

EMERGENCY OPERATIONS CENTER  
AUTHORIZED CONTRACT AMENDMENT  
COUNTY OF SANTA BARBARA, STATE OF CALIFORNIA

IN THE MATTER OF AMENDMENT OF CONTRACT	)	
WITH MELCHIORI CONSTRUCTION COMPANY INC.	)	AMENDMENT NO. 3
FOR THE EMERGENCY OPERATIONS CENTER	)	
SANTA BARBARA, CA	)	

WHEREAS, the County of Santa Barbara (COUNTY) and MELCHIORI CONSTRUCTION COMPANY, INC. (CONTRACTOR), 809 De La Vina Street, Santa Barbara, CA, 93101, entered into a contract dated January 15, 2010, for the amount of THREE MILLION FIVE HUNDRED EIGHTY-SIX THOUSAND THIRTEEN DOLLARS AND ZERO CENTS (\$3,586,013.00) for the Emergency Operations Center, Project Number 8666, Santa Barbara California; and

WHEREAS, the General Conditions permit alterations in the cumulative amount not to exceed that stipulated in 20142 of the California Public Contract Code, or \$150,000 for this contract, provided they are specified in writing, and are agreed upon by the CONTRACTOR and the Director of the General Services Department or his Designee; and

WHEREAS, it has been deemed necessary by the COUNTY'S Director of General Services Designee, Grady Williams, P.E., Manager of Capital Projects Division, to alter the cumulative amount through Change Orders (Exhibit B) totaling NINETY SEVEN THOUSAND TWO HUNDRED NINETY EIGHT, (\$97,298.00) which were specified in writing and previously agreed upon by the COUNTY and the CONTRACTOR; and

WHEREAS, it has been deemed necessary by the COUNTY to make the following alterations known as Contract Amendment No. 3, which is a discretionary change requiring approval by the Board of Supervisors, for a total of FIFTEEN THOUSAND TWO HUNDRED

FOURTEEN DOLLARS AND NINETY EIGHT CENTS (\$15,214.98) and a Zero (0) calendar day time extension in the Contract period; and

WHEREAS, CONTRACTOR will perform the alterations stated in "Exhibit A" and attached hereto, for a total addition of FIFTEEN THOUSAND TWO HUNDRED FOURTEEN DOLLARS AND NINETY EIGHT CENTS (\$15,214.98) and a Zero (0) calendar day time extension in the Contract period.

NOW, THEREFORE, the Agreement is amended to increase the cumulative amount by FIFTEEN THOUSAND TWO HUNDRED FOURTEEN DOLLARS AND NINETY EIGHT CENTS (\$15,214.98) for a new cumulative 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 THREE MILLION FIVE HUNDRED EIGHTY-SIX THOUSAND THIRTEEN DOLLARS AND ZERO CENTS (\$3,586,013.00), plus Contract Amendment No. 1 for FIVE THOUSAND NINE HUNDRED FOURTEEN DOLLARS AND ZERO CENTS (\$5,914.00) plus Contract Amendment No. 2 for FIVE HUNDRED TWENTY-EIGHT THOUSAND ONE HUNDRED SEVENTY DOLLARS AND NINETY CENTS (\$528,170.90) plus change orders 3 through 11 for NINETY SEVEN THOUSAND TWO HUNDRED NINETY EIGHT DOLLARS (\$97,298.00) plus Contract Amendment No. 3 for FIFTEEN THOUSAND TWO HUNDRED FOURTEEN DOLLARS AND NINETY EIGHT CENTS (\$15,214.98) for a total Contract amount of FOUR MILLION TWO HUNDRED THIRTY TWO THOUSAND SIX HUNDRED TEN DOLLARS AND EIGHTY EIGHT CENTS (\$4,232,610.88), to be paid as provided in the Contract Documents dated October 26, 2009. 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 Melchiori Construction Company, 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	<u>\$3,586,013.00</u>
Amount of Amendment No. 1 (previously executed)	<u>\$5,914.00</u>
Amount of Amendment No. 2 (previously executed)	<u>\$528,170.90</u>

EMERGENCY OPERATIONS CENTER  
Project No. 8666  
Amendment No. 3

Change Orders 3 – 11 (previously executed)	<u>\$97,298.00</u>
Total Altered Contract Amount Before this Amendment	<u>\$4,217,395.90</u>
Amount of Amendment No. 3	<u>\$15,214.98</u>
Total Contract after this Amendment	<u>\$4,232,610.88</u>
Original Contract Completion Date	January 10, 2011
Total number of days extension issued to date	Fifty Nine (59)
Current Contract Completion Date	March 11, 2011
Total number of days extension Amendment No. 3	Zero (0)
Revised Contract Completion Date	March 11, 2011

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 \_\_\_\_\_, 2010

**"CONTRACTOR":**  
MELCHIORI CONSTRUCTION COMPANY

  
Jeff Crocker, Contractor's Representative

Address: 809 De La Vina St  
City/State/Zip: Santa Barbara, CA 93101  
License #: B - 609668  
IRS#: 77-0260661

**"COUNTY"**

County of Santa Barbara

**ATTEST:**

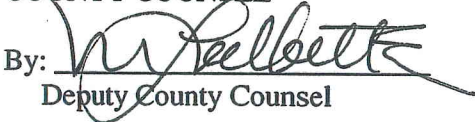
By: \_\_\_\_\_

MICHAEL F. BROWN  
CLERK OF THE BOARD

CHAIR  
BOARD OF SUPERVISORS  
County of Santa Barbara

By: \_\_\_\_\_  
Deputy Clerk of the Board


**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 Auditor-Controller

**APPROVED AS TO FORM:**  
RAY AROMATORIO  
RISK PROGRAM ADMINISTRATOR

By: 

Dept 063

Line Item 8200

Fund 0030

Program 1930

Project 8666

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PROJECT NO. 8666  
AMENDMENT NO. 3

EXHIBIT A

Scope of Work Modifications per Amendment #3 dated August 12, 2010		
1.	Changes reflected in bulletins #2 and #3 and per PCO 36R1 for additional west lighting, electrical modifications, panels, and accessories associated with west and east hookups to allow coach plug ins, changes to lighting in incident management room, grounding and other minor electrical modifications included in the bulletins.	\$15,214.98
	<b>TOTAL:</b>	<b>\$15,214.98</b>

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EXHIBIT B

**Change Orders Previously Awarded:**

change order	3	site condition issues including soils work during grading and time extension accordingly	\$	55,995.00
change order	4	additional IT pullboxes, additional comm conduit,	\$	6,481.00
change order	5	credit for deleted restroom accessories, additional microwave tower conduits, additional electrical conduits	\$	5,620.00
change order	6	fiber optics pullboxes, SCE pullboxes	\$	5,300.00
change order	7	unforeseen soils work, credit for locker changes	\$	2,416.00
change order	8	verizon pullboxes and grounding	\$	4,509.00
change order	9	excavation of unforeseen rock, bollard galvanizing, gas point of connection extension, relocation of storm drain to avoid oak trees	\$	8,643.00
change order	10	sleeves to allow incident management room connectivity to add alt area, roof stanchion modifications for future dishes	\$	1,422.00
change order	11	roof curb for smoke filtration unit, metal lath @ masonry wall,	\$	6,912.00
TOTAL:			\$	97,298.00

