

# **EXHIBIT C**

## **SPECIAL CONDITIONS**

**FOR**

**SAN BERNARDINO COUNTY**

**303 W. 5<sup>TH</sup> STREET DESIGN-BUILD PROJECT**

**PROJECT NUMBER 10.10.1699**



## SPECIAL CONDITIONS

- 1.1 Coordination, Scheduling, and Meetings: The Design-Builder shall coordinate scheduling all construction activities with the Project Manager from the Project and Facilities Management Department – Project Management, San Bernardino County (County), prior to beginning the activities. The successful proposer shall attend a preconstruction conference at a location and time set by the County.

Construction meetings shall be held at the job site or at a different location as instructed by the County. Details regarding job site meetings will be arranged at the preconstruction conference.

- 1.2 Codes, Ordinances and Regulations: All Work shall conform to the requirements of all Applicable Laws including the California Building Standards Code (as adopted and/or amended by the County), the Americans with Disabilities Act, Uniform Mechanical Code, Uniform Plumbing Code, Uniform Electrical Code, the Standard Plans for Public Works Construction, Construction Safety Orders of the Department of Industrial Relations – Division of Industrial Safety Construction Safety Orders, and all other State and National codes, ordinances, rules and regulations, which apply to the Work.

In any case of conflict between any of these requirements, and the Contract Documents, the requirement that is the strictest shall govern. Nothing in the Contract /Agreement Documents is to be construed to permit Work not in conformance with these laws, codes and regulations.

- 1.3 Liquidated Damages: Section 8.5.3 of the General Conditions is amended to read the following:

In the event that the Design-Builder fails to achieve Final Completion of the Work within the Contract Time, the Design-Builder will agree to pay the County a sum of **\$1,000.00 per day** for liquidated damages for each calendar day that Final Completion is delayed.

- 1.4 Safety: The Design-Builder shall be solely and completely responsible for conditions of the job site, including safety of all persons and property for the duration of the Work, on a 24-hour day, 7-day week basis. Prior to the start of construction, Design-Builder shall provide the Project Manager with a copy of Design-Builder's Illness and Injury Prevention Program as required by California Code of Regulations, title 8, sections 1509 and 3203 and Section 10 of the General Conditions specifically relating to this project.

- 1.5 Project Inspections: All inspections shall be performed during normal business hours. Design-Builder shall notify the Project and Facilities Management Department – Project Management Inspector and Project Manager 72 hours in advance of all requested



inspections. Requests shall be sent to [joseph.ford@pfm.sbcounty.gov](mailto:joseph.ford@pfm.sbcounty.gov) and [liliana.aubert@pfm.sbcounty.gov](mailto:liliana.aubert@pfm.sbcounty.gov)

Design-Builder may request an inspection via email to the Project and Facilities Management Department – Project Management Inspector and Project Manager.

Email subject line should read as follows: Inspection Request 303 W. 5<sup>th</sup> Street DB Project

- 1.6 Sanitary Facilities: Design-Builder shall be solely and completely responsible to provide and maintain on-site sanitary facilities.
- 1.7 Design-Builder Site Representative: Per Section 3.3.5.1 of the General Conditions, Design-Builder shall always have a Project superintendent on site while Work is being done.
- 1.8 Water & Power: Design-Builder may utilize the existing building water and power to the extent it is adequate for construction purposes. If it is not adequate, the Design-Builder shall be responsible for any additional water and power required for construction purposes.
- 1.9 Traffic Safety: Design-Builder shall be solely and completely responsible to provide traffic safety for all Design-Builder/construction purposes.
- 2.0 Building Permit / Inspection: Design-Builder shall be solely and completely responsible to obtain City of San Bernardino building permit(s) for the construction and inspection of curbs/sidewalks, and any offsite work, 48-hour notification required.

Design-Builder shall be solely and completely responsible to obtain all necessary plan check approvals and permits through the San Bernardino County Fire Protection District. The Design-Builder shall include permit fees in the proposal documents for San Bernardino County Fire Protection District for deferred submittal items. The Design-Builder shall be solely responsible for obtaining all required plan checks & approval through San Bernardino County Land Use Department and Authorities Having Jurisdiction as may apply. The Design-Builder is not required to include a building permit fee for San Bernardino County Land Use Services. Deferred submittals and auxiliary permits are the responsibility of the Design-Builder.

- 2.1 Temporary Staging Areas: Design-Builder shall take note of the limited staging area available at the facility. Storage areas designated and approved for the Design-Builder for site storage shall be secured by the Design-Builder at its expense. This area shall be closed and not accessible to the public. If a container is used, materials shall be stored inside the container without exception.



- 2.2 Site Examination: Design-Builder shall have the sole responsibility of satisfying itself concerning the nature and location of the Work, and the general and local conditions, such as, but not limited to, all other matters which could in any way affect the Work or the costs thereof. The failure of the Design-Builder to acquaint itself with all available information regarding any applicable existing or future conditions shall not relieve it from the responsibility for properly estimating the difficulties, responsibilities, or costs of successfully performing the Work according to the Contract Documents.
- 2.3 Videotape/Record Site: Design-Builder shall prepare an existing conditions survey of all of the surrounding and adjacent properties, including streets and observable and recorded utilities, prior to the start of construction. The survey shall professionally document existing conditions of surrounding and adjacent properties using a professional video/filming service hired by the Design-Builder and approved by the County prior to the start of Work. Video will be delivered via CD or flash drive and contain detailed audio documentary describing property, location and existing conditions in areas of view. Design-Builder will endeavor to gain access to non-County owned properties. Submit three (3) copies of the CD or flash drive to the County ten (10) days prior to the start of construction.
- 2.4 Dust Control: Design-Builder shall control and keep dust down to a minimum at all times during construction (seven days a week, 24 hours a day when needed). The projects street and driveways shall be cleaned at the end of each workday in accordance with the Green Book Standard Specifications for Public Works Construction.
- 2.5 Data/Telephone/Video: Design-Builder shall coordinate all data, telephone and video installation with the San Bernardino County's Innovation Technology Department (ITD) as required. ITD will be responsible for all low voltage cabling. Design-Builder shall provide and install all data/telephone/video boxes, conduit and pull string as required by San Bernardino County.
- 2.6 Furniture/Fixture/Equipment: Design-Builder shall coordinate and assist all furniture, fixtures and equipment installations with San Bernardino County's vendor(s) as required.
- 2.7 Design-Builder to enter into direct contract with the approved County vendor to install Genetec System card readers to maintain service and warranty.
- County Approve Vendors:
- Convergent Technologies, LLC. (Rancho Cucamonga, CA)
  - TRL Systems, Inc., (Rancho Cucamonga, CA)
- 2.8 Noise & Vibration: Design-Builder shall coordinate excessively loud and disruptive and construction activities that generate vibrations that can migrate off-site. To the largest extent possible limit these activities to weekends and afterhours and at no time shall be

allowed during San Bernardino County Board of Supervisor Meetings. Design-Builder shall apprise themselves from Board of Supervisor Schedule on County's Clerk of the Board website.

NOT FOR BID