



**Contra
Costa
County**

To: Board of Supervisors
From: Brian M. Balbas, Public Works Director/Chief Engineer
Date: April 28, 2020

Subject: Execute an Assignment and Assumption of Contract and Consent between Crusader Fence Company, Inc. and Crusader Fence Company, LLC.

RECOMMENDATION(S):

APPROVE and AUTHORIZE the Public Works Director, or designee, to execute an Assignment and Assumption of Contract and Consent between Crusader Fence Company, Inc., a California Corporation and Crusader Fence Company, LLC, a California Limited Liability Company, for fencing services under the 2018 On-Call Fencing Services Contract for Various Road, Flood Control, Airport, and Facilities Maintenance Work, with no change in the contract term or payment limit, Countywide.

FISCAL IMPACT:

This action will have no fiscal impact. The original contract is funded 100% with Local Road, Flood Control, Airport Enterprise, and Facilities Funds.

BACKGROUND:

The County awarded one of two on-call fencing services contracts for various road, flood

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD COMMITTEE

Action of Board On: **04/28/2020** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Candace Andersen, District II Supervisor
Diane Burgis, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V Supervisor

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: April 28, 2020

David Twa, County Administrator and Clerk of the Board of Supervisors

By: Laura Cassell, Deputy

Contact: Ron Thai 925
313-7003

cc:

control, airport, and facilities maintenance work to Crusader Fence Company, Inc.,

BACKGROUND: (CONT'D)

to supplement the maintenance crews' routine and emergency work while they are busy with other activities, and to perform work that is typically time-sensitive and may require specialized equipment and skills. This contract became effective on March 13, 2018. Subsequently, the Board of Supervisors approved two contract amendments that extended the contract completion date to March 13, 2021.

Crusader Fence Company, Inc. informed Public Works staff on March 2, 2020 that they have shifted their business classification from a Corporation (Crusader Fence Company, Inc.) to a Limited Liability Company (Crusader Fence Company LLC), and that they have transferred all contracts and work to Crusader Fence Company LLC. This Assignment and Assumption of Contract and Consent is to allow Public Works to continue to receive services outlined in the contract with Crusader Fence Company LLC.

CONSEQUENCE OF NEGATIVE ACTION:

Failure to approve an Assignment and Assumption of Contract and Consent between Crusader Fence Company, Inc. and Crusader Fence Company LLC may prevent the Public Works Department from completing routine road, flood control, airport, and facilities maintenance work in a timely manner.