

**AMENDMENT TO BOARD OF SUPERVISORS  
AGREEMENT NO. 19-239**

This Amendment to BOS Agreement No. 19-239 is entered into this 9th day of May 2023, by and between the COUNTY OF MENDOCINO, a political subdivision of the State of California, hereinafter referred to as "COUNTY" and Vanir Construction Management hereinafter referred to as "CONTRACTOR".

WHEREAS, BOS Agreement No. 19-239 was entered into on October 07, 2019 including payment terms for actual time and expenses not to exceed \$1,509,698 including billing rates through 2023; and

WHEREAS, upon execution of this document by the Chair of the Mendocino County Board of Supervisors and Vanir Construction Management this document will become part of the aforementioned contract and shall be incorporated therein; and

WHEREAS, it is the desire of CONTRACTOR and COUNTY to extend the termination date set out in the original BOS Agreement No. 19-239 from June 30, 2023 to June 30, 2026; and

WHEREAS, Multiple and unforeseen project delays have extended the time of performance of the contract more than two years, industry labor rates have increased rapidly since the original contract was executed, and it is the desire of the Contractor and County to adopt a revised estimate of hours and billing rates schedule through 2025 attached hereto resulting in an increase in fees not to exceed \$351,608; NOW, THEREFORE, we agree as follows:

1. The termination date set out in the original BOS Agreement No. 19-239 will be extended from June 30, 2023 to June 30, 2026.
2. The Payment Terms in Exhibit B will be modified to replace the original cost basis assumptions hereto with the revised and superseding Attachment 1,
3. The maximum compensation payable to the Contractor shall be increased from \$1,509,698 to \$1,861,306 for the term of this agreement.

All other terms and conditions of BOS Agreement No. 19-239 shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the day and year first above written.

**DEPARTMENT FISCAL REVIEW:**

**CONTRACTOR/COMPANY NAME:**

Janette Rame 05/02/2023  
DEPARTMENT HEAD DATE

By: [Signature]

Budgeted: ☐ Yes ☐ No

NAME AND ADDRESS OF CONTRACTOR:

Budget Unit: 1712 CP915

Vanir Construction Management Inc.

Line Item: 864365

4540 Duckhorn Drive Suite 300

Grant: ☐ Yes ☒ No

Sacramento, CA 95834

Grant No.: SB844 Reimbursed

James E. Smith, President

**COUNTY OF MENDOCINO**

By: [Signature]  
GLENN MCGOURTY, Chair  
BOARD OF SUPERVISORS

By signing above, signatory warrants and represents that he/she executed this Agreement in his/her authorized capacity and that by his/her signature on this Agreement, he/she or the entity upon behalf of which he/she acted, executed this Agreement

Date: 05/09/2023

**ATTEST:**

DARCIE ANTLE, Clerk of said Board

**COUNTY COUNSEL REVIEW:**

APPROVED AS TO FORM:

By: [Signature]  
Deputy 05/09/2023

CHRISTIAN M. CURTIS,  
County Counsel

I hereby certify that according to the provisions of Government Code section 25103, delivery of this document has been made.

By: [Signature]  
Deputy

DARCIE ANTLE, Clerk of said Board

05/02/2023  
Date: \_\_\_\_\_

By: [Signature]  
Deputy 05/09/2023

**INSURANCE REVIEW:**

**EXECUTIVE OFFICE/FISCAL REVIEW:**

By: [Signature]  
Risk Management

By: [Signature]  
Deputy CEO

05/02/2023  
Date: \_\_\_\_\_

05/02/2023  
Date: \_\_\_\_\_

Signatory Authority: \$0-25,000 Department; \$25,001- 50,000 Purchasing Agent; \$50,001+ Board of Supervisors

Exception to Bid Process Required/Completed ☐

Mendocino County Business License: Valid ☐

Exempt Pursuant to MCC Section: \_\_\_\_\_

ATTACHMENT1

**REVISED COST BASIS ASSUMPTIONS:**

	2019	2020	2021	2022	2023	2024	2025	Hours per Phase				
	Rate	Rate	Rate	Rate	Rate	Rate	Rate	Design Services	Project Advertisement Services	Construction Services	Total Hours per Position	CM FEE
PIC (AM)	\$0	\$0	\$0	\$0	\$245	\$252	\$260	0	0	21	21	\$5,229
Project Director	\$180	\$180	\$185	\$185	\$225	\$232	\$239	184	96	192	472	\$96,981
Senior PM	\$175	\$175	\$180	\$180	\$200	\$206	\$212	84	342	4,032	4,458	\$908,041
Project Engineer/ Project Admin	\$120	\$120	\$124	\$124	\$140	\$144	\$148	101	342	3,192	3,635	\$514,829
BSCC/SFM Coordination	\$150	\$150	\$155	\$155	\$175	\$180	\$185	0	0	80	80	\$14,278
SB 844 Funding Specialist	\$175	\$175	\$180	\$180	\$195	\$201	\$207	0	0	0	0	\$0
Inspector of Record	\$132	\$132	\$136	\$136	\$140	\$144	\$148	0	0	0	0	\$0
Materials Testing Eng.	\$149	\$149	\$153	\$153	\$158	\$163	\$168	0	0	0	0	\$0
Constructability	\$150	\$150	\$155	\$155	\$175	\$180	\$185	378	0	0	378	\$58,440
Scheduling	\$145	\$145	\$149	\$149	\$170	\$175	\$180	0	32	196	228	\$39,240
Chief Estimator	\$150	\$150	\$155	\$155	\$190	\$196	\$202	28	40	84	152	\$27,872
Reimbursable Expns												\$131,397
Commissioning Agent												\$65,000
PM Web System												\$0
Lab Testing												\$0
Estimated CM Fee											9,403	\$1,861,306

Phase	Total Hours	CM Fee
Design Services	775	\$149,644
Project Advertisement Services	852	\$147,785
Construction Services	7,797	\$1,498,877
<b>Total</b>	<b>9,424</b>	<b>\$1,861,306</b>