

Santa Barbara Veterans Clinic HVAC Replacement Project.
Project No. J02030
Amendment No. 1

Santa Barbara Veterans Clinic HVAC Replacement Project
AUTHORIZED CONTRACT AMENDMENT
COUNTY OF SANTA BARBARA, STATE OF CALIFORNIA

IN THE MATTER OF AMENDMENT OF CONTRACT) BC 10137
WITH: Smith Electric Service,) AMENDMENT NO. 1
Santa Barbara Veterans Clinic HVAC Replacement)
Project # J02030, Santa Barbara , CA)
)

WHEREAS, the County of Santa Barbara (COUNTY) and Smith Electric Service (CONTRACTOR), 1340 W. Betteravia Rd, Santa Maria, Ca. 93455, entered into a contract dated June 2nd,2010 for the amount of Three Hundred Ninety Three Thousand Six Hundred Thirteen Dollars (\$393,613.00) for the Santa Barbara Veterans Clinic HVAC Replacement Project #J02030, Santa Barbara, California; and

WHEREAS, it has been deemed necessary by the County to make the following alterations known as Amendment No. 1, for a total of Twenty Seven Thousand Seven Hundred Sixty-One Dollars (\$27,761.00) ; and

WHEREAS, CONTRACTOR will perform the alterations stated in “Exhibit A” and attached hereto, for a total addition of Twenty Seven Thousand Seven Hundred Sixty-One Dollars (\$27,761.00)

NOW, THEREFORE, the Agreement is amended as follows:

Section 1:

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

5. \$421,374.00

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 of Three Hundred Ninety Three Thousand Six Hundred Thirteen Dollars (\$393,613.00) , plus Amendment No. 1 for Twenty Seven Thousand Seven Hundred Sixty One Dollars (\$27,761.00) for a total Contract amount of Four Hundred Twenty One Thousand Three Hundred Seventy-Four Dollars (\$421,374.00) to be paid as provided for in the Contract Documents. 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. The form of record keeping shall be subject to approval by COUNTY.

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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.

Paragraph 11 of said Contract is hereby amended to read as follows:

The work to be done under this Agreement shall be completed within 131 calendar days after execution of this Agreement. As soon as practicable after the Contract has been executed by both the CONTRACTOR and the COUNTY, a Notice to Proceed will be issued by the County Representative stating the starting date of the Contract time. The CONTRACTOR shall begin work within fifteen (15) calendar days after receiving the Notice to Proceed, unless otherwise provided. Attention is directed to the provisions of this Agreement pertaining to Liquidated Damages for failure to complete the work within the allowed time. The scope of work shall include those items set forth in Amendment No. 1, Exhibit "A," incorporated herein by reference.

Section 2:

This Contract Amendment, along with the consent of the CONTRACTOR attached hereto, shall constitute a contract between the County of Santa Barbara and Smith Electric Service. 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>\$393,613.00</u> |
| Amount of Amendment No. 1 | <u>\$ 27,761.00</u> |
| Total Amended Contract Amount before this Amendment | <u>\$393,613.00</u> |
| Total Contract after this Amendment | <u>\$421,374.00</u> |
| Original Contract Completion Date | <u>09/12/2010</u> |
| Total number of days extension Amendment No. 1 | <u>71</u> |
| Revised Contract Completion Date before this Amendment | <u>11/01/2010</u> |
| Revised Contract Completion Date after this Amendment | <u>11/21/2011</u> |

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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 _____, 2011

ATTEST:
CHANDRA L. WALLAR
CLERK OF THE BOARD

By: _____
Deputy

APPROVED AS TO FORM:
DENNIS MARSHAL
COUNTY COUNSEL

By: _____
Michael Ledbetter, Senior Deputy
County Counsel

APPROVED AS TO FORM:

Ray Aromatorio, ARM, AIC
County Risk Manager

"COUNTY"
COUNTY OF SANTA BARBARA

By: _____
Chair, Board of Supervisors

Date: _____

SMITH ELECTRIC SERVICE.

By: _____

IRS No. _____

License # _____

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

By: _____
Deputy Auditor-Controller

Dept Account Fund Program
063 7671 0001 1225

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PROJECT NO. J02030
CONTRACT AMENDMENT NO. 1

EXHIBIT “ A ”

Constructive Change Order # 1

Work Performed: Costs for additional labor and materials to install new structural curbs to attach the new HVAC units to. Also a credit of \$800.00 for deletion of duct testing requirement. Total: \$ 15,745.00

Constructive Change Order # 2

Work Performed: Costs for additional labor and materials to replace 13 additional ducting elbows found to be in un-serviceable condition. Total: \$ 12,016.00

TOTAL \$ 27,761.00