



AGENDA ITEM NO.

C-15

COUNTY OF HUMBOLDT

For the meeting of: July 22, 2014

Date: July 9, 2014

To: Board of Supervisors

From: *CP* Thomas K. Mattson, Director of Public Works

Subject: Humboldt County Courthouse Seismic Repair Project:
Subcontractor Substitution Request, Project 210500

RECOMMENDATION(S):

That the Board of Supervisors:

1. Receive and file the Notice of Subcontractor Substitution Request submitted to KVF, Inc. as requested by the General Contractor (Danco Builders Northwest) for the project mentioned above.
2. Accept and grant Danco Builders Northwest's request for the the KVF, Inc. substitution for cause in accordance with Public Contract Code Section 4107.

SOURCE OF FUNDING:

California Emergency Management Agency (Cal-EMA)
Capital Projects (1100170)

DISCUSSION:

On April 8, 2014, the Board of Supervisors awarded the Humboldt County Courthouse Seismic Repair Project to Danco Builders Northwest as the lowest responsible and responsive bid. The bid award also included the list of subcontractors submitted by Danco Builders Northwest at bid opening. One of the listed subcontractors, KVF Inc., has failed or refused to execute a contract to perform the work. Danco Builders Northwest submitted to the County a written substitution request to release KVF Inc. as the listed subcontractor for Metal Stud Framing, Section 092900 Gypsum Wallboard, and Gypsum Plaster Section

Prepared by Jake Johnson

CAO Approval Amy Olsen

REVIEW:

Auditor _____ County Counsel Sm Personnel _____ Risk Manager _____ Other _____

TYPE OF ITEM:

- Consent
- Departmental
- Public Hearing
- Other _____

PREVIOUS ACTION/REFERRAL:

Board Order No. C-11

Meeting of: 4/8/14

BOARD OF SUPERVISORS, COUNTY OF HUMBOLDT

Upon motion of Supervisor Bess Seconded by Supervisor Sundberg
 Ayes Sundberg, Lovelace, Bohn, Fearnot, Bess
 Nays _____
 Abstain _____
 Absent _____

and carried by those members present, the Board hereby approves the recommended action contained in this Board report.

Dated: July 22, 2014
 By: Kathy Hayes
 Kathy Hayes, Clerk of the Board

09230. The County notified KVF Inc. in writing of the substitution request submitted by Danco Builders Northwest. KVF Inc. did not file any written objection to the substitution within five (5) working days as required by the Public Contract Code. Therefore, in accordance with Public Contract Code Section 4107, the Board may grant the substitution for cause.

Granting the substitution will allow Danco Builders Northwest to contract with other subcontractors for the work. Granting the subcontractor substitution will not change the Project's scope of work or associated cost.

FINANCIAL IMPACT:

There is no financial impact at this time as a result of this Board action. Anticipated costs for the Courthouse Seismic Repair project are contained in the FY 2014-15 Capital Projects Budget.

These projects conform to the Board of Supervisors' Core Roles of providing and maintaining county infrastructure to enhance safety of county facilities.

OTHER AGENCY INVOLVEMENT:

Cal-EMA

ALTERNATIVES TO STAFF RECOMMENDATIONS:

The Board could choose not to accept or grant the subcontractor substitution, and direct staff to instruct the General Contractor to continue attempting to contract with the listed subcontractor.

ATTACHMENTS:

1. Notice of Subcontractor Substitution Request Submitted to KVF Inc, dated July 1, 2014.
2. Danco Builders Northwest Sub-contractor Substitution letter to County, dated June 26, 2014.
3. Danco Builders Northwest Sub-contractor Substitution letter to KVF Inc., dated June 26, 2014.



DEPARTMENT OF PUBLIC WORKS
COUNTY OF HUMBOLDT

MAILING ADDRESS: 1106 SECOND STREET, EUREKA, CA 95501-0579
AREA CODE 707 / FAX 445-7409

ARCATA-EUREKA AIRPORT TERMINAL
McKINLEYVILLE
AVIATION 839-5401

PUBLIC WORKS BUILDING
SECOND & L ST., EUREKA
ADMINISTRATION 445-7491
BUSINESS 445-7652
ENGINEERING 445-7377
ARCHITECT 445-7493
NATURAL RESOURCES 445-7741
PARKS 445-7651
ROADS & EQUIP MAINT. 445-7421

CLARK COMPLEX
HARRIS & H ST., EUREKA
LAND USE 445-7205

July 1, 2014

Via Certified Mail

Mr. Al Farinha
KVF Inc.
388 Jewett Road
Petaluma, CA 94952

RE: Humboldt County Courthouse Seismic Repairs Project
Project No. 210500

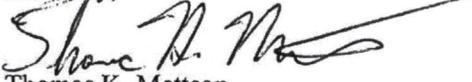
SUBJECT: Notice of Subcontractor Substitution Request.

Dear Mr. Farinha,

The General Contractor for the Project, Danco Builders Northwest, has submitted to the County a written substitution request for the release of your company as the listed subcontractor for Metal Stud Framing, Section 092900 Gypsum Wallboard, and Gypsum Plaster Section 09230. Danco Builders Northwest has requested substitution for the reason that KVF Inc. has failed or refused to execute a contract to perform the work. As an attachment to Danco Builders Northwest's substitution request, there is also a letter dated June 26, 2014, and signed by you on June 27, 2014 indicating that you are agreeable to the release from the Project.

In accordance with the requirements of the Public Contract Code Section 4107, you are hereby notified in writing of the substitution request submitted by Danco Builders Northwest. KVF Inc. has five (5) working days to submit any written objection to the substitution and failure to object will be considered as consent.

Sincerely,


Thomas K. Mattson
Humboldt County Public Works Director

Cc: Danco Builders Northwest
File

THE DANCO GROUP OF COMPANIES

DANCO

Danco Builders
Danco Builders Northwest
Danco Communities
Danco Property Management
DT Builders
Western Living Concepts

5251 Ericson Way
Arcata, California, 95521
www.danco-group.com
phone (707) 822 9000
fax (707) 822 9596
Contractor's Licenses
CA 899392 and CA 5500851

6/26/2014

SUBJECT: Humboldt County Courthouse Seismic Repairs Project

Gentlemen

KVF construction after having reasonable time wishes not to perform the contract work they where listed to do on the Humboldt County Court House seismic repairs project.

Al Farinha
KVF Inc
388 Jewett Road
Petaluma, CA 94952
Contractors license #712133
ph (707)793-9371 fax (707) 793-0391

Danco Builders Northwest will be substituting the work with these contractors:

Danco Builders will be performing the Metal stud framing.

5251 Ericson way

Arcata, CA 95521

Phone # 707-822-9000

Primo Drywall will be performing the Gypsum Wallboard section 092900

Lic. # 377937

P o box 24

Cutten, CA 95534

Phone # 707-445-3788

FC Bickert will be performing the Gypsum Plaster (patchwork) section 092300

Lic. # 531785

1315 Vista Way

Red Bluff, CA 96080

Phone # 530-529-3575

DANCO

Chuck Barnhart LEED AP BD+C

Superintendent |Danco Group

#3 North Bayview | Samoa, CA 95564

ph. (707) 834-4096 | fax. (707) 822-9596

cbarnhart@danco-group.com



June 26, 2014

Al Farinha

KVF Inc

388 Jewett Road

Petaluma, CA 94952

Contractors license #712133

ph (707)793-9371 fax (707) 793-0391

SUBJECT: Humboldt County Courthouse Seismic Repairs Project

XXXX,

You have provided a quote to Danco Builders Northwest on the Humboldt County Courthouse Seismic Repairs Project which bid in January of this year. KVF was listed for a portion of the work on our bid forms submitted to the County on bid day.

Recently, you have indicated that you would not be entering into a contract with us. It is not our intention to engage unwilling partners on the Courthouse Seismic Repairs Project.

Please sign and return this letter indicating your wish that KVF Inc. be released from participation in the Humboldt County Courthouse Seismic Repairs Project.

Sincerely,

Chuck Barnhart

Project Manager

Danco Builders Northwest

"I do not wish to participate in the Humboldt County Courthouse Seismic Repairs Project."

Print name: Al Farinha

Signature: Al G. Farinha Date: 6-27-14

KVF Inc.