORK
AUTHORIZED CONTRACT AMENDMENT
COUNTY OF SANTA BARBARA, STATE OF CALIFORNIA

IN THE MATTER OF AMENDMENT OF CONTRACT)
WITH ATLAS PERFORMANCE INDUSTRIES, INC.) AMENDMENT NO. 1
FOR THE NEW CUYAMA FAMILY RESOURCE CENTER)
AND LIBRARY, MODULAR WORK)
NEW CUYAMA, CA)

WHEREAS, the County of Santa Barbara (COUNTY) and ATLAS PERFORMANCE INDUSTRIES, INC. (CONTRACTOR), 1916 West Stowell Road, Santa Maria, CA, 93458, entered into a contract agreement dated November 13, 2012 (AGREEMENT), for the amount of ONE HUNDRED THIRTY-SIX THOUSAND NINE HUNDRED SIXTY-ONE DOLLARS AND ZERO CENTS (\$136,961.00) for the New Cuyama Family Resource Center and Library, Modular Work, Project Number 8711, New Cuyama California; and

WHEREAS, it has been deemed necessary by the COUNTY'S Director of General Services (through his Designee, Celeste Manolas, Manager of Capital Projects Division), to alter the cumulative amount through Change Orders previously un-ratified by the Board (Exhibit B) totaling THREE THOUSAND SIX HUNDRED TWENTY DOLLARS (\$3,620.00) which were specified in writing and previously executed by the COUNTY and the CONTRACTOR; and

WHEREAS, the COUNTY has now received funding enabling award of alternates bid as part of the public bid, the following alternates known as the "FRC Modular Alternates", which exceeds the cumulative authority stipulated in 20142 of the California Public Contract Code thus requiring approval by the Board of Supervisors, for a total of TWO HUNDRED EIGHT THOUSAND NINE HUNDRED NINETY-THREE DOLLARS AND FORTY-TWO CENTS (\$208,993.42) and a One Hundred Fifty-Five (155) calendar day time extension to the Contract period; and

WHEREAS, CONTRACTOR will perform the alterations stated in "Exhibit A" and attached hereto, for a total addition of TWO HUNDRED EIGHT THOUSAND NINE HUNDRED NINETY-THREE DOLLARS AND FORTY-TWO CENTS (\$208,993.42) and a One Hundred Fifty-Five (155) calendar day time extension in the Contract period.

NOW, THEREFORE, all previous Change Orders executed by the Director of General Services (through his Designee, Celeste Manolas, Manager of Capital Projects Division) stated in "Exhibit B," incorporated by this reference and attached hereto, are herein ratified by the Board, and the AGREEMENT is amended to increase the cumulative amount by TWO HUNDRED TWELVE THOUSAND SIX HUNDRED THIRTEEN DOLLARS AND FORTY-TWO CENTS (\$212,613.42) for a new cumulative amount as follows:

Section 1:

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

2. WORK: Items of work to be performed by the CONTRACTOR shall include all items stated in "Exhibit A," **and** "Exhibit B" incorporated by this reference and attached hereto.

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

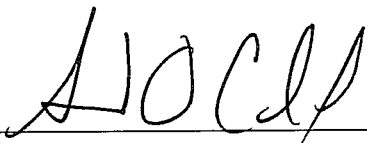
5. PAYMENT: As full compensation for furnishing all labor, supervision, overhead, materials and equipment and for doing all the work completed and embraced in this AGREEMENT and subject to adjustments and liquidated damages, if any, as provided in the Contract Documents, the base amount to be paid to the CONTRACTOR for satisfactory completion of all requirements of the Contractor under this AGREEMENT is and shall be ONE HUNDRED THIRTY-SIX THOUSAND NINE HUNDRED SIXTY-ONE DOLLARS AND ZERO CENTS (\$136,961.00), plus change orders 1-2 for THREE THOUSAND SIX HUNDRED TWENTY DOLLARS (\$3,620.00) plus Contract Amendment No. 1 for TWO HUNDRED TWELVE THOUSAND SIX HUNDRED THIRTEEN DOLLARS AND FORTY-TWO CENTS (\$212,613.42) for a total Contract amount of THREE HUNDRED FORTY-NINE THOUSAND FIVE HUNDRED SEVENTY-FOUR DOLLARS AND FORTY-TWO CENTS (\$349,574.42), to be paid as provided in the Contract Documents dated August 22, 2012. The CONTRACTOR assumes

Summary of Contract Compensation and Time Alterations:

Original Contract amount	\$136,961.00
Change orders 1-2 (Exhibit B, previously executed; ratified herein)	\$ 3,620.00
FRC Modular Alternates (Exhibit "A")	<u>\$208,993.42</u>
Total Amendment No. 1	\$212,613.42
Total Contract after this Amendment	\$349,574.42
Original Contract Completion Date	April 17, 2013
Total number of days extension issued to date	Zero (0)
Current Contract Completion Date	April 17, 2013
Total number of days extension Amendment No. 1	One Hundred Fifty-Five (155)
Revised Contract Completion Date	September 19, 2013

IN WITNESS WHEREOF, the parties have executed this Amendment No. 1 to be effective on the date executed by COUNTY.

COUNTY

By: 

SALUD CARBAJAL, CHAIR
BOARD OF SUPERVISORS

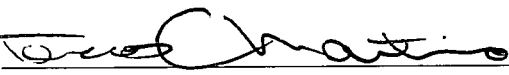
ATTEST:

CHANDRA L. WALLAR
CLERK OF THE BOARD

By: 
Deputy

CONTRACTOR

Atlas Performance Industries, Inc. (aka API)

By: 
Ted Martino, President
1916 West Stowell Road
Santa Maria, CA 93458
License No.: 546940 Class B

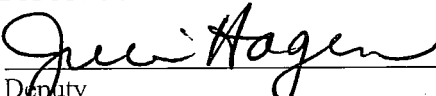
APPROVED AS TO FORM:

DENNIS A. MARSHALL,
COUNTY COUNSEL

By: 
Deputy County Counsel

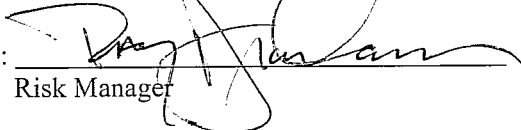
APPROVED AS TO ACCOUNTING FORM:

ROBERT W. GEIS, CPA
AUDITOR-CONTROLLER

By: 
Deputy

APPROVED AS TO FORM:

RAY AROMATORIO, ARM, AIC
RISK MANAGER

By: 
Risk Manager

Dept. 063

Fund ~~1950~~

0030

Program 1230



Account 8700

Project 8711

NEW CUYAMA FAMILY RESOURCE CENTER & LIBRARY, MODULAR WORK
PROJECT NO. 8711
AMENDMENT NO. 1

EXHIBIT A

FRC Modular Alternates

Alternate 2A, Option A	Phase 2, completion of the FRC portion of the facility: - provide custom re-manufacture of remaining (4) of the (6) existing modular units relocated and stored in Phase 1, for use as the new Phase 2 Family Resource Center (FRC) 4-module addition to the Phase 1 Library building. Provide transportation and installation on the site near the intersection of Hwy. 166 and Newsome St. in New Cuyama, CA.	\$229,900.00
Alternate 2B	Delete components of the Phase 2 FRC interior tele-communication system infrastructure, including the interior tele-com cabinet, complete Cat-6 cabling, patch panels and jacks from the Modular Manufacturer's scope of work. Refer to Reference Notes on Phase 1 Site electrical Floor plan for other tele-comm system work to remain as part of the base bid scope of work.	(\$3,500.00)
Alternate 2C	Delete the (2) Phase 2 FRC pre-engineered entry canopies at entrance doors P201 and P205/P206, including wall flashings, gutters, downspouts, wood facings, painting and footings	(\$16,000.00)
Alternate 2D	Delete optional skirting at FRC ramps/stairs.	(\$1,300.00)
Allocation	Reduce \$106.58 allowance for other purposes as defined by the County to zero.	(\$106.58)
	TOTAL:	\$208,993.42

NEW CUYAMA FAMILY RESOURCE CENTER & LIBRARY, MODULAR WORK
PROJECT NO. 8711
AMENDMENT NO. 1

EXHIBIT B

Change Orders Previously Awarded

Change Order	1	Add 5/8" tongue and groove floor decking over existing 5/8" floor deck	\$ 2,945.00
Change Order	2	add 3" in height to ramp, step & skirting height. Add 36" in length to ADA ramps. Phase 1 only	<u>\$ 675.00</u>
TOTAL:			\$ 3,620.00