



**GENERAL SERVICES AGENCY  
CAPITAL PROJECTS  
COUNTY OF TULARE  
AGENDA ITEM**

**BOARD OF SUPERVISORS**

KUYLER CROCKER  
District One  
PETE VANDER POEL  
District Two  
AMY SHUKLIAN  
District Three  
J. STEVEN WORTHLEY  
District Four  
MIKE ENNIS  
District Five

**AGENDA DATE:**    October 23, 2018

Public Hearing Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Scheduled Public Hearing w/Clerk	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Published Notice Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Advertised Published Notice	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
County Counsel Sign-Off	Yes	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>
Meet & Confer Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Electronic file(s) has been sent	Yes	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>
Budget Transfer (Aud 308) attached	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Personnel Resolution attached	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Agreements are attached and signature line for Chairman is marked with tab(s)/flag(s)	Yes	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>

CONTACT PERSON: Maria Benavides    PHONE: 205-1124

**SUBJECT:**                    Completion of the Evidence and Forensics Building

**REQUEST(S):**

That the Board of Supervisors:

1. Accept the Evidence and Forensics Building as a substantially completed project.
2. Approve an Amendment to Agreement No. 28422 with Forcum Mackey to increase the contract amount by \$63,025.40, from \$3,602,643 to \$3,665,668.40.
3. Authorize the Chairman to sign the Notice of Completion.
4. Authorize the Chairman to sign the Agreement Amendment.
5. Direct the Clerk of the Board of Supervisors to record the Notice of Completion for the project with the office of the Tulare County Recorder.

**SUMMARY:**

On December 5, 2017, the Board approved Agreement No. 28422 with Forcum Mackey Construction for the Evidence and Forensics Building. The project consisted of the design and construction of a stand-alone single-story evidence processing and storage facility, and a stand-alone two-bay automotive processing garage. These new buildings were constructed adjacent to an existing County-owned facility located at 1105 S. O Street in Tulare. The existing building was also remodeled to be repurposed as the new Forensics Facility. Pursuant to the construction agreement, the contractor had until September 24, 2018 to substantially complete the project. The project was substantially complete on August 17, 2018.

The original contract amount was \$3,602,643. The proposed change order is \$63,025.40, or approximately 1.7% of the original contract amount, bringing the total

**SUBJECT:** Completion of the Evidence and Forensics Building

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construction cost to \$3,665,668.40.

The current proposed change order is summarized below:

PCO	Description	Amount	Purpose
1	Water Line	\$13,273.53	There was an undocumented water line that need to be re-routed to complete the project.
2	Concrete Correction – Recessed Doors	\$2,908.50	Existing doors had recessed concrete that drained towards the building.
3	CCD-001	-\$1,280.00	There were numerous adds and credits for various portions of the design-build work.
4	Moisture in Slab	\$4,626.66	The moisture test came back high and required a change in glue and prep work.
5	Concrete and Landscape	\$13,893.08	Changes were made to create pathways between the new and existing building.
6	Unisex Bathroom Sheet Vinyl	\$786.45	Repaired the damaged sheet vinyl flooring in the existing bathroom.
7	Shelving in Room 110	\$5,817.00	Additional shelving was added to the Evidence Storage Facility.
8	Shelving change and Additional Lighting	\$8,610.00	Two additional rows of lights were required to accommodate the additional shelving.
9	Chain Link Man Gate	\$630.00	Added a man gate to the fencing.
10	Carpet in Lt Office	\$1,870.58	Changed the old carpet to new.
11	Additional AC Paving	\$9,660.00	Added some paving to the south side of the building where staff parks.
12	Bark Deletion	-\$828.00	Deleted some of the bark landscaping to add concrete for the Sheriff's command buses to park.
13	VCT	\$1,260.00	Added vinyl composite flooring to some rooms that were bare concrete.
14	Additional Bark	\$1,797.60	The building had to shift to the south creating a need for additional bark on the north side of the Evidence building.
	<b>Total</b>	<b>\$63,025.40</b>	

**SUBJECT:** Completion of the Evidence and Forensics Building

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Upon completion, the Evidence and Forensics Building was inspected by the County Building Inspector, the Project Architect, Vanir Construction Management, and Capital Projects staff. The project is substantially complete with the exception of a few minor punch-list items. The five percent retention will be held until all punch-list items are complete.

It is requested that the Board accept the Evidence and Forensics Building as a substantially completed project; approve an amendment to Agreement No. 28422 with Forcum Mackey Construction to increase the contract amount by \$63,025.40; authorize the Chairman of the Board of Supervisors to sign the Notice of Completion and Agreement Amendment for the project; and direct the Clerk of the Board of Supervisors to record the Notice of Completion for the project with the office of the Tulare County Recorder.

**FISCAL IMPACT/FINANCING:**

The project is funded in the Capital Projects Fund 030-086-3200-8164.

**LINKAGE TO THE COUNTY OF TULARE STRATEGIC BUSINESS PLAN:**

The County's Strategic Plan includes the Safety and Security initiative to provide for the safety and security of the public. The Forensics and Evidence Project aligns with the initiative by providing improved facilities for serving the public.

**ADMINISTRATIVE SIGN-OFF:**



Kyle Taylor  
Capital Projects Coordinator III

cc: County Administrative Office

Attachment(s)

A - Project Notice of Completion

B - Agreement Amendment

**BEFORE THE BOARD OF SUPERVISORS  
COUNTY OF TULARE, STATE OF CALIFORNIA**

IN THE MATTER OF COMPLETION OF )  
THE EVIDENCE AND FORENSICS ) Resolution No. \_\_\_\_\_  
BUILDING ) Agreement No. \_\_\_\_\_  
)

UPON MOTION OF SUPERVISOR \_\_\_\_\_, SECONDED BY  
SUPERVISOR \_\_\_\_\_, THE FOLLOWING WAS ADOPTED BY THE  
BOARD OF SUPERVISORS, AT AN OFFICIAL MEETING HELD \_\_\_\_\_,  
BY THE FOLLOWING VOTE:

AYES:  
NOES:  
ABSTAIN:  
ABSENT:

ATTEST: MICHAEL C. SPATA  
COUNTY ADMINISTRATIVE OFFICER/  
CLERK, BOARD OF SUPERVISORS

BY: \_\_\_\_\_  
Deputy Clerk

\* \* \* \* \*

1. Accepted the Evidence and Forensics Building as a substantially completed project.
2. Approved an Amendment to Agreement No. 28422 with Forcum Mackey to increase the contract amount by \$63,025.40, from \$3,602,643 to \$3,665,668.40.
3. Authorized the Chairman to sign the Notice of Completion.
4. Authorized the Chairman to sign the Agreement Amendment.
5. Directed the Clerk of the Board of Supervisors to record the Notice of Completion for the project with the office of the Tulare County Recorder.

County of Tulare  
2800 West Burrel  
Visalia, CA 93291

## NOTICE OF COMPLETION

### NOTICE IS HEREBY GIVEN THAT:

1. The County of Tulare, a political subdivision of the State of California, is the owner of the work of improvement stated below.
2. The full address of the owner is: County of Tulare, 2800 W. Burrel Avenue, Visalia, California, 93291
3. The County of Tulare, a public agency, owns the hereinafter described work of improvement.
4. No other person(s) or corporation(s) owns any interest therein.
5. The name of the project is the Evidence and Forensics Building at 1105 S. O Street, Tulare, CA 93274.
6. On the 23rd day of October, 2018 the Board of Supervisors of Tulare County in Resolution Number \_\_\_\_\_ accepted as substantially complete the work of improvement in Tulare County Agreement Number 28422 for the project identified above.
7. The name of the contractor for the work of improvement described in Tulare County Agreement Number 28214 is Forcum Mackey Construction. The contractor's address is 15695 Jasmine Ave., Ivanhoe, CA 93235.
8. The project was located at 1105 S. O Street, Tulare, County of Tulare, State of California.

The undersigned affirms that he is authorized to execute this Notice of Completion for the County of Tulare, that he has read the foregoing Notice, knows the contents hereof and that the facts stated herein are true; that he executes this Notice on behalf of and pursuant to the authorization of the Board of Supervisors of the County of Tulare.

COUNTY OF TULARE  
BOARD OF SUPERVISORS

\_\_\_\_\_  
Chairman of the Board

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California

County of Tulare

Subscribed and sworn to (or affirmed) before me on this \_\_\_\_\_ day of \_\_\_\_\_, 2018, by \_\_\_\_\_, proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.

Date: \_\_\_\_\_

\_\_\_\_\_  
Notary Signature

**FIRST AMENDMENT TO  
TULARE COUNTY AGREEMENT NO. 28422**

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**THIS FIRST AMENDMENT** ("Amendment") to Tulare County Agreement Number 28422 (the "Agreement") is entered into by and between the **COUNTY OF TULARE** ("COUNTY") and **Forcum Mackey Construction** ("CONTRACTOR") as of October 23, 2018, with reference to the following:

- A. The COUNTY and CONTRACTOR entered into the Agreement on December 5, 2017, for the purpose of providing construction services for the Evidence and Forensics Building;
- B. COUNTY and CONTRACTOR now wish to amend the Agreement in order to provide additional construction services for the Evidence and Forensics Building.

**ACCORDINGLY, COUNTY and CONTRACTOR** agree as follows:

1. Article IV: Contract Sum of the Agreement is hereby revised to read as follows:

The County shall pay the Contractor in current funds for the performance of the Work, subject to additions and deductions by Change Order or as otherwise provided in the Contract Documents, a stipulated Sum of \$3,665,668.40.

3. This First Amendment becomes effective as of October 23, 2018.
4. Except as provided above, all other terms and conditions of the Agreement shall remain in full force and effect.

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**FIRST AMENDMENT TO  
TULARE COUNTY AGREEMENT NO. 28422**

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**THE PARTIES**, having read and considered the above provisions, indicate their agreement by their authorized signatures below.

**Forcum Mackey Construction**

Date \_\_\_\_\_

By \_\_\_\_\_

Print Name \_\_\_\_\_

Title \_\_\_\_\_

Date \_\_\_\_\_

By \_\_\_\_\_

Print Name \_\_\_\_\_

Title \_\_\_\_\_

[Pursuant to Corporations Code section 313, County policy requires that contracts with a Corporation be signed by both (1) the chairman of the Board of Directors, the president or any vice-president (or another officer having general, operational responsibilities), and (2) the secretary, any assistant secretary, the chief financial officer, or any assistant treasurer (or another officer having recordkeeping or financial responsibilities), unless the contract is accompanied by a certified copy of a resolution of the corporation's Board of Directors authorizing the execution of the contract. Similarly, pursuant to California Corporations Code section 17703.01, County policy requires that contracts with a Limited Liability Company be signed by at least two managers, unless the contract is accompanied by a certified copy of the articles of organization stating that the LLC is managed by only one manager.]

**COUNTY OF TULARE**

Date \_\_\_\_\_

By \_\_\_\_\_

Chairman, Board of Supervisors

ATTEST: MICHAEL C SPATA  
County Administrative Officer/Clerk of the Board  
of Supervisors of the County of Tulare

By \_\_\_\_\_  
Deputy Clerk

Approved as to Form:  
County Counsel

By \_\_\_\_\_  
Deputy

Matter # \_\_\_\_\_