November 10, 2026

Board of Supervisors
Kern County Administrative Center
1115 Truxtun Avenue
Bakersfield, CA 93301

Various Projects

PROPOSED AMENDMENT NO. 3 TO AGREEMENT WITH VORTEX CONSTRUCTION FOR THE JOB ORDER CONTRACT (PHASE 28) TO INCREASE COMPENSATION AMOUNT; ALL DISTRICTS (Fiscal Impact: $1,000,000; Budgeted; Discretionary)

Attached for your Board's approval is Amendment No. 3, to Agreement No. JOC28V, with Vortex Construction for the Job Order Contract (JOC) Phase 28, which provides construction throughout Kern County by way of a competitive bid, fixed period, fixed unit priced, and indefinite quantity contract. Work is accomplished by issuing a series of individual work orders, based on the established unit prices for the labor, equipment, and material required to complete the project.

The County of Kern utilizes Job Order Contracting (JOC) as an alternative project delivery method to efficiently procure and manage small- to medium-scale construction, renovation, and maintenance projects. JOC contracts are competitively bid and established with qualified contractors to perform a wide range of repair, alteration, and minor construction work on an as-needed basis under pre-determined unit prices.

A list of projects to be performed under this agreement is attached. In general, the work consists of, but is not limited to, various facility remodels and upgrades.

On November 18, 2025, your Board approved the original Agreement in an amount not to exceed $1,000,000.

On April 28, 2026, your Board approved Amendment No. 1 to increase the maximum compensation amount by $1,000,000 for a new not to exceed amount of $4,000,000.

Amendment No. 2 was approved by the Chief General Services Officer to amend contract language; Board approval was not required at that time.

This Amendment No. 3 will provide for an increase to the maximum compensation in the amount of $1,000,000 for a new not to exceed amount of $5,000,000, due to increase in scope of work on projects currently under contract.

The attached Amendment No. 3 has been approved as to form by the Office of County Counsel.

Therefore, IT IS RECOMMENDED that your Board: 1) approve Amendment No. 3, to Agreement No. JOC28V, with Vortex Construction, for Job Order Contract (Phase 28), to increase the compensation amount by $1,000,000, for a new total amount not to exceed $5,000,000; and 2) authorize the Chairman to sign.

Sincerely,

Michelle Burns-Lusich
Chief General Services Officer

MBL:BP:NR:jv:yz
Attachment
cc: County Administrative Office,
Vortex Construction
4048 Commercial St, Bakersfield, CA 93308

Docusign Envelope ID: 68861AC9-9494-815D-80CC-3A063C5DE84D

AGREEMENT FOR THE JOB ORDER CONTRACT, PHASE 28
(County of Kern – Vortex Construction)

THIS AMENDMENT TO AGREEMENT, entered into this day _____, is between the COUNTY OF KERN, a political subdivision of the State of California, (hereinafter called "OWNER") and VORTEX CONSTRUCTION, a California corporation (hereinafter called "CONTRACTOR"), whose address is 4048 Commercial Street, Bakersfield California 93308.

WITNESSETH:

WHEREAS, OWNER and CONTRACTOR entered into an agreement for the Job Order, Phase 28 (Agreement #JOC28V) dated November 18, 2025 (hereinafter called the "AGREEMENT"); and

WHEREAS, the parties to the AGREEMENT desire to amend the AGREEMENT to provide for a $1,000,000 increase in the maximum compensation;

NOW, THEREFORE, OWNER and CONTRACTOR do mutually agree as follows:

1. The second sentence of ARTICLE 1, PARAGRAPH 1.01, WORK OF THE CONTRACT of Document 00500 is hereby revised to read as follows:
   The Maximum Contract Value is five million dollars ($5,000,000).
2. The parties agree to the use of electronic signatures using the DocuSign system for any amendments to the AGREEMENT. Electronic signatures shall be as of the same effect as an original signature.
3. All the remaining terms and conditions set forth in the AGREEMENT are continued hereafter in full force and effect, and all parties agree to continue performance in accordance with all terms in the AGREEMENT as amended.

IN WITNESS WHEREOF, this Amendment Number 3 to the AGREEMENT has been executed as of that date first herein above appearing.

APPROVED AS TO CONTENT:

BY Michelle Burns-Lusich
Michelle Burns-Lusich, Chief General Services Officer

APPROVED AS TO FORM:
Office of the County Counsel

BY Brian Van Wyk
Brian Van Wyk, Deputy

COUNTY OF KERN (OWNER)

BY _____
Chairman, Board of Supervisors

VORTEX CONSTRUCTION (CONTRACTOR)

BY William H. Wages
William H. Wages, PRESIDENT



Docusign Envelope ID: 68861AC9-9494-815D-80CC-3A063C5DE84D

TRAVELERS

Travelers Casualty and Surety Company of America

License No. _____

RIDER

To be attached to and form part of Bond No. **108294161**.

Issued on behalf of **Vortex Construction** as Principal, and in favor of **County of Kern** as Obligee.

It is agreed that:

☐ 1. The Surety hereby gives its consent to change the Name:

from: _____

to: _____

☐ 2. The Surety hereby gives its consent to change the Address:

from: _____

to: _____

☒ 3. The Surety hereby gives its consent to change the **Contract/ Bond Amount**:

from: **$4,000,000.00**

to: **$5,000,000.00**

This rider shall become effective as of **October 6, 2026**

PROVIDED, however, that the liability of the Surety under the attached bond as changed by this rider shall not be cumulative.

Signed, sealed and dated **October 6, 2026**.

Travelers Casualty and Surety Company of America

By: _____

Elizabeth Collodi,
Attorney-in-Fact

Accepted: **County of Kern**
Obligee

By: _____

or **Vortex Construction**
Principal

By: _____

S-4111 (8/66)

Docusign Envelope ID: 68861AC9-9494-815D-80CC-3A063C5DE84D

ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California
County of Butte)

On October 6, 2026 before me, Quentin J Thomas, Notary Public
(insert name and title of the officer)

personally appeared Elizabeth Collodi,
who proved to me on the basis of satisfactory evidence to be the person(~~s~~) whose name(~~s~~) is/~~are~~ subscribed to the within instrument and acknowledged to me that ~~he~~/she/~~they~~ executed the same in ~~his~~/her/~~their~~ authorized capacity(~~ies~~), and that by ~~his~~/her/~~their~~ signature(~~s~~) on the instrument the person(~~s~~), or the entity upon behalf of which the person(~~s~~) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature _____ (Seal)

ARS3 QUENTIN J THOMAS
COMM. # 2565169
NOTARY PUBLIC · CALIFORNIA
COUNTY OF BUTTE
Comm. Expires AUG. 24, 2030 ARS3

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TRAVELERS

Travelers Casualty and Surety Company of America
Travelers Casualty and Surety Company
St. Paul Fire and Marine Insurance Company

POWER OF ATTORNEY

Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company are corporations duly organized under the laws of the State of Connecticut (herein collectively called the "Companies"), and the Companies do hereby make, constitute and appoint **Elizabeth Collodi** of **CHICO** , **California** , their true and lawful Attorney(s)-in-Fact to sign, execute, seal and acknowledge any and all bonds, recognizances, conditional undertakings and other writings obligatory in the nature thereof on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed, and their corporate seals to be hereto affixed, this **13th** day of **May**, **2026.**

SEAL SEAL SEAL

State of Connecticut

By: _____
Bryce Grissom, Senior Vice President

City of Hartford ss.

On this the **13th** day of **May**, **2026**, before me personally appeared **Bryce Grissom**, who acknowledged himself to be the Senior Vice President, Surety, Bond & Specialty Insurance, of each of the Companies, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of said Companies by himself as a duly authorized officer.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

My Commission expires the **31st** day of **March**, **2031**

MARIE E. SORENSEN NOTARY PUBLIC CONNECTICUT

_____
Marie E. Sorensen, Notary Public

This Power of Attorney is granted under and by the authority of the following resolutions adopted by the Boards of Directors of each of the Companies, which resolutions are now in full force and effect, reading as follows:

RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-in-Fact and Agents to act for and on behalf of the Company and may give such appointee such authority as his or her certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her; and it is

FURTHER RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary; and it is

FURTHER RESOLVED, that any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact and Agents pursuant to the power prescribed in his or her certificate or their certificates of authority or by one or more Company officers pursuant to a written delegation of authority; and it is

FURTHER RESOLVED, that the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any Power of Attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such Power of Attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding on the Company in the future with respect to any bond or understanding to which it is attached.

I, **Kevin E. Hughes**, the undersigned, Assistant Secretary of each of the Companies, do hereby certify that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which remains in full force and effect.

Dated this **6th** day of **October** , **2026** .

SEAL SEAL SEAL

_____
Kevin E. Hughes, Assistant Secretary

To verify the authenticity of this Power of Attorney, please call us at 1-800-421-3880.
Please refer to the above-named Attorney(s)-in-Fact and the details of the bond to which this Power of Attorney is attached.

Job Order Contract
General Phase 28 - Vortex Construction

Account	JOC No.	Project Description	Amount
3274CC	JOC28V-02	Beale Memorial Library - Elevators	$774,187.85
3274CC	JOC28V-03	BHRS CCE - Erie	$85,000.00
3274CC	JOC28V-04	YDC JPPS Trailer Replacment	$1,588,437.75
3274CC	JOC28V-05	Juvenile Hall Maintenance - Laundry HVAC	$102,338.29
3274CC	JOC28V-06	Beale Library BF Grant - Exterior Paint Finish	$313,330.82
3274CC	JOC28V-07	BVARA Well Projects - Paving	$1,338,032.56
3274CC	JOC28V-08	Metro Softball Bleacher Repairs	$47,081.68
			$ 4,248,408.95