

RECEIVED

City of South Gate

Item No. 19

CITY COUNCIL

FEB 20 2019

CITY OF SOUTH GATE
OFFICE OF THE CITY MANAGER

3:10pm

AGENDA BILL

For the Regular Meeting of: February 26, 2019

Originating Department: Public Works

Department Director:

Arturo Cervantes
Arturo Cervantes

City Manager:

Michael Flad
Michael Flad

SUBJECT: NOTICE OF COMPLETION FOR THE SOUTH GATE POLICE DEPARTMENT WELLNESS CENTER, CITY PROJECT NO. 552-ARC

PURPOSE: Construction of the South Gate Police Department Wellness Center (Project) is complete and the retention payment to the contractor is due. Section 7107 of the Public Contract Code requires the City to accept completion of the project and issue public notice of such, prior to releasing the retention payment.

RECOMMENDED ACTIONS:

- a. Accept completion of construction of the South Gate Police Department Wellness Center, City Project No. 552-ARC, effective January 4, 2019; and
- b. Direct the City Clerk to file a Notice of Completion with Los Angeles County Recorder's Office.

FISCAL IMPACT: The total Project budget was \$460,000 and funded with Asset Forfeiture Funds, in Account No. 100-501-21-9100. The table below summarizes the budget:

Project Component	Account No. 100-501-21-9100
Final Design Costs	\$42,610
Original Contract Amount	\$318,187
Change Order No. 1	\$3,463
Change Order No. 2	-\$12,241
Change Order No. 3	\$4,447
Change Order No. 4	-\$19,695
Final Contract Total	\$294,161
*Final Project Management & Inspection	\$15,000
Project Total	\$351,771

*This is an estimated amount. Staffing cost will continue to be incurred to fund project close out activities, such as processing final payment and releasing retention payment.

ALIGNMENT WITH COUNCIL GOALS: This Project meets the City Council's goal for "Continuing Infrastructure Improvements of City Amenities & Enhancements." The goal identified in the 2018/19 Work Program is to complete the construction of the Wellness Center.

ANALYSIS: The Public Contract Code establishes requirements that the City must abide to prior to releasing the final payment on construction projects. The Notice of Completion provides written notice

to concerned parties that all work on the project has been completed. The Notice of Completion initiates the period within which concerned parties may exercise their lien rights for the work they performed on the project. The City may use a part or all of the retention payment to settle any liens exercised against the City.

BACKGROUND: This project is the second of two projects that were implemented to optimize the design of the Emergency Operations Center and the Wellness Center. These two facilities used to share space in the basement of the South Gate Police Department. The basement has since been converted to a dedicated Emergency Operations Center. The new Wellness Center was constructed under the subject project.

The project entailed converting an existing one-story storage area to a one-story wellness center. The project entailed constructing a new building structure fully equipped with utilities. The building features an open exercise space, gym equipment and a restroom.

Inclusive of the four owner-initiated change orders, the final contract amount is \$294,161. These Contract Change Orders resulted in a credit to the City in the amount of \$24,026. All Contract Change orders were approved administratively in accordance with South Gate Municipal Code Section 1.54.610, with a summary following:

- Contract Change Order No. 1 was approved on July 30, 2018, in the amount of \$3,463. This change order was to construct a 7" curb footing to adjust the grade outside the building.
- Contract Change Order No. 2; is a credit to the City in the amount of \$12,241, for addition and deletion of certain bid items from the contract. For example, deletion of training equipment and addition of LED light fixtures.
- Contract Change Order No. 3 was approved on September 27, 2018, in the amount of \$4,447 to construct additional electrical outlets inside the building.
- Contract Change Order No. 4 is a credit to the City in the amount of \$19,695, for adjustment of final quantities in the bid items.

On May 8, 2018, the City Council approved Contract No. 3440 with R S Construction and Development Inc., in the amount of \$318,187 for the construction of the South Gate Police Department Wellness Center, City Project No. 552-ARC. Construction began on May 23, 2018, and was field accepted as completed by City staff on January 4, 2019. The final construction cost was in the amount of \$294,161.

Staff delivered the project \$108,229 below the \$460,000 budget.

ATTACHMENTS: A. Notice of Completion
B. Contract Change Order No. 1 to 4

ES:lc

RECORDING REQUESTED BY

AFTER RECORDING MAIL TO

CITY CLERK OFFICE
CITY OF SOUTH GATE
8650 CALIFORNIA AVENUE
SOUTH GATE, CA 90280

SPACE ABOVE THIS LINE FOR RECORDER'S USE

NOTICE OF COMPLETION

NOTICE is hereby given that:

- 1 The undersigned is owner of the interest stated below in the property hereinafter described;
- 2 The NAME (including that of the undersigned), ADDRESS and NATURE OF TITLE of every person owning any interest in such property is as follows:

FULL NAME	FULL ADDRESS	NATURE OF TITLE
City of South Gate	8650 California Avenue South Gate, CA 90280	In Fee

- 3 The names and addresses of the transferors of the undersigned owner: (to be shown if the undersigned is a successor in interest of the owner who caused the improvement to be constructed, etc.)
- 4 A work of improvement on the property hereinafter described was COMPLETED ON Jan. 4, 2019
- 5 The name of the CONTRACTOR, if any, for such work of improvement was **RS Construction and Development Inc.**
1042 N. Mountain Avenue, Ste B-552, Upland, CA 91786
- 6 The property on which said work of improvement was completed is in the City of South Gate, County of Los Angeles, State of California, and is described as follows:

SOUTH GATE POLICE DEPARTMENT WELLNESS CENTER, CITY PROJECT NO. 552-ARC

- 7 The street and address of said property is: 8620 California Avenue Dated: February 26, 2019
- 8 Signature of _____ }

Owner or Owners

María Belén Bernal, Mayor, City of South Gate

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 LOS ANGELES } SS

Subscribed and sworn to (or affirmed) before me on this _____ day of _____,
20____, by _____, proved to me on the basis of satisfactory
evidence to be the person(s) who appeared before me.

Signature: _____

Place Notary Seal Above

**CITY OF SOUTH GATE
Public Works Department**

CONTRACT CHANGE ORDER NO. 4

Date: 12/5/2018

**PROJECT DESCRIPTION:
POLICE DEPARTMENT WELLNESS CENTER PROJECT**

PROJECT NO: 552-ARC

PURCHASE ORDER NO: 000 4667

**CONTRACTOR: RS CONSTRUCTION & DEVELOPMENT
CONTRACT #: 3440**

DESCRIPTION OF CHANGES AND/OR EXTRA WORK:

The Contractor is hereby directed to make the hereto described changes from the plans and specifications and/or perform the following described work not included in the Plans and Specifications for this project.

ITEM	U/M	QUANTITY	UNIT PRICE	TOTAL
9	EA	-2	\$250.00	(\$500.00)
14	SF	-220	\$6.00	(\$1,320.00)
15	SF	-220	\$10.00	(\$2,200.00)
27	SF	-85	\$15.00	(\$1,275.00)
28	SF	-485	\$6.00	(\$2,910.00)
29	SF	-110	\$15.00	(\$1,650.00)
32	SF	-180	\$4.00	(\$720.00)
33	SF	-400	\$5.00	(\$2,000.00)
34	SF	-145	\$5.00	(\$725.00)
35	SF	-145	\$4.00	(\$580.00)
45	EA	-4	\$350.00	(\$1,400.00)
58	EA	-1	\$1,200.00	(\$1,200.00)
59	EA	1	\$950.00	\$950.00
72	LS	1	-\$4,165.00	(\$4,165.00)
TOTAL ESTIMATED PRICE FOR THIS CHANGE ORDER:				(\$19,695.00)

This document shall become an amendment to the Contract and all provisions of the Contract will apply hereto. This Change Order constitutes a complete and final resolution of all claims of the Contractor for additional time or additional compensation related to or affected by work that is the subject of this Change Order. Quantities of items other than Lump Sum are not to exceed the amounts indicated.

JUSTIFICATION:

- Bid Item No. 9: No longer required.
- Bid Item No. 14: Actual quantity measured at the site is 1,180 SF
- Bid Item No. 15: Actual quantity measured at the site is 1,180 SF
- Bid Item No. 27: Actual quantity measured at the site is 65 SF
- Bid Item No. 28: Actual quantity measured at the site is 115 SF
- Bid Item No. 29: Actual quantity measured at the site is 115 SF
- Bid Item No. 32: Actual quantity measured at the site is 200 SF
- Bid Item No. 33: Actual quantity measured at the site is 200 SF
- Bid Item No. 34: Actual quantity measured at the site is 65 SF
- Bid Item No. 35: Actual quantity measured at the site is 65 SF
- Bid Item No. 49: Only one Audio Visual shelf is required. Bid Item is therefore reduced by four. (-4)
- Bid Item No. 58: Only one unit is installed, Bid Item is therefore reduced by one. (-1)
- Bid Item No. 59: Original bid schedule identified one, a unit correction of one (1) is required to provide proper exterior lighting.
- Bid Item No. 72: Bid item originally included the trenching (removing of soil, asphalt, and concrete), installation and connection of new copper pipe, recompact soil, and installing new asphalt and concrete. The new water line would have connected to the existing Police Department Building located west of the project site. In lieu of the original bid item work description, the new water line will connect to a water meter located on San Antonio Ave adjacent to the Police Department parking gate, and will be installed concurrently with the sewer lateral. By sharing the sewer lateral trench the contractors scope is reduced by 70% and equating to a cost of \$2,550 (reduction of \$4,165.00)

CONTRACT VARIANCE SUMMARY					
CCO #	Amount	%	Time	Date Approved	
1	\$1,463.00	1.09%		6/21/2018	
2	(\$12,240.83)	-3.85%		9/6/2018	
3	\$4,447.20	1.40%	3	9/25/2018	
4	(\$19,695.00)	-6.19%	35	12/5/2018	
Total	(\$24,025.63)	-7.55%	38		
Original Contract Amount		\$318,187.50	Revised Contract Amount		\$294,161.87
Date Started: 4/23/2018		Original Completion Date: 10/11/2018		Revised Completion Date: 12/7/2018	

AUTHORIZATION BY CITY:

Recommended for approval by: *J. Peters* 12/10/2018 Date: _____
 Guillermo Peters, Assistant Engineer Clint Herrera, City Engineer

Approved by: _____ Date: _____
 Arturo Cervantes, Assistant City Manager/ Public Works Director Jackie Acosta, Finance Director

ACCEPTANCE BY CONTRACTOR:

We, the undersigned Contractor, have given careful consideration to the above described changes and/or extra work and hereby agree that said work that is the subject of this Change Order. Quantities of items other than Lump Sum are not to exceed the amounts indicated.

Accepted by: *D. Serna* Title: President
 RS Construction & Development, Contractor
 Signature: _____ Date: _____

CITY OF SOUTH GATE

Public Works Department

CONTRACT CHANGE ORDER NO. 3

Date: 9/25/2018

PROJECT DESCRIPTION:

POLICE DEPARTMENT WELLNESS CENTER PROJECT

PROJECT NO: 552-ARC

PURCHASE ORDER NO: 000 4667

CONTRACTOR: RS CONSTRUCTION & DEVELOPMENT

CONTRACT #: 3440

DESCRIPTION OF CHANGES AND/OR EXTRA WORK:

The Contractor is hereby directed to make the herein described changes from the plans and specifications and/or perform the following described work not included in the Plans and Specifications for this project.

ITEM		U/M	QUANTITY	UNIT PRICE	TOTAL
S-5	Installation of seventeen (17) additional electrical outlets to the project, installation of two ceiling fans, and installation of 3/4" conduit adjacent to the entry door located on the west wall	LS	1	\$4,447.20	\$4,447.20
TOTAL ESTIMATED PRICE FOR THIS CHANGE ORDER:					\$4,447.20

This document shall become an amendment to the Contract and all provisions of the Contract will apply hereto. This Change Order constitutes a complete and final resolution of all claims of the Contract for additional time or additional compensation related to or affected by work that is the subject of this Change Order. Quantities of items other than Lump Sum are not to exceed the amounts indicated.

JUSTIFICATION:


Supplemental No. 5 (S-5):
 The Police Department requested seventeen (17) additional outlets installed at various locations within the project building. The additional outlets were requested by the Police Department to ensure electrical accessibility for equipment without creating trip hazards and for future use.
 The installation of 3/4" empty conduit around the door located on the west wall, is requested by the Police Department for the purpose of installing security access controls at a later date by their security access consultant.
 The Police Department requested the purchase and installation of the two ceiling fans and therefore required additional electrical conduit and wiring installed by the contractor, that was not originally included in the project bid schedule or plans.

CONTRACT VARIANCE SUMMARY				
CCO #	Amount	%	Time	Date Approved
1	\$3,463.00	1.09%		6/21/2018
2	(\$12,240.83)	-3.85%		9/6/2018
3	\$4,447.20	1.40%	3	9/25/2018
Total	(\$4,330.63)	-1.36%	3	
Original Contract Amount		\$318,187.50	Revised Contract Amount	
Date Started: 5/23/2018		Original Completion Date: 10/11/2018	Revised Completion Date: 10/16/2018	

AUTHORIZATION BY CITY:

Recommended for approval by:

 9/27/2018
Guillermo Petra, Assistant Engineer

 Date: 9/27/18
Clint Herrera, P.E., Assistant City Engineer

Approved by:

Arturo Cervantes, P.E., Public Works Director/City Engineer

Jackie Acosta, Finance Director

ACCEPTANCE BY CONTRACTOR:

We, the undersigned Contractor, have given careful consideration to the above described changes and/or extra work and hereby agree that said work that is the subject of this Change Order. Quantities of items other than Lump Sum are not to exceed the amounts indicated.

Accepted by: HUGO GODINEZ Title: 09/26/18
RS Construction & Development, Contractor

Signature:  Date: 09/26/18

CITY OF SOUTH GATE

Public Works Department

CONTRACT CHANGE ORDER NO. 2

Date: 8/30/2018

PROJECT DESCRIPTION:

POLICE DEPARTMENT WELLNESS CENTER PROJECT

PROJECT NO: 552-ARC

PURCHASE ORDER NO: 000 4667

CONTRACTOR: RS CONSTRUCTION & DEVELOPMENT

CONTRACT #: 3440

DESCRIPTION OF CHANGES AND/OR EXTRA WORK:

The Contractor is hereby directed to make the herein described changes from the plans and specifications and/or perform the following described work not included in the Plans and Specifications for this project.

ITEM		U/M	QUANTITY	UNIT PRICE	TOTAL
4	Purchase and install light fixture Amerlux (4000K) 4 foot LED wrap Fixture with 0-10V Dimmer per plan	EA	1	\$800.00	\$800.00
6	Purchase and install 14' TRX Multi Mount (trxtraining.com) TTZ per plan	EA	-1	\$2,800.00	(\$2,800.00)
7	Purchase and install Flat Screen TV Mount Titan Series Full Motion Wall mount for large 32-60 inch TVs 175 lbs installed per plan	EA	-1	\$800.00	(\$800.00)
8	Purchase and install Closet Hanging Rod 6 ft long; Thickness 1-5/16" Heavy Duty Brush Nickel with Brush Nickel Closet Pole Sockets installed in the closet	EA	-2	\$150.00	(\$300.00)
18	Purchase and install Toilet Kohler Highline K-3658, Kohler toilet seat K-4731-C, and Kohler touchless flush kit K-1954 per plan	EA	-1	\$550.00	(\$550.00)
23	Purchase and install Urinal Kohler ADA compliant Dexter	EA	-1	\$350.00	(\$350.00)
24	Purchase and install Urinal Kohler ADA Compliant Partition	EA	-1	\$750.00	(\$750.00)
36	Purchase and install Intense Lighting (4000K) 19W Recessed LED Downlight with 0-10V Dimming for bathroom and janitor closet per plan	EA	-1	\$800.00	(\$800.00)
38	Purchase and install Metalux (4000K) 25W Surface mounted 4 foot LED Strip light with 0-10V Dimming	EA	-1	\$800.00	(\$800.00)
39	Purchase and install Ceiling Drywall in electrical closet; Ceiling Texture Smooth Finish per plan	SF	-60	\$5.00	(\$300.00)
40	Purchase and paint ceiling (1 coat) and primer (1 coat) using Behr Premium Plus Ultra with stain blocker	SF	-60	\$4.00	(\$240.00)
41	Purchase and install Wall Drywall in electrical closet; Wall Texture Smooth Finish per plan	SF	-160	\$5.00	(\$800.00)
42	Purchase and paint wall (1 coat) and primer (1 coat) using Behr Premium Plus Ultra with stain blocker	SF	-160	\$4.00	(\$640.00)
43	Purchase and install Carrier FX4DNF005L00 / Carrier 25HCC542A003 per plan	LS	-1	\$19,000.00	(\$19,000.00)
44	Purchase and install Audio Visual Closet Glass Door 18' wide x 40" High with hinges, door handle, and rubber door bumpers per plan	Pair	-1	\$750.00	(\$750.00)

51	Purchase and Install Electrical Closet Door: Width 2'8" Height 7', thickness 1 1/4"; Door Material: Metal with factory paint and metal louver, Door Frame: HM with paint and primer; Door Hardware (HW) set #EC	EA	-1	\$2,100.00	(\$2,100.00)
52	Purchase and Install Interior Closet: pair of doors Width 2'8", Height 7', thickness 1 1/4"; Door Material: Metal with factory paint; Door Frame: HM with paint and primer; Door hardware (HW) set # CL	EA	-1	\$1,500.00	(\$1,500.00)
54	Purchase and Install Mechanical Closet door: Width 2'6", Height 5', thickness 1 1/4"; Door Material: Metal with factory paint; Door Frame: HM with paint and primer; Door hardware (HW) set # CL	EA	-1	\$1,800.00	(\$1,800.00)
55	Purchase and Install Janitor Closet door: Width 2'8", Height 7', thickness 1 1/4"; Door Material: Hollow core with primer and paint; Door Frame: Wood with primer and paint; Door hardware (HW) set #CL	EA	-1	\$1,200.00	(\$1,200.00)
S-2	American Standard Toilet Madera 16-1/2" Height 1.6 GPF Flushometer Toilet System with Less everclean electronic Flush Valve and American Standard #5901.100 Heavy Duty open front less cover	EA	1	\$697.00	\$697.00
S-3	Purchase and Install: AC Mini Spill Air System - Mitsubishi Model MSZ-GL24NA	EA	1	\$20,670.00	\$20,670.00
S-4	Purchase 56 inch TropoAir Tornado Stainless Steel ceiling Fan	Pair	1	\$1,072.17	\$1,072.17
TOTAL ESTIMATED PRICE FOR THIS CHANGE ORDER:					(\$12,240.83)

This document shall become an amendment to the Contract and all provisions of the Contract will apply hereto. This Change Order constitutes a complete and final resolution of all claims of the Contract for additional time or additional compensation related to or affected by work that is the subject of this Change Order. Quantities of items other than Lump Sum are not to exceed the amounts indicated.

JUSTIFICATION:

Bid Item No. 4 unit is increased by a quantity of 1 (original number of units was 4; new unit number is 5) because the Police Department deleted the storage closet, audio visual closet, and the janitors closet in order to increase the square footage of exercise space.

Bid Item No. 6: The Police Department deleted the bid item and does not require the TRX Multi Mount.

Bid Item No. 7: Police Department reduced the number of television mounts from the original bid quantity of two(2) to one (1).

Bid Item No. 8: The Police Department deleted the bid item and no longer requires a Closet Hanger Rod.

Bid Item No. 18: The Police Department deleted the bid item and replaced the item with Supplemental No. S-2 American Standard Toilet Madera 16-1/2".

Bid Item No. 23: The Police Department deleted the bid item and no longer requires a Kohler Urinal.

Bid Item No. 24: The Police Department deleted the bid item and no longer requires a Kohler Urinal Partition.

Bid Item No. 36: The Police Department deleted the Janitors closet and no longer needs two(2) Intense lighting (4000K) 19W LED, only one.

Bid Item No. 38: The Police Department deleted the bid item and no longer requires a Intense Metalux 25W LED Strip because the Electrical closet was deleted.

Bid Item No. 39: The Police Department deleted the bid item and no longer requires a ceiling dry wall installed, Electrical Closer was deleted.

Bid Item No. 40: The Police Department deleted the bid item and no longer requires Behr ceiling paint, Electrical Closet was deleted.

Bid Item No. 41: The Police Department deleted the bid item and no longer requires a wall Drywall work, Electrical Closet was deleted.

Bid Item No. 42: The Police Department deleted the bid item and no longer requires a Behr wall paint, Electrical Closet was deleted.

Bid Item No. 43: The Police Department deleted the bid item and no longer requires a Carrier FX4DNF005L00, as a replacement PD approved Supplemental No. 3 (S-3).

Bid Item No. 44: The Police Department deleted the bid item and no longer requires a Glass Doors, Audio Visual Closet was deleted.

Bid Item No. 51: The Police Department deleted the bid item and no longer requires a door, Electrical Closet was deleted.

Bid Item No. 52: The Police Department deleted the bid item and no longer requires a Closet.

Bid Item No. 54: The Police Department deleted the bid item and no longer requires a mechanical closet door.

Bid Item No. 55: The Police Department deleted the bid item and no longer requires a janitor closet door.

Bid Item No. S-2: The Police Department approved the purchase of an American Standard Toilet Madera 16 1/2" 1.6 GPF Flushometer Toilet System.

Bid Item No. S-3: The Police Department approved the use of a Mitsubishi Mini Split system instead of Bid Item No. 43.
Bid Item No. S-4: The Police Department approved the purchase of two (2) TropoAir Tornado Stainless Steel Ceiling fans.

CONTRACT VARIANCE SUMMARY				
CCO #	Amount	%	Time	Date Approved
1	\$3,463.00	1.09%		6/21/2018
2	(\$12,240.83)	-3.85%		9/6/2018
Total	(\$8,777.83)	-2.76%	0	
Original Contract Amount		\$318,187.50	Revised Contract Amount	
Date Started: 5/23/2018		Original Completion Date: 10/11/2018	Revised Completion Date: \$309,409.67	

AUTHORIZATION BY CITY:

Recommended for approval by:

Guillermo Petra 9/27/2018
 Guillermo Petra, Assistant Engineer

Clin Herrero Date: 9/27/18
 Clin Herrero, P.E., Assistant City Engineer

Approved by:

 Arturo Cervantes, P.E., Public Works Director/City Engineer

 Jackie Acosta, Finance Director

ACCEPTANCE BY CONTRACTOR:

We, the undersigned Contractor, have given careful consideration to the above described changes and/or extra work and hereby agree that said work that is the subject of this Change Order. Quantities of items other than Lump Sum are not to exceed the amounts indicated.

Accepted by: HUGO GODINEZ Title: PROJECT MANAGER
 RS Construction & Development, Contractor

Signature: [Signature] Date: 9/26/18

CONTRACT VARIANCE SUMMARY				
CCO #	Amount	%	Time	Date Approved
1	\$3,463.00	1.09%	0	6/21/2018
Total	3,463.00	1.09%	0	
Original Contract Amount	\$318,187.50			Revised Contract Amount \$321,650.50
Date Started: 5/23/2018			Original Completion Date: 10/11/2018	Revised Completion Date:

AUTHORIZATION BY CITY:

Recommended for approval by:

Guillermo Petra Date: 7/30/2018
 Guillermo Petra, Assistant Engineer

C. H. H. Date: 7/30/18
 Clint Hester, P.E., Assistant City Engineer

Approved by:

 Arturo Cervantes, P.E., Public Works Director/City Engineer

 Jackie Acosta, Finance Director

ACCEPTANCE BY CONTRACTOR:

We, the undersigned Contractor, have given careful consideration to the above described changes and/or extra work and hereby agree that said work that is the subject of this Change Order. Quantities of items other than Lump Sum are not to exceed the amounts indicated.

Accepted by: *Ricardo Serna* Title: *President*
 RS Construction & Development, Contractor

Signature: *R. Serna* Date: 7.27.18