

	II G- Consent Item
Board Agenda Item #	
Date:	September 13, 2018
То:	Magnolia Educational & Research Foundation dba Magnolia Public Schools (" <b>MPS</b> ") Board of Directors (" <b>MPS Board</b> ")
From:	Alfredo Rubalcava, CEO & Superintendent
Staff Lead:	Patrick Ontiveros, General Counsel & Director of Facilities
RE:	Project Change Order Requests for MSA – Santa Ana Gymnasium Project (the " <b>Project</b> ")

## I. Proposed Board Recommendation(s)

Staff recommends and moves that the MPS Board approve the change order requests (each, a "<u>COR</u>" and together, the "<u>CORs</u>") described below in the aggregate amount of **\$87,964.07** for the Project.

Gafcon Inc.'s report on these CORs is attached as an exhibit.

### II. Background

#### A. GENERAL

Board policy requires that all project change orders be brought to the Board for review and approval. General contractor "RC Construction Services, Inc." has submitted CORS 12 through 26 for approval.

#### B. MSA-SANTA ANA CORs

All Project CORs are paid from the **\$114,107.92** contingency carried by the general contractor. The total amount of all previously MPS Board approved CORs 1 to 11 yielded a credit of **\$1,551.23**. With the cost of the current CORs presented for approval totaling **\$87,964.07**, there will be a positive net savings of **\$27,695.08** (that is, **\$114,107.92** *plus* **\$1,551.23** *minus* **\$87,964.07**) which per contact is to be split 50/50 with the contractor.

Each COR and its cost is summarized below. The "Agreed Amount" reflected in the table is the amount negotiated by Gafcon and RC Construction. In several cases the negotiated amount was less than amount originally requested by RC Construction.



COR	Description	Agreed Amount	Reason for COR*
12	Changes to the servery required by the Orange County Health Department (" <b>OCHD</b> ")	\$16,503.96	Plan check comments received from the OCHD necessitated changes to the plans, which made the servery more like a full-kitchen.
			Note that this change order included approximately \$9,500 in changes for other parts of the gym—for example, installing hot water to bathrooms.
			In other words, it was not all servery related changes.
13	Weld continuous plate at metal decking	\$0.00	Rejected due to subcontractor error
14	Intrusion Hardware – Main Entry to Gym	\$10,647.00	Design omission
15	Skirting of HVAC equipment on roof	\$2,304.00	Required to obtain roofing warranty; design omission
16	Fire Sprinkler Riser	\$4,167.34	Design omission
17	Premium Polyester 4000 UV Stable Binder	\$2,961.00	Owner requested to extend longevity of play surface. The change will increase the useful life of the playground surface and ultimately save more money
18	Upgrade to 8 mm Rubberized Flooring	\$2,747.00	Upgrade required in order to have project completed on time because previously selected 6mm product would be delayed in delivery
19	Additional Landscape	\$0.00	Owner requested; withdrawn/removed
20	Additional Clean Up Behind Gym	\$1,007.66	Performed on a T&M basis; Owner requested
21	Control Panel Enclosure	\$442.35	Owner requested



COR	Description	Agreed Amount	Reason for COR*
22	Power to Hand Dryers	\$2,149.95	Design omission
23	Add Catch Basins at Fire Lane	\$33,325.01	The elevations in the field were not as set forth in the drawings. To provide for adequate drainage additional work was required.
24	Add Fire Alarm (Heat Detectors at Drop Ceiling)	\$1,208.80	Design omission
25	Add concrete @ east side of gym	\$8,500.00	Landscaping was removed and without concrete add it will remain plain dirt; owner requested
26	Paint Exterior Doors and Frames at North Side of Gym	\$2,000.00	Design omission
	Total CORs 12 to 26	\$87,964.07	
То	tal of Previously Approved CORs 1 to 11	(\$1,551.23)	
	Total All CORs (1 to 26)	\$86,412.84	
	Total Contingency	\$114,107.42	
	ng Balance [Savings/(Deficit)] ency minus Total of All CORs]	\$27,695.08	
	50% of Savings to Owner	\$13,847.54	

The architect disputes that all the CORs described above as being caused by design error. They accept that there were some omissions. They also note, correctly, that the costs due to "Design Omission" would have borne by the Project anyway. Design errors would have resulted in cost increases. Architect has agreed to discount its fee by \$7,500.

## III. Budget Impacts

The Board previously approved the revised project budget for MSA-Santa Ana (\$4,671,177) which included an inter-company/school loan to cover overages above the previously approved project budget (\$3,859,380). The current budget is as follows:



USES								
	BUDGET <sup>(1)</sup>	TO DATE EXPENSES	LEFT TO PAY					
SOFT COSTS								
Construction Management	\$191,349.00	\$148,787.78	\$42,561.22					
Architect	\$209,027.00	\$138,801.83	\$70,225.17					
Inspections	\$150,000.00	\$91,228.75	\$58,771.25					
Legal	\$30,134.90	\$30,134.90	\$0.00					
Agency Fees <sup>(2)</sup>	\$56,616.69	\$56,616.69	\$0.00					
Subtotal	\$637,127.59	\$465,569.95	\$171,557.64					
HARD COSTS								
Construction <sup>(3)</sup>	\$3,864,000.00	\$1,328,629.91	\$2,535,370.09					
TOTAL COSTS	\$4,501,127.59	\$2,259,769.81	\$2,706,927.73					

SOURCES					
Bond Funds Available	\$3,859,380.00				
Expected Savings (4)	\$29,347.54				
TOTAL SOURCES	\$3,888,727.54				

Deficit (to be paid with 0%	
Dencit (to be paid with 0%	
interest inter-school loan)	\$612,400.05

#### Notes:

(1) Current budget including change orders, both approved and in process;

(2) Agency Fees include Division of State Architect Fees, certain environmental work, surveying, advertising of bid in paper of general circulation, and a portion of MERF employee Erdinc Acar's time spent on the project.

(3) All Change Orders are paid from GC carried contingency of \$114,107.42

(4) Inclusive of \$7,500 credit/discount from architect plus unused reimbursables of about \$8,000

The total Project cost may go down if the budgeted inspection fees are lower than expected.

## IV. Exhibit (attachments):

Gafcon change orders and draw down report



#### MSA - Gymnasium Project Bond Requisition No. 11

Contingency Draw Down Report August 3, 2018



	Approved Contingency Draw Downs										
No.	Description	Beginning Contingency	Originating Document	Agreement Date	Contractors Estimate	Gafcon Estimate	Variance	Agreed to Amount	Beginning Balace	Remaining Balance	Comments
1	Project Construction Contingency Starting Balance	\$ 114,107.42									
COR #02	Contractor to provide and install power for fire alarms		RFI #34	01/30/18	\$ 3,826.00	\$ 3,055.47	\$ 770.53	\$ 3,440.25		\$ 110,667.17	Design omission/Approved by MSA Board
COR #03	Contractor to provide and install power for water heater		RFI #29	01/30/18	\$ 1,311.00	\$ 852.82	\$ 458.18	\$ 1,096.33		\$ 109,570.84	Design omission/Approved by MSA Board
COR #04R	Credit for deleting windows at east masonry wall		CCD #07	05/01/18	\$(101,259.00)	\$(110,039.96)	\$ (8,780.50)	\$ 110,040.00		\$ 219,610.84	Credit for COR #04R
COR #05R	Credit for deleting Anti-Graffiti, Floor Fin. & Lockers		ASI #01	05/01/18	\$ (28,203.00)	\$ (31,084.42)	\$ (2,881.42)	\$ 30,068.00		\$ 249,678.84	Credit for COR #05R
COR #06	Furnish & Install of new gym rubberized floor		ASI #02	05/01/18	\$ 109,383.00	\$ 109,383.00	\$-	\$ 109,383.00		\$ 140,295.84	Owner Requested
COR #07R	Furnish & Install plaster at column		RFI #51	05/01/18	\$ 4,138.00	\$ 3,445.76	\$ 692.24	\$ 3,820.00		\$ 136,475.84	Design omission
COR #08R	Furnish & Install sht. metal cap between curtain wall & parapet wall		Sheet Metal Submittal	05/01/18	\$ 4,164.00	\$ 3,195.58	\$ 968.42	\$ 3,616.00		\$ 132,859.84	Design omission
COR #09R	Provide power and thermostat to control EF-2I		RFI #39	05/01/18	\$ 497.00	\$ 319.19	\$ 177.81	\$ 319.19		\$ 132,540.65	Design omission
COR #10	Furnish & install electrical upgrade to HP-1		RFI #80	05/01/18	\$ 351.00	\$ 351.00	\$-	\$ 351.00		\$ 132,189.65	Design omission
COR #11R	Furnish & Install power & switch basketball back boards		RFI's #75/#78	05/01/18	\$ 19,210.00	\$ 16,531.00	\$ 2,679.00	\$ 16,531.00		\$ 115,658.65	Design omission
COR #12	Orange County Health Department Changes		ASI #03	08/01/18	\$ 17,549.00	\$ 15,710.51	\$ 1,838.49	\$ 15,503.96		\$ 100,154.69	Design omission
COR #13	Weld Continous Plate at Metal Decking		RFI #97	Rejected	\$ 4,179.00			\$ 4,179.00		\$ 95,975.69	Rejected subcontractor error
COR #14	Intrusion Hardware - Main Entry to Gym		RFI #116	07/03/18	\$ 10,647.00		\$-	\$ 10,647.00		\$ 85,328.69	Design omission
COR #15	Skirting of HVAC Equipment on Roof		RFI #102	07/03/18	\$ 2,304.00		\$-	\$ 2,304.00		\$ 83,024.69	Must be done to obtaining roofing warranty
COR #16	Potential Cost Associated w/Fire Sprinkler Riser		RFI #131	08/01/18	\$ 4,606.00	\$ 3,945.42	\$ 660.58	\$ 4,167.34		\$ 78,418.69	Design omission
COR #17	Premium Polyester 4000 UV Stable Binder		email	07/10/18	\$ 2,961.00	\$ 2,961.00	\$-	\$ 2,961.00		\$ 75,457.69	Desgin omission
COR #18	Upgrade to 8mm Rubberized Flooring		Mtg. Min #24	07/10/18	\$ 2,747.00	\$ 2,747.00	\$-	\$ 2,747.00		\$ 72,710.69	Owner Requested
COR #19	Additional Landscape		Addendum 10	Void	\$-	\$-	\$-	\$-		\$ 72,710.69	Owner Requested
COR #20	Clean Up Behind Gym		Owner Req.	07/31/18	\$ 1,171.50	\$ 863.79	\$ 307.71	\$ 1,007.66		\$ 71,539.19	Owner Requested
COR #21	Condtrol Panel Enclousre		RFI#138	07/31/18	\$ 445.35	\$ 445.35	\$-	\$ 445.35		\$ 71,093.84	Owner Requested
COR #22	Power to Hand Dryers		RFI#11	07/31/18	\$ 2,149.95	\$ 2,149.95	\$-	\$ 2,149.95		\$ 68,943.89	Design omission
COR #23	Add Catch Basins at Fire Lane		RFI#140	08/31/18	\$ 37,905.95	\$ 36,282.89	\$ 1,623.06	\$ 33,325.01		\$ 31,037.94	Phase I team omission
COR #24	Add Fire Alarm (Heat Detectors) at Drope Ceiling		RFI#146	07/31/18	\$ 1,208.00	\$ 1,208.00	\$-	\$ 1,208.80		\$ 29,829.94	Design omission
	Forecasted Contingency Draw Downs							Forecasted Amount			
COR #25	Additional Concrete at East Side of gym							\$ 8,500.00		\$ 8,500.00	
COR #26	Paint Exterior Doors and Frames at North Side of Gym							\$ 2,000.00		\$ 2,000.00	
		Approved Con	tingency Draw	Downs Totals	\$ 101,291.75	\$ 62 323 35	\$ (3 416 67)	\$ 138,556.77		\$ 29.829.94	Remaining Balance w/Credits

\$ 17,757.41 Remaining Balance w/Approved & Forecasted COR's



## Exhibit

## Change Order Request

# 24



### Furnish & Install Fire Alam (Heat Detector) at Drop Ceiling - RFI #146

Project;	Contractor;	Change Order Date;
Magnolia Santa Ana, New Gymnasium	R.C. Construction Services Inc.	July 19, 2018
Santa Ana, California	223 N. Locust Ave.	Gafcon Review Date;
	Riaito, CA 92377	July 30, 2018

#### Cannge Order Cost Summary

	<b>.</b>		<u> </u>			
Description	Cont	Contractors Total Gafcon Total		Agreed Total		
1. Direct Labor	\$	1,102.00	\$	1,102.00	\$	1,102.00
2. Materials and Consumables	\$	-	\$	¥.		
3. Equipment / Rentals Fees	\$		\$	-		
4. Sales Tax Materials	\$	<del></del>	\$		\$	
5. Subcontractor Overhead & Profit (15%)	\$	-	\$	÷		
Total Direct Cost	\$	1,102.00	\$	1,102.00	\$	1,102.00
	\$	2	\$		\$	
Contractor's Fee @ (7%)	\$	77.14	\$	77.14	\$	77.14
Contractor's Insurance @ (1.5%)	\$	17.69	\$	17.69	\$	17.69
Contractor's Bond @ (1%)	\$	11.97	\$	11.97	\$	11.9
Totals	\$	1,208.80	\$	1,208.80	\$	1,208.8

Recommended:

Cd

7-31-18 Date:

actor Representative Name/Title/Signature/Date

**Recommended:** 

11

July 30, 2018 Date:



### Provide and Install 2 Catch Basins & Drain Lines at Fire Lane - RFI #140

Project;	Contractor;	Change Order Date;
Magnolia Santa Ana, New Gymnasium	R.C. Construction Services Inc.	July 18, 2018
Santa Ana, California	223 N. Locust Ave.	Gafcon Review Date;
	Riaito, CA 92377	July 30, 2018

#### Cannge Order Cost Summary

Description	Con	tractors Total	Gafcon Total	Agreed Total
1. Direct Labor	\$	10,799.80	\$ 10,799.80	\$ 10,799.80
2. RCC Equipment	\$	3,936.00	\$ 3,963.00	\$ 3,963.00
3. RCC Equipment Operator	\$	2,752.00	\$ 2,752.00	\$ 2,752.00
4. RCC Truck w/Tools	\$	1,000.00	\$ 408.00	\$ 408.00
5. Materials and Consumables	\$	2,485.00	\$ 2,485.00	\$ 2,485.00
6. Equipment / Rentals Fees United	\$	4,517.00	\$ 3,661.00	\$ 3,661.0
7. PG Cutting	\$	680.00	\$ 680.00	\$ 680.0
8. Pro-Craft	\$	8,386.26	\$ 8,386.26	\$ 8,386.2
Total Direct Cost	\$	34,556.06	\$ 33,135.06	\$ 33,135.00
Contractor's Fee @ (7%)	\$	2,419.90	\$ 2,319.45	\$ 137.20
Contractor's Insurance @ (1.5%)	\$	554.68	\$ 497.03	\$ 31.4
Contractor's Bond @ (1%)	\$	375.31	\$ 331.35	\$ 21.2
Totals	\$	37,905.95	\$ 36,282.89	\$ 33,325.03

Recommended:

Date:

Contractor Representative Name/Title/Signature/Date

Recommended:

Michael Lengyel

Date: August 3, 2018



### Provide and Install Power for Hand Dryers In Restrooms - RFI #111

Project;	Contractor;	Change Order Date;
Magnolia Santa Ana, New Gymnasium	R.C. Construction Services Inc.	July 18, 2018
Santa Ana, California	223 N. Locust Ave.	Gafcon Review Date;
	Riaito, CA 92377	July 30, 2018

#### **Cannge Order Cost Summary**

Description	Cont	ractors Total	G	afcon Total	Agreed Total
1. Direct Labor	\$	1,960.00	\$	1,960.00	\$ 1,960.00
2. Materials and Consumables	\$	-	\$	<u>a</u> 1	3
3. Equipment / Rentals Fees	\$	-	\$	-	
4. Sales Tax Materials	\$	5	\$	-	\$
5. Subcontractor Overhead & Profit (15%)	\$	-	\$	2.1	
Total Direct Cost	\$	1,960.00	\$	1,960.00	\$ 1,960.00
	\$	5	\$	20 II.	\$
Contractor's Fee @ (7%)	\$	137.20	\$	137.20	\$ 137.20
Contractor's Insurance @ (1.5%)	\$	31.46	\$	31.46	\$ 31.46
Contractor's Bond @ (1%)	\$	21.29	\$	21.29	\$ 21.29
Totals	\$	2,149.95	\$	2,149.95	\$ 2,149.95

Recommended:

Date: 7-21-18

Date:

July 30, 2018

Contractor Representative Name/Title/Signature/Date

**Recommended:** 



### Install Control Panel Enclosure In I.T. Room - RFI #138

Project;	Contractor;	Change Order Date;
Magnolia Santa Ana, New Gymnasium	R.C. Construction Services Inc.	July 18, 2018
Santa Ana, California	223 N. Locust Ave.	Gafcon Review Date;
	Riaito, CA 92377	July 30, 2018

#### **Cannge Order Cost Summary**

Description	Contr	actors Total	Ga	fcon Total	A	greed Total
1. Direct Labor	\$	406.00	\$	406.00	\$	406.00
2. Materials and Consumables	\$	-	\$			
3. Equipment / Rentals Fees	\$	5	\$	2		
4. Sales Tax Materials	\$	4	\$	×	\$	122
5. Subcontractor Overhead & Profit (15%)	\$	5.	\$	-		
Total Direct Cost	\$	406.00	\$	406.00	\$	406.00
	\$	<b>x</b>	\$	2	\$	~
Contractor's Fee @ (7%)	\$	28.42	\$	28.42	\$	26.42
Contractor's Insurance @ (1.5%)	\$	6.52	\$	6.52	\$	5.52
Contractor's Bond @ (1%)	\$	4.41	\$	4.41	\$	4.41
Totals	\$	445.35	\$	445.35	\$	442.35

**Recommended:** 

2m

Date: 7-31-18

Contractor Representative Name/Title/Signature/Date

Un

**Recommended:** 

Date: July 30, 2018



### **Clean-Up Behind South Side of Gym Building**

Project;	Contractor;	Change Order Date;
Magnolia Santa Ana, New Gymnasium	R.C. Construction Services Inc.	July 18, 2018
Santa Ana, California	223 N. Locust Ave.	Gafcon Review Date;
	Riaito, CA 92377	July 30, 2018

#### **Cannge Order Cost Summary**

Description	Cont	ractors Total	Ga	afcon Total	Agreed Total
1. Direct Labor	\$	868.08	\$	644.76	\$ 756.08
2. Materials and Consumables	\$	40.00	\$	40.00	\$ 40.00
3. Equipment / Rentals Fees	\$	u -	\$	47	
4. Sales Tax Materials	\$	÷	\$	-	\$ æ
5. Subcontractor Overhead & Profit (15%)	\$	159.92	\$	102.72	119.4
Total Direct Cost	\$	1,068.00	\$	787.48	\$ 915.49
	\$	÷	\$		\$ *
Contractor's Fee @ (7%)	\$	74.76	\$	55.12	\$ 64.0
Contractor's Insurance @ (1.5%)	\$	17.14	\$	12.64	\$ 16.7
Contractor's Bond @ (1%)	\$	11.60	\$	8.55	\$ 11.3
Totals	\$	1,171.50	\$	863.79	\$ 1,007.6

**Recommended:** 

Contractor Representative Name/Title/Signature/Date

My

**Recommended:** 

Date

Date: August 1, 2018

Date:



<u>Magnolia Public Schools</u>

Magnolia Science Academy, Gymnasium Project - Santa Ana, CA

## **RECORD OF NEGOTIATION SUMMARY**

Change Order Request Number and Title:	COR #18 - Due to the long lead time for the 6m flooring it was agreed, as noted in meeting min new issues item 10.1, to modify the flooring to attached meeting minutes #24 w/approval from	nutes #24, under 8mm. See
General Contractor Representatives (Name J	lon Wollam, Project Manager	
Magnolia Public School Representative (Nai N	like Lengyel, Sr. Construction Manager	
GC Submitted Cost: \$2,747.00	Representatives Proposed Cost:	\$2,747.00
Final Price Agreed to: \$2,747.00	Date Negotiations Concluded:	July 10, 2018
<ol> <li>It was agreed that the cost for the the scope of work.</li> <li>Subcontractor Overhead and Program 3. It was agreed that RC Construct</li> <li>It was agreed that RC Construct</li> <li>It was agreed that RC Construct</li> </ol>	erences in CM estimate, proposal and final negotiate ne additonal 2mm of rubberized flooring is fair an ofit Fee of 15.0% is not included in the proposal, ion Contractor's Fee of 7.0% is acceptable, ion Contractor's Insurance Fee of 1.5% is accept ion Contractor's Bond of 1.0% is acceptable, on and Gafcon that the final prposed cost for CO	nd reasonable for table.
7. Gafcon recommends that the MI	PS Board accept this COR in the amount of \$2,74	47.00
Agreed to	Jon Wollman	
General Contractors Representative s	signature Name (Print)	Date
Prepare no ture (CM signature)	Michael C. Lengyel Name (Print)	July 11,2018 Date
Approv	Patrick Anton C. Ontiveros, Esq.	
Director of Facilities & General Coun	sel signa Name (Print)	Date



**Magnolia Public Schools** 

Magnolia Science Academy, Gymnasium Project - Santa Ana, CA

## **RECORD OF NEGOTIATION SUMMARY**

Change Order Request Number and Title:	stable binder to prev	nd install premium polye vent rubber play surface s w/approval from Owner	from color fading.
General Contractor Representatives (Name	Jon Wollam, Project N	lanager	
Magnolia Public School Representative (Na	Mike Lengyel, Sr. Con	struction Manager	
GC Submitted Cost: \$2,961.00	Baprasan	tatives Proposed Cost:	\$2,961.00
	1		
Final Price Agreed to: \$2,961.00	Date Nego	otiations Concluded:	July 10, 2018
NEGOTIATION SUMMARY: (Note: Explain di 1. It was agreed that the cost for of work.			
2. Subcontractor Overhead and I	Profit Fee of 15.0% is no	ot included.	
3. It was agreed that RC Constru			
4. It was agreed that RC Constru			eptable.
5. It was agreed that RC Constru			
6. It was agreed by RC Construct 7. Gafcon recommends that the I			
Agreed to		Jon Wollman	
General Contractors Representative	signature,	Name (Print)	Date

Mi tung Prepare (CM signature)

Approv

Director of Facilities & General Counsel signa

Michael C. Lengyel July 11,2018 Name (Print) Date Patrick Anton C. Ontiveros, Esq.



### Changes Made to Fire Sprinkler in Submittals and RFI #131

Project;	Contractor;	Change Order Date;
Magnolia Santa Ana, New Gymnasium	R.C. Construction Services Inc.	July 18, 2018
Santa Ana, California	223 N. Locust Ave.	Gafcon Review Date;
	Riaito, CA 92377	July 30, 2018

#### **Cannge Order Cost Summary**

Description	Cont	ractors Total	Ģ	iafcon Total	 Agreed Total
1. Direct Labor	\$	2,800.00	\$	2,400.00	\$ 2,400.00
2. Materials and Consumables	\$	851.00	\$	793.00	\$ 851.00
3. Equipment / Rentals Fees	\$	-			
4. Sales Tax Materials	\$	;#	\$	(#).	\$ 2.44
5. Subcontractor Overhead & Profit (15%)		547.3		478.95	554.8
Total Direct Cost	\$	4,198.30	\$	3,671.95	\$ 3,805.83
Subcontractor Overhead & Profit (15%)	\$		\$		\$ 141
Contractor's Fee @ (7%)	\$	294.00	\$	197.47	\$ 266.39
Contractor's Insurance @ (1.5%)	\$	67.00	\$	45.00	\$ 57.08
Contractor's Bond @ (1%)	\$	46.00	\$	31.00	\$ 38.06
Totals	\$	4,605.30	\$	3,945.42	\$ 4,167.3

Recommended:

Date:

Contractor Representative Name/Title/Signature/Date

Co

Date: 08/01/18

Recommended:



#### **Magnolia Public Schools**

Magnolia Science Academy, Gymnasium Project - Santa Ana, CA

### **RECORD OF NEGOTIATION SUMMARY**

Change Order Request Number and Title:	COR #15 - Furnish and install skirting around the HVA #102. Skirting is required for roofing to receive warran work is all labor and material.					
General Contractor Representatives (Name & Title) :	Jon Wollam, Project Manager					
Magnolia Public School Representative (Name & Title):	nolia Public School Representative (Name & Title): Mike Lengyel, Sr. Construction Manager					
GC Submitted Cost: \$2,304.00	Representatives Proposed Cost:	\$2,304.00				
Final Price Agreed to: \$2,304.00	Date Negotiations Concluded:	July 03,2018				
<ol> <li>Subcontractor Overhead and Profit</li> <li>It was agreed that RC Construction</li> <li>It was agreed by RC Construction a</li> </ol>	hours, materials and consumables is fair and reasonab					
Agreed to: (General Contractors Representativ	ve signature) Jon Wollman Name (Print)	Date				
Prepared by: Mi Uun	Michael C. Lengyel	July 03,2018				
(CM signature)	Name (Print)	Date				

Approved:

(MSP Director of Facilities & General Counsel signature)

Patrick Anton C. Ontiveros, Esq. Name (Print)

Date



**Magnolia Public Schools** 

Magnolia Science Academy, Gymnasium Project - Santa Ana, CA

### **RECORD OF NEGOTIATION SUMMARY**

Change Order	hange Order Request Number and Title: COR #14 - Furnish and install power to electronic lock and door #1.1per respon RFI #116. Included in the scope of work is all labor and material.					
General Contra	actor Representatives (Name & Title) :	Jon Wollam, Project Manager				
Magnolia Public School Representative (Name & Title): Mike Lengyel, Sr. Construction Manager						
GC Submitted	Cost: \$10,647.00	Representatives Proposed Cost:	\$10,647.00			
Final Price Ag	reed to: \$10,647.00	Date Negotiations Concluded:	July 03,2018			
NEGOTIATION SUMMARY: (Note: Explain differences in CM estimate, proposal and final negotiated value)						
1. It was agreed that the electrical contractors labor hours, materials and consumables is fair and reasonable for the scope of						
	2. It was agreed that RC Construction (	ghtly on the high the side they are not excessive.				
		ontractor's Insurance Fee of 1.5% is acceptable.				
	4. It was agreed that RC Construction (					
		d Gafcon that the final proosed cost for COR #14 is	\$10,647.00			
		pard accept this COR in the amount of \$10,647.00				
Agreed to:		Jon Wollman				
-	(General Contractors Representative	signature) Name (Print)	Date			
	Mr. lun					
Prepared by:	Mu unit	Michael C. Lengyel				
	(CM signature)	Name (Print)	Date			
Approved:		Patrick Anton C. Ontivero	s, Esq.			
	(MSP Director of Facilities & General Co	nsel signature) Name (Print)	Date			



### Orange County Health Dept. Changes to Kitchen Servery

Project;	Contractor;	Change Order Date;
Magnolia Santa Ana, New Gymnasium	R.C. Construction Services Inc.	July 18, 2018
Santa Ana, California	223 N. Locust Ave.	Gafcon Review Date;
	Riaito, CA 92377	July 30, 2018

#### Cannge Order Cost Summary

Description	Con	Contractors Total		Gafcon Total		Agreed Total	
1. Direct Labor	\$	10,617.01	\$	10,617.01	\$	10,617.01	
2. Materials and Consumables	\$	3,956.87	\$	3,956.87	\$	3,956.87	
3. Equipment / Rentals Fees	\$	608.40	\$	608.40	\$	608.40	
4. Sales Tax Materials	\$	29.08	\$	29.08	\$	29.08	
5. Credits	\$	(1,500.00)	\$	(2,757.00)	\$	(2,128.00	
6. Sub-Contractors Overhead & Profit (15%)	\$	2,255.51	\$	1,868.15	\$	1,962.5	
Total Direct Cost	\$	15,966.87	\$	14,322.51	\$	15,045.80	
	\$	.0	\$	2	\$	(E)	
Contractor's Fee @ (7%)	\$	1,120.00	\$	1,002.58	\$	1,053.2	
Contractor's Insurance @ (1.5%)	\$	257.00	\$	229.88	\$	241.4	
Contractor's Bond @ (1%)	\$	174.00	\$	155.54	\$	163.4	
Totals	\$	17,517.87	\$	15,710.51	\$	16,503.9	

**Recommended:** 

Contractor Representative Name/Title/Signature/Date

en

Date: August 1, 2018

Date:

**Recommended:** 



To: Magnolia Public Schools From: Patrick Ontiveros, MPS General Counsel Date: August 8, 2018

RE: Project Change Order Requests for Magnolia Science Academy- Santa Ana in the amount of \$87,964

Magnolia Public Schools General Counsel acknowledges that he has read and reviewed the contract/memorandum pertaining to the above matter.

Thenal

Patrick Ontiveros MPS General Counsel

8/18/2018

Date

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Alfredo Rubalcava MPS CEO & Superintendent

8 2018

Date