

December 8, 2009

Board of Supervisors  
County of Ventura  
800 South Victoria Avenue  
Ventura, California 93009

Watershed Protection District  
**Norma J. Camacho**, Director

Transportation Department  
**Wm. Butch Britt**, Director

Engineering Services Department  
**Phillip L. Nelson**, Director

Water & Sanitation Department  
**R. Reddy Pakala**, Director

Central Services Department  
**Janice E. Turner**, Director

**Subject:** Approval of Modification No. 1 to Consulting Services Contract AE 09-08 with Twining Laboratories of Southern California Inc., for Specialty Inspection Services for the construction phase of the VCMC Replacement Clinic, Project Number 98313, Supervisorial District 1

**Recommendations:**

It is recommended that your Board approve the attached Modification No. 1 to the Consulting Services Contract with Twining Laboratories of Southern California Inc., (Twining Labs) for \$73,152, for which funds are available in Account Number 6837-4773.

**Fiscal Mandates/Impact:**

Mandatory: No  
Source of Funding: Tax Exempt Commercial Paper/Certificates of Participation  
Funding Match Required: None  
Impact on Other Department(s): None

Summary of Revenues and Costs:	<u>FY2009/10</u>	<u>FY2010/11</u>
Revenue:	\$ 68,152	\$ 5,000
Costs:		
Direct	\$ 68,152	\$ 5,000
Indirect – Agency/Dept.	\$ 0	\$ 0
Indirect – CAP	\$ 0	\$ 0
Total Costs	\$ 68,152	\$ 5,000
Net Costs Including Indirect	\$ 0	\$ 0
Recovered Indirect Costs	\$ 0	\$ 0





Current FY Budget Projections:

Current FY 20008-09 Budget Projection for Ventura County Medical Center				
	Preliminary Budget	Adjusted Budget	Projected Budget	Estimated (Savings/Deficit)
Expenditures	\$ 258,770,205	\$ 263,165,730	\$ 258,770,205	\$ 4,395,525
Revenue	\$ 254,791,706	\$ 254,791,706	\$ 254,791,706	\$ -0-
Operational Loss*	\$ 3,978,499	\$ 8,374,024	\$ 3,978,499	\$ 4,395,525

\* The operational loss projected, which includes contributions, is primarily attributable to the increasing cost of providing health care.

Discussion:

Transmitted herewith is Modification No. 1 to Consulting Services contract AE09-08 with Twining Labs. Modification No. 1 provides for continued specialty inspection services for the VCMC Replacement Clinic structural steel welding and fireproofing, and specialty inspection of the roofing system and medical gas. A contract with Twining Labs was approved by your Board on September 9, 2008, and issued by the Deputy Purchasing Agent (DPA) on September 10, 2008 for \$306,000 with a contingency for extra services not to exceed \$30,000. This modification, for \$73,152, increases the total contract authority to \$409,152 inclusive of up to \$30,000 in extra services. Because the modification amount exceeds the DPA's authority of 10% of the original contract amount, Board approval is requested.

Prior to the commencement of structural steel welding and fireproofing, it was assumed that Twining Labs could oversee the Contractor's spray on fireproofing and intumescent fireproofing concurrently. However, due to the Contractor's phasing of construction, fireproofing is now scheduled consecutively, eliminating an inspection efficiency previously planned.

The medical gas and roofing installation both require specialty inspection. At the time the original inspection contract was written, it was anticipated that separate contracts would be awarded to other firms that specialize in these two specialty areas; however, Twining Labs has demonstrated that it has the requisite certifications, expertise, and staff to perform these services.

Your Board approved the issuance, sale, and use of up to \$58.3 million from either Tax Exempt Commercial Paper (TECP) or certificates of participation or both for the design, financing, preconstruction, and construction costs associated with the VCMC Replacement Clinic on August 7, 2007, Item #53. Award of contract for construction was made to Douglas E. Barnhart, Inc. on November 30, 2007 in the amount of \$38.4 million. The governing code for the construction of this building is California Code of Regulations, Title 24, 2001, more commonly known as the California Building Code or CBC. The CBC requires a registered Deputy Building Inspector to inspect all specialty inspection elements of the building; thus creating the need to employ the services of Twining Labs.



The estimated total project costs are as follows:

Total Project

Preliminary Engineering	\$	1,654,026.00
Permits and Fees:	\$	368,376.00
Clinic Construction Contract	\$	38,478,530.00
FCC Relocation	\$	876,000.00
Future Phase III Project	\$	2,457,513.00
Escalation (15% over 3 years)	\$	368,627.00
Construction Engineering	\$	5,061,680.00
Contingencies	\$	3,877,239.00
Total:	\$	53,141,991.00

Funds are available in Budget Account No. 6837-4773.

This letter has been reviewed by the County Executive Office, Auditor-Controller's Office, County Counsel and the Director of the Health Care Agency who concurs with the recommended action.

If you have any questions regarding this item, please call the following individuals:

<u>Person</u>	<u>Telephone No.</u>	<u>Subject Matter</u>
Phil Nelson	654-2096	Project Contract
Michael Powers	677-5110	Project Justification
Catherine Rodriquez	677-5140	Project Financing


  
Phil Nelson  
Director, Engineering Services

Exhibit 1 – Modification No. 1 to Consulting Services Contract AE09-08