



**Contra  
Costa  
County**

To: Board of Supervisors  
From: Brian M. Balbas, Public Works Director/Chief Engineer  
Date: January 10, 2023

Subject: APPROVE Change Order No. 1 with Mark Scott Construction, Inc., for Job Order Contract 017

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**RECOMMENDATION(S):**

APPROVE and AUTHORIZE the Public Works Director, or designee, to execute Change Order No. 1 with Mark Scott Construction, Inc., for Job Order Contract 017, to increase the payment limit by \$1,000,000 to a new payment limit of \$4,000,000 as allowed by Public Contract Code 20128.5, Countywide.

**FISCAL IMPACT:**

100% Various Capital Project funds. Projects under Mark Scott Construction's JOC 017 are only issued when there is an approved project and funding.

**BACKGROUND:**

The Job Order Contracts (JOC) Program has been a valuable construction project delivery tool since its inception back on November 10, 2015 and we continue to utilize the JOC Program for repairs, remodeling and tenant improvements projects in an expedient manner. Central to the JOC Program is that JOC contracts are performance-based and as contractors perform well, they will be the more likely candidates for consideration for future JOC job orders. On November 2, 2021, job order construction contracts were awarded to the four lowest and responsive bidders namely Mark

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY

☐ RECOMMENDATION OF BOARD

ADMINISTRATOR

COMMITTEE

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Action of Board On: **01/10/2023** ☒ 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  
Ken Carlson, 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: January 10, 2023

Monica Nino, County Administrator and Clerk of the Board of Supervisors

Contact: Jeffrey K. Acuff  
925-957-2487

By: Laura Cassell, Deputy

cc:



BACKGROUND: (CONT'D)

Scott Construction (JOC 017), Aztec Consultants (JOC 018), MIK Construction (JOC 019), and MVP Construction (JOC 020), for job orders under the JOCs in an amount to total not less than \$25,000 nor more than \$3,000,000. The payment limit for Mark Scott Construction needs to be increased because the amount paid under JOC 017 is nearing the contract payment limit. Therefore, the Public Works Director recommends that the Board approve Change Order No. 1 with Mark Scott Construction, to increase the payment limit from \$3,000,000 to a new payment limit of \$4,000,000, as allowed by Public Contract Code 20128.5.

CONSEQUENCE OF NEGATIVE ACTION:

If the change order is not approved, the County will be limited in its ability to select the best suited JOC contractor for appropriate County construction projects involving repair, remodeling, and other repetitive work.