

UNIVERSITY OF CALIFORNIA, SANTA BARBARA

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SANTA BARBARA • SANTA CRUZ

OFFICE OF DESIGN & CONSTRUCTION SERVICES and PHYSICAL FACILITIES

CONTRACTING SERVICES  
Building 439  
Santa Barbara, California 93106-1030  
Telephone (805) 893-3356  
Fax (805) 893-8592

**SENT VIA:**  FAX ON THIS DATE  
 HAND DELIVERY ON THIS DATE  
 FEDERAL EXPRESS ON THIS DATE  
 UNITED PARCEL SERVICE ON THIS DATE

HOLDERS OF PLANS AND SPECIFICATIONS:

Arts Building Seismic Correction and Renewal  
Project No. FM090010L/988720

**Addendum No. Five**

July 23, 2010

Enclosed is **ADDENDUM NO. FIVE** to the Construction Documents on the above-captioned project.

Bid date is Thursday, July 29, 2010 at 2:30 PM to be held at:

CONTRACTING SERVICES  
Facilities Management, Bldg. 439,  
Door #E, Reception Counter  
University of California, Santa Barbara  
Santa Barbara, CA 93106-1030.

Late arrivals shall be disqualified. Please allow time for unforeseen traffic delays, securing a parking permit and potential parking problems.

A handwritten signature in black ink, appearing to read "Anna Galanis".

Anna Galanis  
Director, Contracting Services

ADDENDUM NUMBER FIVE

to the

CONSTRUCTION DOCUMENTS  
JULY 23, 2010

GENERAL

The following changes, additions or deletions shall be made to the following document(s) as Indicated; all other conditions shall remain the same.

**I. SUPPLEMENTARY INSTRUCTIONS TO BIDDERS**

Item No.

1. Page two, Number 8. INSTRUCTIONS TO BIDDERS (ARTICLE 6- CONSIDERATION OF BIDS)”, 6.3.4 **Replace** to read in it’s entirety as follows:

“A. Amend paragraph 6.3.4 to read as follows: **“The University will post the bid results at the following web address: <http://facilities.ucsb.edu>”.**”

Item No.

2. Page two, Number 9. INSTRUCTIONS TO BIDDERS (ARTICLE 6- “CONSIDERATION OF BIDS”)”, 6.3.5 **Add .C** the following Paragraph in it’s entirety as follows:

“.C Amend paragraph 6.3.5 to read as follows: .10 A signed acknowledgment of an Assignment Agreement in the form contained in the Exhibits. The work of the Assignment Agreement consists of Section13810 Energy Monitoring and Controls System”

Item No.

3. Page two, Number 9. INSTRUCTIONS TO BIDDERS (ARTICLE 6- “CONSIDERATION OF BIDS”)”, 6.3.5 **Add .D** the following Paragraph in it’s entirety as follows:

“D. Amend paragraph 6.3.5 to read as follows: 6.3.5 University will select the apparent lowest responsive and responsible Bidder and notify such Bidder on University’s form within **80** days.....”

## **II EXHIBITS**

### Item No.

1. Table of Contents, **Add** to top of page in it's entirety as follows:  
"Exhibit A - Assignment Agreement

### Item No.

2. Exhibit A - Assignment Agreement, **Add** in it's entirety with attached Exhibit A - Assignment Agreement 1 page.

## **III SPECIFICATIONS**

### Item No.

1. Section 01010 – SUMMARY OF WORK, PART 1-GENERAL, 1.01A.1 **Add** "e." to read in it's entirety as follows:

"e. An Assignment Contractor Agreement that together comprise the Work of the Project. The University will enter into a separate Contract for a portion of the Work, of which will be assigned to the Contractor. The Work to be assigned consists of expanding the existing Johnson Controls, Inc., "Metasys" Energy Management and Control system, provide monitoring, and stand alone direct digital controls per Section 13810 Assignment Contract Energy Monitoring and Controls System.

END OF ADDENDUM NO. FIVE

**ASSIGNMENT AGREEMENT**

TITLE AND LOCATION OF THE WORK:  
**ARTS BUILDING SEISMIC CORRECTION AND RENEWAL**  
**Faculty Club Road – Adjacent to UCEN loading dock**

NAME AND ADDRESS OF THE UNIVERSITY FACILITY:  
**University of California, Santa Barbara**  
**Facilities Management, Building 439**  
**Santa Barbara, California 93106-1030**

NAME AND ADDRESS OF THE EXECUTIVE DESIGN PROFESSIONAL:  
**Studio Architecture**  
**370 S. Doheny D. Suite 201**  
**Beverly Hills, CA 90211**

NAME AND ADDRESS OF THE CONTRACTOR:  
**Not known at this time.**

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**ASSIGNMENT AGREEMENT**  
**(Included herein for reference only.)**

THIS AGREEMENT, made and entered onto this \_\_\_\_\_ day of \_\_\_\_\_, 2010, by \_\_\_\_\_, a \_\_\_\_\_, hereafter referred to as "Contractor," and THE REGENTS OF THE UNIVERSITY OF CALIFORNIA, a California corporation, hereinafter referred to as "University."

**RECITALS**

- 1. On **{DATE}**, University tendered to \_\_\_\_\_, a \_\_\_\_\_, hereinafter referred to as Subcontractor, a construction contract for **Arts Building Seismic Correction and Renewal**, for **University of California, Santa Barbara**, which was executed by Subcontractor on **{DATE}**. A copy of the foregoing **Arts Building Seismic Correction and Renewal** is attached hereto as EXHIBIT "A" and shall be incorporated herein by reference; and
- 2. On **{DATE}**, University and Contractor entered into a construction contract for **Arts Building Seismic Correction and Renewal**, for **University of California, Santa Barbara**; and
- 3. Said contract required the Contractor to accept an assignment of the University's rights, duties, and obligations under the for **Arts Building Seismic Correction and Renewal**.

NOW, THEREFORE, in consideration of the promises and acts contained therein, the parties agree with each other as follows:

- 1. Contractor hereby assumes responsibility for and agrees to perform all the duties of University under the for **Arts Building Seismic Correction and Renewal** attached as EXHIBIT "A."
- 2. University hereby assigns and transfers to Contractor all of its rights under said for **Arts Building Seismic Correction and Renewal** including all liabilities and responsibilities of any kind to University which may have existed, exist, or may arise under said for **Arts Building Seismic Correction and Renewal**. Contractor accepts all liabilities and obligations.

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

**UNIVERSITY**

THE REGENTS OF THE UNIVERSITY OF CALIFORNIA

By: J.J. Wolever  
Director, Design and Construction Services  
\_\_\_\_\_(Signature)  
\_\_\_\_\_(Date)

**CONTRACTOR**

\_\_\_\_\_  
By: \_\_\_\_\_(Title)  
\_\_\_\_\_(Signature)  
\_\_\_\_\_(Date)