



RESOLUTION No. 23-517

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA

RESOLUTION APPROVING AMENDMENT NO. 1 TO THE PUBLIC WORKS CONTRACT APPROVED THROUGH RESOLUTION 22-631 BETWEEN THE COUNTY OF NEVADA AND BUSKIRK CONSTRUCTION, INC., FOR THE NEVADA COUNTY BEAR RIVER LIBRARY TENANT IMPROVEMENT PROJECT, INCREASING THE BASE CONTRACT AMOUNT OF \$720,000 BY \$47,357 FOR A TOTAL CONTRACT AMOUNT OF \$767,357 NOT INCLUDING A CONTINGENCY OF \$72,000, AUTHORIZING THE CHAIR OF THE BOARD OF SUPERVISORS TO EXECUTE THE AMENDMENT, AND AMENDING THE FISCAL YEAR 2023-24 CAPITAL FACILITIES AND LIBRARY BUDGETS (4/5 AFFIRMATIVE VOTE REQUIRED)

WHEREAS, the current location of the Nevada County Bear River Library is being relocated to 11010 Combie Rd. Suites 108 and 110, Auburn, CA; and

WHEREAS, the contract for the Nevada County Bear River Library Tenant Improvement Project was awarded to Buskirk Construction, Inc., through Resolution 22-631 in the amount of \$720,000 plus a contingency of \$72,000 for a total contract amount of \$792,000; and

WHEREAS, the County is responsible for the HVAC equipment in suites 108 and 110; and

WHEREAS, the existing HVAC system is in disrepair, dated and needs to be replaced; and

WHEREAS, Buskirk Construction, Inc., has provided a cost proposal of \$47,357 to perform the additional work required to complete the project; and

WHEREAS, an increase of \$47,357 to the contract amount of \$720,000 for a total contract amount of \$839,357 that includes contingency of \$72,000 is being requested; and

WHEREAS, this project is being paid out of the Fiscal Year 2023-24 Capital Facilities budget and reimbursed from the Nevada County Library budget.

NOW, THEREFORE, BE IT RESOLVED that the Nevada County Board of Supervisors hereby directs that:

1. The Board approves and the Board Chair is authorized to execute Amendment No. 1 to the Standard Public Works Contract by and between the County of Nevada and Buskirk Construction, Inc., for the replacement of the HVAC system required for completion of the Nevada County Bear River Library Tenant Improvement Project located at 11010 Combie Rd. Suites 108 and 110, Auburn, California.
2. The Contract Price of \$720,000 is increased by \$47,357 to \$767,357 for a total contract amount of \$839,357 that includes contingency of \$72,000.
3. In all other respects the prior agreement of the parties shall remain in full force and effect except as amended herein.

4. The Auditor-Controller is authorized to encumber the funds and to release \$47,357 from the Library Fund Balance and to amend the Fiscal Year 2023-24 Capital Facilities budget and Library budget as follows:

Increase:
0101-10801-416-1000/540300 \$47,357
1165-60201-587-1000/538013 \$47,357

Decrease:
0101-10801-416-1000/561013 \$47,357

PASSED AND ADOPTED by the Board of Supervisors of the County of Nevada at a regular meeting of said Board, held on the 10th day of October, 2023, by the following vote of said Board:

Ayes: Supervisors Heidi Hall, Edward C. Scofield, Lisa Swarthout,
Susan Hoek and Hardy Bullock.

Noes: None.

Absent: None.

Abstain: None.

ATTEST:

Julie JULIE PATTERSON HUNTER
Clerk of the Board of Supervisors

By: _____

Heidi Hall

Edward C. Scofield
Edward C. Scofield, Chair

AMENDMENT NO. 1 TO CONTRACT APPROVED THROUGH RESOLUTION 22-631 WITH BUSKIRK CONSTRUCTION, INC.

THIS AMENDMENT is effective the 10th day of October 2023 by and between Buskirk Construction, Inc., hereinafter referred to as "Contractor," and COUNTY OF NEVADA, hereinafter referred to as "County," (collectively, the "Parties"). Said Amendment will amend the Public Works Contract between the parties entitled Nevada County Bear River Library Tenant Improvement Project, executed on December 13, 2022, by Resolution No. 22-631.

WHEREAS the Parties desire to amend their agreement to allow for an addition to the original scope of work for the installation of a new HVAC system in the amount of \$47,357.

NOW THEREFORE, the Parties hereto agree as follows:

1. That this amendment shall be effective as of October 10, 2023
2. That the Contract award amount of \$720,000 be increased by \$47,357 for a total contract amount of \$767,357, for a total contract amount of \$839,357 that includes contingency of \$72,000.
3. That in all other respects, the prior agreement of the parties shall remain in full force and effect except as amended herein.

IN WITNESS WHEREOF, the parties hereto have executed or cause this instrument to be executed as of the day and year first above written.

APPROVED AS TO FORM:
COUNTY COUNSEL

COUNTY OF NEVADA

By: 
Kit Elliott (Dec 7, 2023 08:52 PST)

By: 
Honorable Edward Scofield
Chair of the Board of Supervisors

ATTEST:

CONTRACTOR:

By: 
Julie Patterson Hunter
Clerk of the Board of Supervisors

By: 
Dennis Buskirk (Nov 13, 2023 11:26 PST)
Buskirk Construction, Inc.

Signature: 
Dennis Buskirk (Nov 13, 2023 11:26 PST)
Email: dennis@buskirkconstruction.com
Title: CEO
Company: Buskirk Construction Inc

Signature: 
Email: ed.scofield@nevadacountyca.gov
Title: Chairman of the Board
Company: County of Nevada

Signature: 
Email: Julie.Patterson-Hunter@nevadacountyca.gov
Title: Clerk of the Board
Company: County of Nevada

Signature: 
Kit Elliott (Dec 7, 2023 08:52 PST)
Email: kit.elliott@nevadacountyca.gov
Title: County Counsel
Company: Nevada County