

# Behavioral Health Continuum Infrastructure Program (BHCIP) End of Construction Requirements







- **1. Construction Closeout Timeline**
- 2. PFA Article 4.3 Compliance Requirements
- 3. The Nine Steps of Closeout
- 4. Recap and Conclusion





## **Construction Closeout Timeline**





#### **END OF CONSTRUCTION – Full speed ahead!**

- **PFA Requirements:** Article 4.3 Construction, Closeout, & Sunset Dates
- Industry Best Practices: Closeout and Move-in



Planning

**HCS** 



**Finishing Construction** 



## The BIG PICTURE for Construction Closeout



At 50% (or before) construction complete, begin strategizing and preparing for close-out.



Pay your contractor and subs; and collect all lien waivers.



### Confirm all **PFA milestones and** contractual requirements have been met.

- a. Compliance with Department of Industrial Relations (DIR) prevailing wage and certified payroll.
- b. If more construction funding is needed at 50% complete, submit a request with funding details to AHP.
- c. The Sponsor shall <u>not</u> incur any additional debt without the prior written approval of AHP and DHCS.. Allow for 30 days approval.



#### Work with your development team to *confirm and hold* schedule, budget and compliance.



**Ensure a smooth closeout** by coordinating with your development team early.



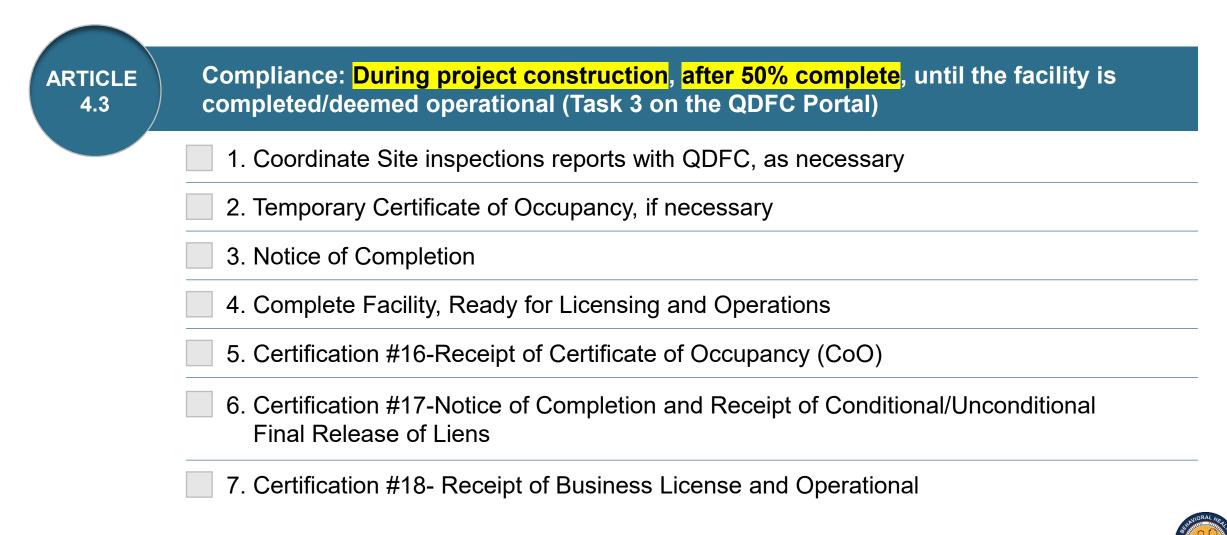
## PFA Article 4.3 Construction Closeout Compliance Requirements





#### **ARTICLE 4.3 "Construction Closeout" Compliance**

Before final closeout, sponsors must submit the below documentation.





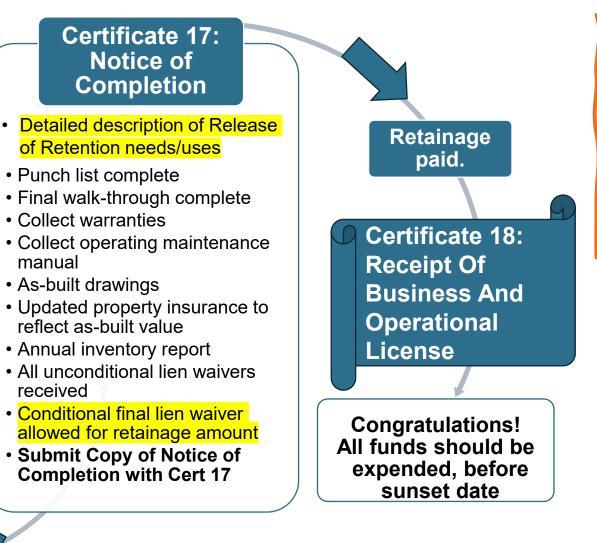
## 4.3 Compliance: "Construction Closeout" Timeline

#### Final inspections complete

- Begin recordation of Notice of Completion with county (can take days/weeks).
- Certificate of Occupancy signed by building department
- Submit new certificate of property insurance (30 years) to AHP
- Performance Deed of Trust (PDOT) and Declaration of Restrictions (DOR) 30year period begins

Certificate 16: Certificate of Occupancy

**HCS** 



**Cert. 16:** Initiate recording process of Notice of Completion

**Cert. 17:** Submit copy of Notice of Completion with Cert. 17



## Certification 16: Receipt Of Certificate Of Occupancy (CoO)

## After the sponsor has a CoO from the local building department:

- Submit Certification 16 and the following documents to QuickDraw Fund Control (QDFC):
  - CoO (copy) or equivalent document, such as a signed final permit.
  - If no building permit is required (e.g., acquisition only) submit the most recent CoO.

Note: Some agencies may <u>not</u> issue a CoO, but instead will *sign the permit as "final."* Metrics of Cost, type of building, and type of construction will determine whether a CoO is issued.

	CITY OF LOS ANGELES CALIFORNIA					
		ADED 119	¥			
	ANTO	NIO R. VILLA	RAIGOSA			
		MAYOR				
CH	ERTIFICA'	TE OF	OCCUPA	NCY		
OWNER ANDRADE, RAYMOND G	ANDRADE, RAYMOND G No building or structure or portion thereof and no trailer park or portion					
			thereof shall be used or o	occupied until a Certif	icate of Occupancy	has been
			CERTIFICATE:		Issued-Valid	DATE:
820 SAN MARINO AVE				RICHARD F		08/07/2012
MONTEBELLO CA		90640				
SITE IDENTIFICATION						
ADDRESS: 9842 W PORTOLA DR 90	210					
LECAL DESCRIPTION						
	BLOCK	LOT	(s) ARB	CO MAPREE #	PARCEL PI	N APN
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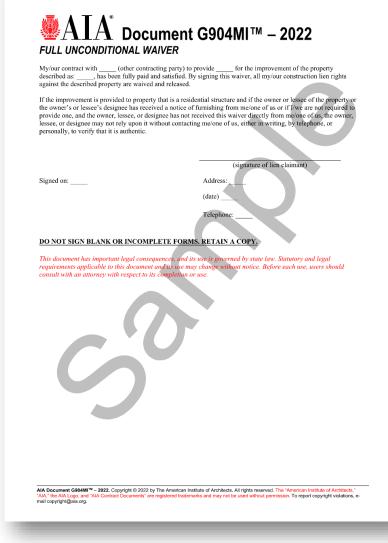


## **Certification #17: Notice Of Completion**

After the sponsor issues a Notice of Completion, after final release of liens and project close-out:

- Submit Certification 17 and the following documents to QDFC:
  - Notice of Completion (copy) Ο

- All copies of unconditional lien releases 0
- Detailed description of "release of 0 retention" needs/uses





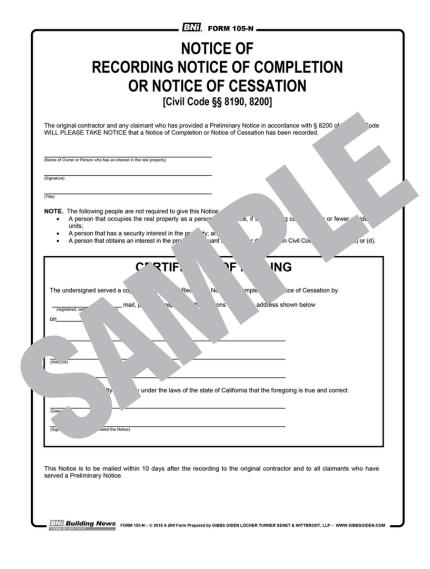


#### What is a Notice of Completion?

**Definition:** Notice of Completion is a **legal document** used in construction and real estate industries to signify the completion of a construction project.

**Purpose:** It formally declares that the construction work on a property has been completed. <u>This notice is</u> required to be recorded with County Clerk in the jurisdiction where property is located)

**Content:** The document typically includes details such as the <u>date of completion</u>, the name and address of the property owner, the contractor's name, a description of the work performed, and the address of the property.





To record the Notice of Completion, you only need the Certificate of Occupancy or "signed final permit card"; punch list items or paying retainage may not be complete at time of recordation.

However, when you are ready to submit Certification 17 and a copy of the recorded Notice of Completion, <u>all PFA requirements in</u> previous slide must be complete. Once you have a Certificate of Occupancy for your project, it's advantageous to promptly record and file the Notice of Completion.

Doing so limits subcontractor's time to file a lien, meaning they will be motivated to finish any remaining change orders, punch list items, or other tasks to collect their final payment.



## **Notice of Completion - Timeline**

Legal Implications: Filing a Notice of Completion can affect the timeline for filing mechanic's liens. Once the notice is filed, it often shortens the period within which subcontractors, laborers, and suppliers (30 days) and general contractor (60 days) can file a lien against the property for unpaid work or materials.

**Process:** The property owner or their agent usually files the notice with the county recorder's office. In some jurisdictions, <u>a copy of the notice must also be sent to all parties involved in the project.</u>

**Benefits:** For property owners, filing a Notice of Completion helps limit their exposure and <u>timeline</u> to future claims and provides a clear record of the project's end date. For contractors and subcontractors, it provides a clear trigger for their <u>deadline</u> to file any lien claims.

Once the project has its Certificate of Occupancy, it's advantageous for the SPONSOR TO PROMPTLY RECORD AND FILE ITS NOTICE OF COMPLETION.

Doing so LIMITS THE TIME SUBCONTRACTORS HAVE TO FILE A LIEN, motivating them to quickly finish any remaining change orders, punch list items, or other tasks to collect final payment.

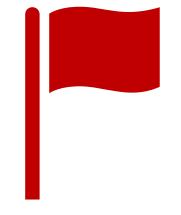




## **Certification 17 – Notice of Completion**

#### REPEAT: Do not submit Certification 17 until the following are complete:

- Punch list
- □ Final inspections
- □ Final walkthrough
- □ Warranties
- Operating maintenance manuals
- □ As-built drawings
- Updated property insurance to reflect as-built value
- □ Annual inventory report
- Copy of Notice of Completion recorded with county clerk in the jurisdiction where property is located
- □ All retainage paid
- □ All unconditional lien releases
  - Conditional final lien waiver allowed for retainage amount
- Detailed description of release of retention needs/uses





### Certification #18: Receipt Of Business And Operational License

Submit Certification 18 *after* receiving the required license(s) for opening and initiating operations. **Certification 18 signifies the closure of the grant program and the success of the new facility opening:** 

- Submit Certification 18 and the following documents to QDFC:
  - Business license (copy)
  - DHCS license, if applicable (copy)\*

- ALA	STATE OF CALIFORNIA
CALIFORNIA REPUBLIC	SEAL OF THE CONTACT
	Business License
Name	COMPANY NAME
License No	xx-00000-xx
Expiration	00/00/0000
	ALIFORN

\*Depending on the facility type, the State of California may require a facility to obtain a state license from either DHCS, the CA Department of Public Health, or the CA Department of Social Services.

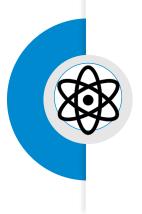


# The Nine Steps of Construction Closeout





#### **Closeout Process**



**HCS** 

"Closeout" is a series of checks and double-checks undertaken to **ensure that every construction detail is completed**; that all building systems are functioning and have operating manuals; that the owner is indemnified against any liens; and that all bills are paid, including the final payment to the general contractor.



Note: The following steps are guidelines only and may occur concurrently. Closeout processes may vary by general contractor.



### **BIG PICTURE to Closeout and Move-in**

- A. Once construction is nearly complete, the general contractor initiates project closeout and notifies you, the owner, that the building is ready for you to apply for a CoO.
- B. After a punch-list-walk, a Certificate of "Substantial Completion" may be issued by the architect and is a legal document to confirm event.
- C. Once the remaining building code requirements are completed to the building department's satisfaction, they will issue an official CoO.
- D. Upon receipt of the CoO, you can record the Notice of Completion, which begins the 30- to 60-day period for subcontractors to file mechanic's liens.
- E. When the building is 100% complete (punch list complete, all closeout documents received, etc.) you can submit Certification 17 along with a copy of the Notice of Completion.

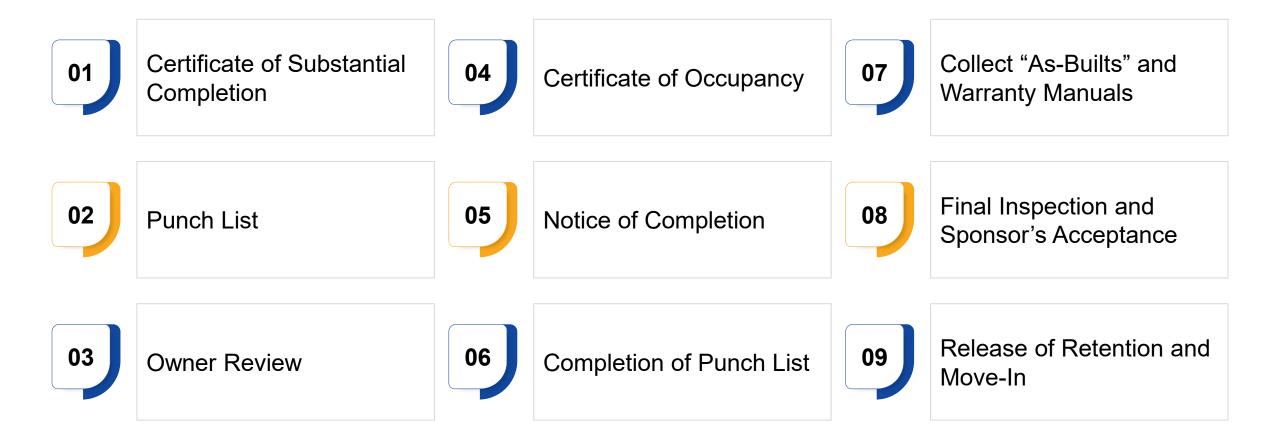
Note: The following steps are guidelines only and may occur concurrently. Close-out processes may vary by general contractor.





#### **The Nine-Steps of Closeout**

PHCS





### Step 1: Certificate of Substantial Completion

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The Certificate of Substantial Completion is **issued by the architect** and **signed by the general contractor and owner**.



It marks the point at which the work, or a designated portion thereof, is complete enough per the contract documents for the owner to begin occupancy, despite minor remaining tasks.



his certificate often includes an appendix listing minor unresolved items such as cosmetic fixes that do not impact the building's fundamental use, permitting, or operations.



This allows the owner to obtain a temporary certificate of occupancy and start the move-in process.

PROJECT: (name and add	(ress)	CONTRACT INFORMATION: Contract For: Date:		FIFICATE INFORMATION:
OWNER: (name and addre	285)	ARCHITECT: (name and address)	CONT	<b>FRACTOR:</b> (name and address)
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ARCHITECT (Firm Name)	SIGNATURE	PRINTED NAME AND	TTLE	DATE OF SUBSTANTIAL COMPLET
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## **Step 2: Punch List**

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As the project nears completion, the architect, general contractor, project manager, and owner's representative will **conduct a final walk-through to create a punch list.** 



The **punch list** itemizes any unfinished tasks that must be completed before the final payment is issued, such as adding or adjusting door hardware, light fixtures, plumbing functionality, and paint. Note that punch list items are often contractual or cosmetic and may not be related to formal inspection requirements.

CATEGORY	ITEM				
	Did you run your dishwasher through one full cycle				
	Are shut off valves installed at all water connections i.e. kitchen, bathroom, hot tub				
	Have access panels been installed to access plumbing in your walls				
	Hot and cold water come out of their designated faucets				
	Toilets flush properly				
	Do any of the plumbing connects are the wall leak				
	Do any of your faucets drip				
	Are your plumbing cover plates tight to the wall				
	Do you floor drain have backflow preventers and traps where required				
	Are your toilet paper holders, mirrors securely fastened				
	Is your water heater set correctly				

MECHANICAL	
	Is your microwave exhaust hooked up and working
	Do your exhaust fans work
	Have the construction filters been changed in your furnace to clean filters
	Are all your diffusers and registers installed and open
	Are your thermostats installed
	Do your thermostats operate the correct heating and cooling zones
	Has the gas been tuned on at your furnace and water heater
	Do you have a humidifier on your furnace and is it installed
	Is your ductwork insulated and sealed
	Has your contractor vacuumed/cleaned the ductwork following construction
	Do you notice any excessive noise, rattling or vibration when AC & furnace run
	Do all your appliances work
	Is your range hood connected and vented to the outside

Note: The following steps are guidelines only and may occur concurrently. Close-out processes may vary by general contractor.



## Step 3: Owner review (ongoing *before* final completion)

**Review retainage:** The owner and contractor review the remaining contract amounts. If work is incomplete, they agree on a retainage (up to 10 percent of the contract amount) held until Certification 17 is submitted. For long-term projects, subcontractors who completed early work may have their retainage released by the lender on a case-by-case basis to facilitate full payment.

**Inspections:** After identified punch-list work has been completed, the owner or project manager undertakes a **detailed inspection to confirm all outstanding items have been finished** and the work fully conforms to the final punch list and any contractual documents.







## **Step 4: Certificate of Occupancy**

Local Building Inspector must inspect and sign off on the project before the issuance of the CoO.



PHCS

#### This inspection may include:

Sign offs from the planning, public works, building inspector, and fire department

All permits for electrical, plumbing, HVAC, water, and sewer

Copies of approved revisions and as-built drawings

All progress and special inspection reports



Note: Not all projects will receive a CoO. Some projects may only receive a signed building permit. These are equally valid certificates.



#### **Step 5: Notice of Completion**

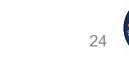


A Notice of Completion (NOC) is a legal document filed by a **property owner** with the **county recorder's office** to mark the end of a construction project



It triggers a deadline, typically 60 to 90 days, for contractors to file any **remaining liens**, thereby reducing the owner's liability and clarifying the project's completion date.

e of Completion
Project, located at the below Address, has been elow, the project is considered completed, regardless c.
mple
• 
•







The contractor addresses all items listed on the punch list to the satisfaction of the owner and architect.



The contractor and their subcontractors, along with the owner and the owner's facilities or maintenance staff, should conduct a walk-through of the project to demonstrate how all building systems operate.



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This will be a detailed overview, and it is a good idea to record on video any demonstrations for future reference.





#### **Step 7: Collect "As-Built" Documents**

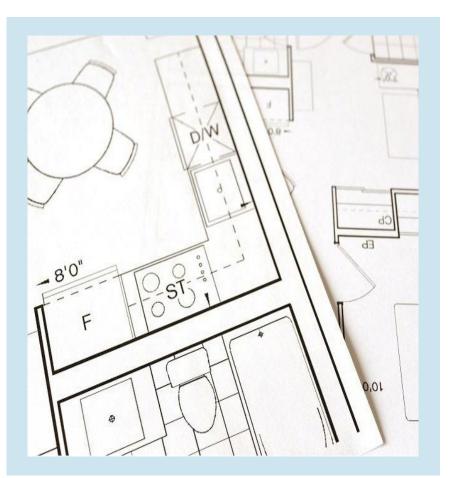
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The general contractor provides the owner with all warranties, maintenance manuals, affidavits, receipts, and waivers of lien releases, indemnifying the owner against mechanic's liens.

The architect should deliver final as-built drawings.

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These actions, while critical contract terms, do not influence the permitting agency's decision on permit signoff or the building's occupancy readiness.





#### **Step 8: Final Inspection from All Parties**



A final walk-through and inspection by the owner and contractor, who must agree the building is ready for a final inspection.

Once all the above steps 1-7 are satisfactorily completed, the owner accepts the project. This acceptance may be needed before the final payment is released.







## Step 9: Release of Retention and Official Move-In



The general contractor issues the final application for payment and issues a final release of unconditional liens, either simultaneously or after receipt of payment. Thereafter, AHP may release retention.

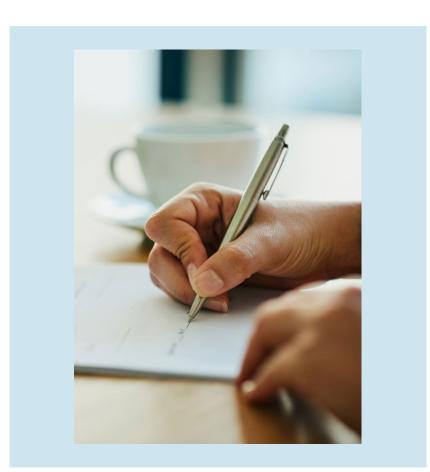


The building is now ready for official move-in. Buildings are typically already in-use by the time the contract is closed-out and final payments are made.



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The owner must purchase and provide proof of updated property insurance to reflect the final as-built value.





#### The Maintenance Manual

The General Contractor, along with subcontractors and suppliers, produces the **Operations & Maintenance (O&M) Manual**, which the Architect and Construction Manager review for completeness. Additionally, there is typically **system training, including video tutorials.** 



The purpose of the manual is to maintain important information related to the project in a single location, so that once your development team is off on another project, you and your staff are armed with the knowledge necessary to manage the building.

#### The Maintenance Manual

#### Ideally, the following key elements are included:



Identifying major design elements, systems, and materials that are crucial to the long-term quality and performance of the building, such as exterior wall and roof materials, windows, exterior doors, landscaping, all major operating systems, and related components such as HVAC, plumbing, electrical, and mechanical.

Collecting all vendorsupplied operations and maintenance information and manuals and all warranties, guarantees, and certifications that are contractually owed.

02

Assembling all previously produced design materials including as-built drawings, final finish schedules, and plans.

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Establishing a maintenance schedule for tasks that occur weekly, monthly, quarterly, and annually, for all major system components. This will typically contain a lifespan or replacement forecast for major equipment or envelope systems (roofs, decks, etc.) so that future capital expenses are identified and in theory reserved for.

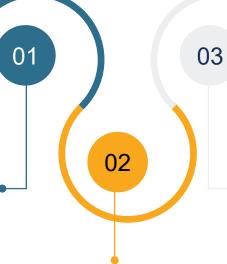
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### **The Building Warranty**

The general contractor typically warrants the overall project for a period of one or more years, following substantial completion. During this time, the contractor and its subcontractors are obligated to return to the site to correct any deficiencies that may become evident.

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Your general contractor will appreciate it if you send your requests in writing and organize them so similar items (e.g., plumbing issues on one request, roof leaks on another, etc.) can be addressed at one time.

#### It's useful to keep a written log of when the deficiency was first noted, when the contractor was notified, when the problem was corrected, and whether the problem recurred.





#### **Annual Inventory Report**

Annual Inventory Report

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The sponsor must fill out this form for all furniture, fixtures, and equipment (FF&E) that are not attached to the facility and are considered personal property.

The sponsor is required to list the inventory of all non-permanently affixed equipment purchased with BHCIP funds.

The sponsor should <mark>submit this form to QDFC with their final draw request.</mark>

State of California—Health and Human Services Agency Department of Health Care Services

#### INVENTORY/DISPOSITION OF DHCS FUNDED EQUIPMENT

Current Contract Number:	Contract Expiration Date		
Previous Contract (if applicable):	Program Name:		
Contractor's Name:	Program Contract Manager:		
Contractor's Address	Program Address:		
Contractor's Phone number	Program Contract Manager Phone Number:		
Contractor's Contact:	Date:		

DHCS Property Tag	Item Description (Item Type, Manufacture's name, model, size, etc.)	Serial Number	Unit Cost (Before Tax)	Purchase Date	Equipment Location	Capitalized	Sensitive Equipment
DHCS 1204	(03/2020)						Page 1 of 2



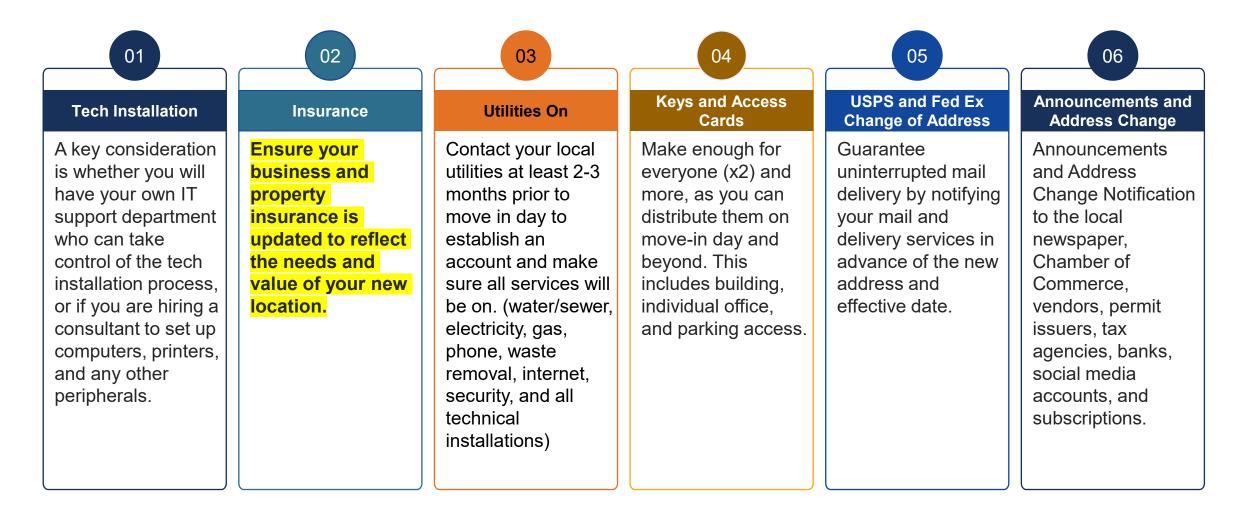
## Allowable BHCIP FF&E (up to 10% of total budget)

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ADA-required equipment	Kitchen shelving units				
Beds required by licensing	Office equipment and software				
Bedside tables	Office partitions				
Cabinets and storage units	Outdoor furniture (tables, chairs, benches)				
Chairs (office chairs, patient chairs)	Other equipment per licensing requirements of facility type				
Computer servers	Patient management software				
•	Reception area furniture				
Desks	Recliners specific to behavioral health outpatient service				
Dining tables and chairs	being received				
Dressers	Security systems				
Electronic equipment	Sofas and lounge furniture				
Fire and safety equipment	Televisions in patient areas				
Furniture	Waiting room furniture				
Kitchen appliances	Wardrobes				
Kitchen equipment	Washing machines and dryers				



## **Receipt of Business Licenses and Move-In Finalization**





# **Recap and Conclusion**





#### ✓ 4.3 Compliance requirements

- Certificate 16–18
- ✓ Before Certificate of Occupancy (Certificate 16) is submitted to QDFC
  - □ Initial punch list, inspections, walk-through
  - Certificate of Substantial Completion
  - □ Certificate of Occupancy
- ✓ Before Notice of Completion (Certificate 17) DO NOT ISSUE NOTICE OF COMPLETION UNTIL THIS LIST IS COMPLETE
  - Completion of punch list and inspections
  - Warranties
  - Operating maintenance manuals
  - □ As-built drawings
  - Updated property insurance to reflect as-built value
  - Annual inventory report
- ✓ After Notice of Completion
  - □ AHP's release of retention
  - □ Receipt of all unconditional lien releases
    - Conditional final lien waiver allowed for retainage amount
- ✓ Upon receipt of Behavioral Health Facility Specific Required License/Certification (Certificate 18)
  - □ Operate for 30 years
  - □ Ribbon-cutting
  - Move-in
  - □ Safety, security, and operations





#### Congrats!

- You are doing great work! Congratulations. Take a moment to congratulate yourself, your staff, and your development team for a job well done. Keep up the great work.
- ✓ Full steam ahead!
- ✓ Contain budget, scope and schedule.
- ✓ Article 4.3 Construction Requirements
- ✓ Please share ribbon-cutting dates and photos of your completed project with your ASM!



# HCS Thank You Additional Questions?

Please submit any project questions, concerns, and changes to the <u>BHCIP Support Desk</u>.