COUNTY OF STANISI AUS

ACTION AGENDA SU	
DEPT: Chief Executive Office	BOARD AGENDA #_ ^{*B-4}
Urgent 🦳 Routine 🔳 📈	AGENDA DATE November 20, 2007
CEO Concurs with Recommendation YES () NO (Information Attach	4/5 Vote Required YES NO X
SUBJECT: Approval of Final Acceptance of the Security Fencing fo Area at 401 Paradise Road, Modesto, California by Car Chief Executive Office	
STAFF RECOMMENDATIONS:	
 Approval of final completion and acceptance of Secu Employee Parking Area. 	rity Fencing for the Paradise Medical Office
2. Approval of the final contract with Carter Commercial	I Construction, Merced, California as follows:
TOTAL CHANGE ORDERS	63,936 \$552 664,488 (Continued on Page 2)
FISCAL IMPACT: On May 8, 2007, the Board authorized the call for bids Medical Office Physician and Employee Parking Area a estimated cost of the project was \$65,500. The funds f Supervisors in fiscal year 2006-2007 as part of the Para Executive Office-Plant Acquisitions budget.	and bids were opened on June 12, 2007. The for this project were appropriated by the Board of
BOARD ACTION AS FOLLOWS:	No. 2007-907
On motion of Supervisor Mayfield , S and approved by the following vote, Ayes: Supervisors: Mayfield, Grover, Monteith, DeMartini, and Noes: Supervisors: None Excused or Absent: Supervisors: None 1) X Approved as recommended 2) Denied 3) Approved as amended 4) Other: MOTION:	l Chairman O'Brien

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ATTEST:

CHRISTINE FERRARO TALLMAN, Clerk

File No.

Approval of Final Acceptance of the Security Fencing for the Paradise Medical Office Employee Parking Area at 401 Paradise Road, Modesto, California by Carter Commercial Construction of Merced, California - Chief Executive Office Page 2

STAFF RECOMMENDATIONS: (Continued)

3. Authorize the Project Manager, on behalf of the Board of Supervisors as the Awarding Authority, to sign the completion documents, record the Notice of Completion, release retention and process all remaining close out activities for the contract work completed.

DISCUSSION:

The purpose of this project is to provide a secure employee parking area through the installation of fencing around the physician and employee parking area of the Paradise Medical Office. The scope of this project included the installation of 370 lineal feet of 6 feet high commercial ornamental iron fencing with two single swing gates with control locks and three 20 feet wide single slide gates (two electronic operations and one manual operation). The contract also provided for the running the power underground from the electrical room in the Paradise Medical Office to the electronic gate operators.

The work was completed well within the time frame and within the approved budget. Review of the work summary will outline additional project details. The cost for the work for this contract is summarized below:

ORIGINAL CONTRACT	\$63,936
TOTAL CHANGE ORDERS	\$552
FINAL CONTRACT COST	\$64,488

Notices of Completion will be recorded with the Stanislaus County Clerk-Recorder. This action will authorize the Project Manager to sign, and staff to record the necessary Notice of Completion. A complete recapitulation of these contracts, including a summary, change order, record documents, certificates, guarantees and warranties, can be found in the Project Close Out Report prepared by the Construction Manager. Staff will authorize the release of retention in accordance with the Public Contract Code.

POLICY ISSUES:

The Board of Supervisors has the responsibility for final acceptance of capital improvement projects. This project is important for the Board of Supervisors Priority of a Healthy Community.

STAFF IMPACTS:

Staff from the Chief Executive Office, Contractors and Health Services Agency Staff collaborated on the successful completion of this effort.

RECORDING REQUESTED BY AND RETURN TO:

Stanislaus County Chief Executive Office Attn: Patricia Hill Thomas 1010 10th Street, Suite 6800 Modesto, California 95354

NOTICE OF COMPLETION Security Fencing for the Paradise Medical Office Employee Parking Area

NOTICE IS HEREBY GIVEN:

1) That Stanislaus County is the tenant of the real property ("Property") in paragraph 3, below. The Property is leased from Leonard J. Sorrano, Diana L. Sorrano, Kimberly L. Sorrano and the Cardoza Family, LLP.

- 2) That Stanislaus County awarded a construction contract to Carter Commercial Construction for a work of improvement on the Property described in Paragraph 3, below.
- 3) That the Property herein referred to is situated in the State of California, County of Stanislaus, City of Modesto and is described as follows:

Paradise Medical Office, 401 Paradise Road, Building E, Modesto, California 95351 APN: 030-020-031

- 4) That the full name and address of the Owner of the Project is as follows: Stanislaus County c/o Chief Executive Office, Attn: Patricia Hill Thomas, 1010 10th Street, Suite 6800, Modesto, CA 95354.
- 5) That the nature of the title of the stated Owner is: a leasehold interest.
- 6) The name of the original contractor for said work of improvement is: Carter Commercial Construction of Merced, California.
- 7) That on September 6, 2007, a work of improvement on the real property herein is described was completed.

VERIFICATION

I, Patricia Hill Thomas, declare that I am the Chief Operations Officer/Assistant Executive Officer of Stanislaus County, and that the County is the tenant on the property described above. I have read the foregoing notice and know the contents thereof, and the same is true of my knowledge. I declare under penalty of perjury that the foregoing is true and correct. Executed this day of November 20, 2007, at Modesto, California.

Patricia Su mon

Patricia Hill Thomas Chief Operations Officer/Assistant Executive Officer of Stanislaus County

STANISLAUS COUNTY

PARADISE MEDICAL OFFICE SECURITY FENCE

PROJECT CLOSE OUT REPORT

Owner: Construction Manager: Contractor: Date:

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Stanislaus County Stanislaus County Capital Projects Carter Commercial Construction, Inc. **October 24, 2007**

STANISLAUS COUNTY CAPITAL PROJECTS

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CONTRACT FINAL COMPLETION REPORT AND ACCEPTANCE RECOMMENDATION

то:	STANISLAUS COU PARADISE MEDIC SECURITY FENCE MODESTO, CA	AL OFFICE	Date: October	24, 2007
	ECT: Adise medical off Jrity fence	ICE	CONTRACTOR: CARTER COMM	MERCIAL CONSTRUCTION, INC.
ORIG \$63,9 3	INAL CONTRACT AM 36	OUNT	DURATION 45 Calendar Days	LIQUIDATED DAMAGES N/A
REVI: \$64,4	SED CONTRACT AMC	UNT		
STAR	TING DATES	CONTRACT 07/24/07	ACTUAL 07/24/07	NUMBER OF DAYS OVERRUN None
COMI	PLETION DATES	CONTRACT 09/06/07	ACTUAL SUBSTANTIAL 09/06/07	. TIME EXTENSIONS None
1. 2.			QUIDATED DAMAGE ASSE FROM THE CONTRACTOR	SSMENT SECTION I SECTION II
3.	AND/OR WITHHOL	DINGS	AGAINST THE CONTRACT	SECTION III
4. 5.	RECORD DOCUMENTS OPERATION/MAINTENANCE MANUALS, AND TESTI		ALS, AND TESTING	SECTION IV SECTION V
6. 7. 8.	CHANGES CERTIFICATES OF FINAL PAYMENT	COMPLETION		SECTION VI SECTION VII SECTION VIII
8. 9. 10.	WARRANTIES AND MATERIALS, PART			SECTION IX SECTION X

THE CONTRACTOR IS COMPLETE, AND IT IS RECOMMENDED THAT THE CONTRACT BE ACCEPTED.

SECTION I

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TIME ANALYSIS SUMMARY

AND

LIQUIDATED DAMAGES

SECTION I: Time Analysis Summary and Liquidated Damages

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The Contractor was awarded a Contract for the Paradise Medical Office, Security Fence on July 24, 2007. The original Contract provided duration of forty five (45) calendar days to complete the Paradise Medical Office, Security Fence.

Notice to proceed for Paradise Medical Office, Security Fence was issued on July 24, 2007, with day one as July 24, 2007. The contract duration of forty five (45) calendar days established a substantial completion date of September 6, 2007.

SECTION II

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POTENTIAL CLAIMS

SECTION II: Potential Claims

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There are no potential claims on this project.

SECTION III

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CLAIMS AGAINST

the

CONTRACTOR

and

WITHHOLDINGS

SECTION III: Claims Against the Contractor and Withholdings

No claims or withholdings are pending against the Contractors.

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SECTION IV

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RECORD

DRAWINGS

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There are no record drawing required for this project.

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SECTION V

OPERATION &

MAINTENANCE MANUALS,

AND TESTING

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Operation and maintenance manuals or testing are in the process and will be delivered to Stanislaus County Capital Projects before final payment.

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SECTION VI

CHANGES

SECTION VI: Changes

The original Contract amount of \$63,936 was revised by one (1) change order. The change order totaled \$552.

The following summary addressed the responsibility and the type of change including its percentage of the original Contract.

		TOTAL	% OF <u>CONTRACT</u>
Е	Errors & Omissions	\$ 0	0%
0	Owner Requests	\$552	1.15%
С	Changed Conditions	\$ 0	0%
S	Settlement of Potential Claim	\$ 0	0%
V	Value Engineering	<u>\$_0</u>	0%
	TOTAL	\$552	1.15%

SECTION VII

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CERTIFICATES

of

COMPLETION

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Attached are the 1) Certificates of Final Completion/Recommendation for Acceptance, and 2) Certificates of Substantial Completion.

CERTIFICATE OF FINAL COMPLETION AND RECOMMENDATION FOR ACCEPTANCE

TO: STANISLAUS COUNTY, (OWNER)

DATE OF FINAL COMPLETION: OCTOBER 25, 2007

PROJECT OR SPECIFIED PART SHALL INCLUDE: PARADISE MEDICAL OFFICE SECURITY FENCE PROJECT TITLE:

PARADISE MEDICAL OFFICE SECURITY FENCE

LOCATION: OWNER: CONTRACTOR:

CONTRACT FOR:

401 PARADISE ROAD, MODESTO STANISLAUS COUNTY CARTER COMMERCIAL CONSTRUCTION, INC. PARADISE MEDICAL OFFICE SECURITY FENCE

The following have determined the work performed under this contract has been inspected by authorized representatives of the Owner, Contractor and the Project (or specified part of the Project, as indicated above) is hereby declared to be complete and the Contract be accepted by the Owner.

CARTER COMMERCIAL CONSTRUCTION, INC. CONTRACTOR

BY: ______AUTHORIZED REPRESENTATIVE

DATE

STANISLAUS COUNTY CAPITAL PROJECTS CONSTRUCTION MANAGER DATE

STANISLAUS COUNTY OWNER

BY: ______AUTHORIZED REPRESENTATIVE

DATE

REMARKS:

CERTIFICATE OF SUBSTANTIAL COMPLETION

TO: STANISLAUS COUNTY, (OWNER)

DATE OF SUBSTANTIAL COMPLETION: SEPTEMBER 6, 2007

PROJECT OR SPECIFIED PART SHALL INCLUDE: PARADISE MEDICAL OFFICE SECURITY FENCE

PROJECT TITLE:	PARADISE MEDICAL OFFICE
	SECURITY FENCE
PROJECT NO:	
LOCATION:401 PARAD	ISE ROAD, MODESTO, CA 95351
OWNER:	STANISLAUS COUNTY
CONTRACTOR:	CARTER COMMERCIAL
	CONSTRUCTION
CONTRACT FOR:	PARADISE MEDICAL OFFICE
	SECURITY FENCE
CONTRACT DATE:	JULY 24, 2007

The work performed under this contract has been inspected by authorized representatives of the Owner, Contractor, and the Project (or specified part of the Project, as indicated above) is hereby declared to be substantially complete on the above date.

DEFINITION OF SUBSTANTIAL COMPLETION

The date of substantial completion of a project or specified area of a project is the date when the construction is sufficiently completed, in accordance with the contract documents, as modified by any change orders agreed to by the parties, so that the Owner can occupy or utilize the project or specified area of the project for the use for which it was intended.

A tentative list of items to be completed or corrected is appended hereto. This list may not be exhaustive, and the failure to include an item on it does not alter the responsibility of the Contractor to complete all the work in accordance with the contract documents.

The Contractor accepts the above Certificate of Substantial Completion and agrees to complete and correct the items on the tentative list within the time indicated.

CARTER COMMERCIAL CONSTRUCTION CONTRACTOR

BY: lipular auto	10/17/07.	
AUTHORIZED REPRESENTATIVE	77	DATE

The Owner accepts the project or specified area of the project as substantially complete and will assume full possession of the project or specified area of the project at \underline{NA} (time), on September 6, 2007.

STANISLAUS COUNTY CAPITAL PROJECTS CONSTRUCTION MANAGER

DATE
DATE

STANISLAUS COUNTY OWNER

REMARKS: List not required.

SECTION VIII

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FINAL

PAYMENT

SECTION VIII: Final Payment

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Attached is the Final Pay Request for the balance of retention.

REQUEST FOR PAYMENT

Contractor Cartor Commarcial Construction			Report No.
Location 401 Paradise Road Modesto, CA			Page 1
Project Thue Paraclise March	licel Office Soci	Fill Fonco	Date 10-22-07
Contract No.	Project No.	0	
WORK STATUS:	6		
COMPLETION DATES	$\Delta 1 2007$	PERCENT COMPLETE	
Initial Contract Revised Contract	Estimated Sudstantial Actual Substantial	Through This Month	Normal To Date
AVERAGE WORK FORCE 3	PROGRESS		S
Number Employed	Satisfactory DYes No	Satisfactory 🗆 Yes	0 No
	SHOP DRAWING SUBMISSION	SAMPLE SUBMISSION	1
Satisfactory DYes DNo	Satisfactory 🛛 Yes 🗆 No	Satisfactory OYes	0 No
PROGRESS PAYMENT SUMMARY			
1. INITIAL CONTRACT AMOUNT			(202,00)
2. CHANGE ORDERS (Total of Column 2, Page 3)			552 00
3. TOTAL CONTRACT AMOUNT TO DATE (Line 1 + Line 2)			(4480.00)
4 VALUE OF WORK COMPLETED TO DATE (Total of Colu	mns 3 and 4, Page 2)		6393600
5. VALUE OF WORK COMPLETED UNDER CHANGE ORDI	ERS (Total of Column 4, Page 3)		55200
6 VALUE OF MATERIAL			
A MATERIAL ON SITE			
B MATERIAL IN STORAGE			
7. TOTAL VALUE OF MATERIALS (Line 6A + Line 6B)			
8. TOTAL VALUE OF COMPLETED WORK AND MATERIAL	S (Line 4 + Line 5 + Line 7)		64488m
9 LESS RETAINAGE			
10. SUB-TOTAL (Line 8 - Line 9)			64488 00
11 LESS PREVIOUS PAY REQUESTS			58,029,20
12. NET AMOUNT OF PAYMENT THIS REPORT (Line 10 - Line 11)			6448 80
13. LESS DEDUCTIONS (SEE ATTACHED SHEET)			
14. AMOUNT OF PAYMENT THIS REPORT (Line 12 - Line 1	(3)		6448.80
Signature	Bete 10-22-07 Signature		Date
Signature M	Date Signature		Dete

CONDITIONAL WAIVER AND RELEASE UPON **PROGRESS PAYMENT**

Upon receipt by the undersigned of a check from Stanslaus Connel in the sum of (Maker of Check) s (0.448.80 payable to Certer Compercial Construction (Amount of Check) (Payee or Payees of Check) and when the check has been properly endorsed and has been paid by the bank upon which it is drawn, this document shall become effective to release any mechanic's lien, stop notice, or bond right the undersigned has on the job of Stacislans (motiv located at (Owner) tardise Modical Office Socurit to the following extent. (Job Description) This release covers a progress payment for labor, services, equipment, or material furnished to 10-10-07 through 10-22-07 only and does not cover any (Your Customer) (Date)

retentions retained before or after the release date; extras furnished before the release date for which payment has not been received; extras or items furnished after the release date. Rights based upon work performed or items furnished under a written change order which has been fully executed by the parties prior to the release date are covered by this release unless specifically reserved by the claimant in this release. This release of any mechanic's lien, stop notice, or bond right shall not otherwise affect the contract rights, including rights between parties to the contract based upon a rescission, abandonment, or breach of the contract, or the right of the undersigned to recover compensation for furnished labor, services, equipment, or material covered by this release if that furnished labor, services, equipment, or material was not compensated by the progress payment. Before any recipient of this document relies on it, said party should verify evidence of payment to the undersigned.

Dated: 10 22/07 ist Costandia (Company Name By_

Signature, Title)

SECTION IX

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WARRANTIES

And

GUARANTEES

SECTION IX: Warranties and Guarantees

The Contract Documents require a General Conditions Warranty for two (2) years from the date of Substantial Completion. The warranty requires all Contractors to repair or replace any or all of their work, together with any or all other work which may be damaged or displaced by so doing, that may prove to be defective in its workmanship, materials, or failure to conform to Contract provisions and requirements within a period of two (2) years from the date of Substantial Completion without expense whatever to the County, ordinary wear and tear and usual abuse or neglect excepted.

The Substantial Completion date of September 6, 2007, will commence the two-year warranty period. Damage or defective workmanship or materials will be covered under the warranty provisions of the Contract.

SECTION X

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MATERIALS, PARTS, & KEYS

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Materials, parts and keys were transmitted to Paradise Medical Office Managers on October 11, 2007. Please see the attached letter from Carter Commercial Construction, Inc.

CARTER COMMERCIAL CONSTRUCTION

5320 N. Hwy. 59 Merced, Ca. 95348 Phone (209)725-0406 Fax (209) 631-5137 Pcarterconst@aol.com

October 11, 2007

Stanislaus County 1010 10th Street, Suite 6800 Modesto, Ca. 95354

Subject: Paradise Medical Office, Security Fence, Modesto

To Whom This May Concern,

I, Paul V. Carter/ Carter Commercial Construction, state that all work on the said project is complete and that all keys & manuals have been submitted to the Paradise Medical Center Office Mangers, Erma Miguel and Joan Donlow.

Sincerely

Paul V. Carter

Randey LUEIVE. XZ12(2057) OCT 1 1 2007 XIS.52.1.9.14 -----Rudfile

SECTION XII

PROJECT DIRECTORY

and

LOGS

Stanislaus County Paradise Medical Office, Security Fence

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Project Close Out Report Section X.11 4

Attached are the Project Directory and Logs.

Project Directory RFI Log Submittal Log Proposed Change Order Log Change Order Log

Stanislaus County Paradise Medical Office. Security Fence Project Close Out Report Section X.11

PARADISE MEDICAL OFFICE SECURITY FENCE

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jantzr@co.stanislaus.ca.us

September 19, 2007

Project Directory

STANISLAUS COUNT	<u>ry</u> te 6800, Modesto, CA 95354	<u>Telephone</u>	<u>Fax</u>
CEO'S Office:			
Patricia Hill Thomas	, Assistant Executive Officer	525-6333 thomasp@co.s	525-4033 tanislaus.ca.us
Leticia Lomeli	Executive Assistant	525-7693	
		<u>lomelil@co.sta</u>	<u>nislaus.ca.us</u>
Brandi Welsh		525-7690	• •
		welshb@co.sta	nislaus.ca.us
Cindy Thomlinson		525-4379	
			<u>co.stanislaus.ca.us</u>
Doris Foster		525-4302	
		fosterd@co.sta	inislaus.ca.us
Richard Jantz		652-0508	

STANISLAUS CAPITAL PROJECTS: 825 12th Street, Modesto, CA 95354

Don Phemister	Project Manager	652-1158	525-4385
	• •	phemisd@co.s	<u>tanislaus.ca.us</u>
Randy Cavanagh	Construction Manager	652-0320	525-4385
,	-	cavanaghr@co.stanislaus.ca.us	
Tim Fedorchak	Construction Manager	652-1649	525-4385
	-	fedorct@co.sta	<u>nislaus.ca.us</u>
Elsa Biedenweg	Administrative Assistant	525-4380	525-4385
		biedenwe@co.	<u>stanislaus.ca.us</u>

USERS

558-7249 **Mary Ann Lee** mlee@schsa.org 558-5124 Joan Donlon jdonlon@schsa.org 558-4000 Peter Broderick peter.broderick@tenethealth.com 558-7115 **Cynthia Coit** ccoit@schsa.org 558-7190 Lina Ruppel Iruppel.schsaorg.hsa 525-6225 Linda Downs ldowns.mhd.dmh@mail.co.stanislaus.ca.us 558-4000 **Del Morris** delmorris@msn.com 558-50 Samantha Phillips-Bland

Paradise Medical Office Security Fence Project Directory	Februar	
	Telephone	Fax

A LL A MARKEN

CONTRACTOR

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Carter Commercial 5320 N. Hwy 59 Merced, CA 95348	Construction, Inc.	725-0406	725-0406
Paul Carter	Owner	631-5137 Pcarterconst@ac	725-0406
Teresa		725-0406	725-0406

PROJECT:Paradise Medical Office Security Fence, ModestoCONTRACTOR:Carter Commercial Construction

RFI LOG

			DATES						TIM			
RFI #A	Description	Spec	From Cont,	To Review	Due Date	From Review	To Cont.	Time Remaining	Cap Proj To Reviewer	Reviewer To Cap Proj	Cap Proj To Contr	Remarks
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Print Date: 10/25/2007

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PROJECT: PARADISE MEDICAL OFFICE, SECURITY FENCE

CONTRACTOR: CARTER COMMERCIAL CONSTRUCTION, INC.

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REVIEW STAMP

1. Reviewed/No Exceptions Taken

C - Contractor 2. Make Corrections Noted

AE - Arch/Engr 3. Revise as Noted and Resubmit

CO - Const. Mgr. 4. Incomplete Submittal, Resubmit

5. Rejected, Resubmit as Specified

		DATES DATES										
SUBMIT		SPEC	FROM	то	DUE	FROM	то	Time Remaining	Cap Proj	Reviewer	Cap Proj	REVIEW
NO.	DESCRIPTION	SECTION	CONTRACTOR	REVIEWER	BACK	REVIEWER	CONTRACTOR	Total Time	To Reviewer	То Сар Ртој	To Contr	STAMP
	Railing (powder coated black), Post (powder											1
001	coated black), 8 photos		7/26/2007	7/26/2007	8/16/2007	7/30/2007	7/30/2007					
002	6 photos of fencing		7/31/2007	7/31/2007	8/21/2007	8/8/2007	8/8/2007	8	0	8	8	1
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Submittal Log

SUBMITTAL LOG-CARTER

STANISLAUS COUNTY CAPITAL PROJECTS PROPOSED CHANGE ORDER LOG

STANISLAUS COUNTY PARADISE MEDICAL OFFICE SECURITY FENCE

STATUS CODE	RESPONSIBILITY CODE
1 - Pricing Required	A - Acceleration
2 - Estimate Required	C - Changed Conditions
3 - T & M	E - Errors & Omissions
4 - Negotiations	O- Owner Request
5 - Change Order	V - Value Engineering
6 - Void, No Cost	S - Settle Claim

	REFERE	NCES			DATES PRICING											
PCO	RFI	FI	СО		ISSUED	PRICING	ESTIMATE	NEGO	DATE	CAP PROJ	CONTRACTOR	C/O	REMARKS			
NO	NO	NO	NO	DESCRIPTION	TO CONT	REC'D	BY SCCP	COMP	OF CO	EST	PROPOSAL	AMT		STA	RES	EXPOSURE
1	3001			Gate Openers	10/12/07	10/11/07		10/18/07	11/1/07		\$ 552.00	\$ 552.00	N/A	5	0	\$ 552.00
												- -				
<u> </u> -																

552.00

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PARADISE MEDICAL OFFICE SECURITY FENCE at 401 PARADISE, MODESTO

CARTER COMMERCIAL CONSTRUCTION, INC.

CHANGE ORDER LOG

co	PCC	DESCRIPTION	DATE.								
		BASE CONTRACT AMOUNT	(9)		is. Note serve entry and set		\$63,936	\$552	<u>A ONE</u>		
1	1	Gate Openers	11/01/07	\$0	\$0.00	\$552	\$64,488	\$0	09/06/07		
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