

2009 ARRA MISCELLANEOUS CONCRETE REPAIR IN OLD TOWN ORCUTT, IN THE  
FOURTH SUPERVISORIAL DISTRICT OF SANTA BARBARA COUNTY  
PROJECT 820620  
AUTHORIZED CONTRACT AMENDMENT  
COUNTY OF SANTA BARBARA, STATE OF CALIFORNIA

IN THE MATTER OF AMENDMENT OF CONTRACT )  
WITH ELEVATION GENERAL ENGINEERING ) AMENDMENT NO. 1  
CONSTRUCTION COMPANY, INC. )  
FOR THE 2009 ARRA MISCELLANEOUS CONCRTE )  
REPAIR IN OLD TOWN ORCUTT, IN THE FOURTH )  
SUPERVISORIAL DISTRICT )  
PROJECT 820620 – CONTRACT NUMBER BC 10-132 )

WHEREAS, the County of Santa Barbara (COUNTY) and ELEVATION GENERAL ENGINEERING CONSTRUCTION, INC. (CONTRACTOR), 2333 A STREET, SANTA MARIA, CA 93455, entered into a contract dated April 13, 2010, for the amount of ONE HUNDRED FIFTY EIGHT THOUSAND, FIFTY TWO DOLLARS AND SEVENTY FIVE CENTS (\$158,052.75) for the Construction of 2009 ARRA Miscellaneous Concrete Repair in Old Town Orcutt, Project Number 820620, in the Fourth Supervisorial District of Santa Barbara County; and

WHEREAS, it has been deemed necessary by the County to make the following alterations known as Amendment No. 1, for a total of SIXTY THREE THOUSAND EIGHT HUNDRED SIXTY FIVE DOLLARS (\$63,865.00); and

WHEREAS, CONTRACTOR will perform the alterations stated in Exhibit “A” and attached hereto, for a total of SIXTY THREE THOUSAND EIGHT HUNDRED SIXTY FIVE DOLLARS (\$63,865.00).

NOW, THEREFORE, the Agreement is amended as follows:

Section 1:

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

2. WORK

Additional items of work performed by the CONTRACTOR shall include all items stated in “Exhibit A,” incorporated by this reference and attached hereto.

Section 2:

Paragraph 18 of said Contract is hereby amended to read as follows:

18. 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 including Section 17 Supplemental Work of this agreement is and shall be; ONE HUNDRED FIFTY EIGHT THOUSAND, FIFTY TWO DOLLARS AND SEVENTY FIVE CENTS (\$158,052.75), and as shown on the Engineer’s Estimate below, plus Amendment No. 1 for SIXTY THREE THOUSAND EIGHT HUNDRED SIXTY FIVE DOLLARS (\$63,865.00) for a total contract amount of TWO HUNDRED TWENTY ONE THOUSAND, NINE HUNDRED SEVENTEEN DOLLARS AND SEVENTY FIVE CENTS (\$221,917.75) to be paid as provided in the Contract Documents dated MARCH 23, 2010, and as designated in Change Orders. 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 according to the plans, specifications and Contract, and the requirements of the Engineer under them, to wit:

Section 3:

This Amendment, along with the consent of the CONTRACTOR attached hereto, shall constitute a contract between the COUNTY and Elevation General Engineering Construction, Inc.. All other sections of the Agreement between the parties shall remain in full force and effect.

Original Contract amount	<u>\$158,052.75</u>
Amount of Amendment No. 1	<u>\$63,865.00</u>
Total Contract amount after Amendment No. 1	<u>\$221,917.75</u>
Construction Start Date	May 24, 2010
Original Contract duration (in calendar days)	Forty Five (45)
Contract Completion Date	July 26, 2010

Dept 054 Fund 0016 Program 2720 Org Unit 0500 Account 7510 Project 820620 Area 4081

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 6<sup>th</sup> day of July, 2010

**“CONTRACTOR”:**

ELEVATION GENERAL ENGINEERING CONSTRUCTION, INC.

\_\_\_\_\_  
Dan Donovan  
President

Address: 2333 “A” Street  
City/State/Zip: Santa Maria, CA 93455  
License #: 761953  
IRS#: 77-0538279

**“COUNTY”**

County of Santa Barbara  
JANET WOLF, CHAIR  
BOARD OF SUPERVISORS

**ATTEST:**

MICHAEL F. BROWN  
CLERK OF THE BOARD

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

2009 ARRA Misc. Concrete Repair in Old Town Orcutt  
Project No. 820620  
Amendment No. 1

2009 ARRA MISCELLANEOUS CONCRETE REPAIR IN OLD TOWN ORCUTT, IN THE  
FOURTH SUPERVISORIAL DISTRICT OF SANTA BARBARA COUNTY  
PROJECT 820620  
AUTHORIZED CONTRACT AMENDMENT  
COUNTY OF SANTA BARBARA, STATE OF CALIFORNIA  
CONTRACT AMENDMENT NO. 1

EXHIBIT “A”

Scope of Work Modifications – per Construction Change Authorization dated June 11 , 2010		
1.	Delete Bid Item 4 – Cold Plane Asphalt Concrete Pavement (Full Width Grind Min. 0.15”to 0.80”)	<\$21,135.00>
2.	Extra Work at Force Account: On Clark Avenue Road within the existing project limits remove existing asphalt concrete to grades furnished by the Engineer. Remove and dispose of existing Class 2 Aggregate Base to a depth of 0.30’, and fill the resulting space with ½” Type B asphalt concrete.  All work shall be done in accordance with the applicable sections in the Contract Special Provisions and the CA Standard Specifications.  Labor, equipment and materials approved by the Engineer as necessary will be paid for in accordance with the provisions in Section 9-1.03 of the CA Standard Specifications.	\$85,000.00
	<b>TOTAL – CCA #1:</b>	<b>\$63,865.00</b>
	<b>TOTAL – AMENDMENT ONE:</b>	<b>\$63,865.00</b>