

**PERALTA COMMUNITY COLLEGE DISTRICT**  
**Board of Trustees Agenda Report**  
**For the Trustee Meeting Date of October 14, 2008**

ITEM # 16

**ITEM TITLE:**

Consider Approval of Resolution 08/09-13, Acceptance and Retention, Ratification of Change Order 3, College of Alameda Sidewalk Rehabilitation Project, Rodan Builders, Inc.

**SPECIFIC BOARD ACTION REQUESTED:**

Approval of Resolution 08/09-13, Acceptance and Retention and Ratification of Change Order 3, College of Alameda Sidewalk Rehabilitation Project, Rodan Builders, Inc., in the amount of \$37,234.

**ITEM SUMMARY:**

This resolution formally accepts the work of the contractor, Rodan Builders, Inc., as complete and provides for a retention payment in the amount of \$239,576, which is 10% of the contract price. Ratification is also requested for Change Order 3 to the contract, in the amount of \$37,234.

**BACKGROUND/ANALYSIS:**

On September 18, 2007, this Board awarded a contract to Rodan Builders, Inc. for the College of Alameda Sidewalk Rehabilitation Project. The work has now been completed, and acceptance is recommended. This resolution formally accepts the work as complete. Ratification is also requested for Change Order 3 to the contract, in the amount of \$37,234. Due to poor soil conditions and unforeseen underground utilities which increased the scope of the work for the contractor, at the meeting of January 29, 2008, the Board approved an augmentation to the project budget in the amount of \$680,756. Including Change Order No. 3, the cumulative total of change orders is equal to the Board approved augmentation amount.

The changes have been reviewed and approved by the architect, project manager and the General Services Department. It was necessary for the contractor to perform this work so that the schedule would not be delayed and the sequencing of the work would not be affected. Approval was requested from the Chancellor for the change order work. Change Order 3 is now brought before the Board for ratification. The changes are further described in the attachment.

**ALTERNATIVES/OPTIONS:**

Not applicable.

**EVALUATION AND RECOMMENDED ACTION:**

Approval of Resolution 08/09-13, Acceptance and Retention and Ratification of Change Order 3, College of Alameda Sidewalk Rehabilitation Project, Rodan Builders, Inc., in the amount of \$37,234, are recommended.

**SOURCE OF FUNDS (AND FISCAL/BUDGETARY IMPACT):**

Measure A, as approved by the voters in Peralta's constituency and authorized under Resolution 05/06-45, Exhibit A-1, District-Wide Projects, "Walkways, parking lots, landscaping, and handicap accessibility improvements," and College of Alameda, "Campus security and safety."

**OTHER DEPARTMENTS IMPACTED BY THIS ACTION (E.G. INFORMATION TECHNOLOGY):**

YES \_\_\_\_\_ No  X

**COMMENTS:**

No additional comments.

**WHO WILL BE PRESENTING THIS ITEM AT THE BOARD MEETING?**

Vice Chancellor Ikharo

**DID A BOARD STANDING COMMITTEE RECOMMEND THE ITEM?** YES \_\_\_\_\_ No  X

**IF "YES", PLEASE INCLUDE THAT INFORMATION IN YOUR SUMMARY.**

**PLEASE ACQUIRE SIGNATURES IN THIS ORDER:**

**DOCUMENT PREPARED BY:**  
Prepared by: Sadiq B. Ikharo Date: October 14, 2008  
Dr. Sadiq B. Ikharo  
Vice Chancellor of General Services

**DOCUMENT PRESENTED BY:**  
Sadiq B. Ikharo Date: October 14, 2008  
Dr. Sadiq B. Ikharo  
Vice Chancellor of General Services

**FINANCE DEPARTMENT REVIEW**  
 Finance review required  Finance review *not* required  
If Finance review is required, determination is:  Approved  Not Approved  
If not approved, please give reason: \_\_\_\_\_  
Signature: Thomas Smith Date: 10.7.08  
Thomas Smith  
Vice Chancellor for Finance and Administration

**GENERAL COUNSEL (Legality and Format/adherence to Education Codes):**  
 Legal review required  Legal review *not* required  
If Legal review is required, determination is:  Approved  Not Approved  
Signature: Thuy T. Nguyen Date: 10/7/08  
Thuy T. Nguyen, General Counsel

**CHANCELLOR'S OFFICE APPROVAL**  
 Approved, and Place on Agenda  Not Approved, but Place on Agenda  
Signature: Elihu Harris Date: 10/6/08  
Elihu Harris, Chancellor

**PERALTA COMMUNITY COLLEGE DISTRICT  
RESOLUTION 08/09-13**

**ACCEPTANCE AND RETENTION  
COLLEGE OF ALAMEDA SIDEWALK REHABILITATION PROJECT  
RODAN BUILDERS, INC.**

WHEREAS, RODAN BUILDERS, INC., a corporation existing under and by virtue of the laws of the State of California, the contractor under that certain contract with the Peralta Community College District, Alameda County, State of California, for all labor, materials, mechanical workmanship, transportation, equipment and services necessary for the College of Alameda Sidewalk Rehabilitation Project, has made application for acceptance of the work; and

WHEREAS, the Project Architect employed by the Board to prepare plans and specifications for and to supervise the completion of said work, has certified in writing to this Board that said contractor completed the work heretofore described and has recommended to this Board the final acceptance of the project; and

BE IT FURTHER RESOLVED that the retention payment in the amount of TWO HUNDRED THIRTY NINE THOUSAND FIVE HUNDRED SEVENTY-SIX AND NO/100 DOLLARS (\$239,576), which is ten percent (10%) of said contract price as modified by Change Orders 1, 2 and 3, shall be made thirty-five (35) calendar days from and after the passage of this resolution, provided no withhold notices requesting the withholding of any monies from said contractor have been filed with this Board of Trustees in accordance with the provisions of Title 15 of Part 4, Division 3, of the Civil Code of the State of California.

NOW, THEREFORE, BE IT RESOLVED that said work of said contract be and the same is hereby accepted; and

PASSED AND ADOPTED by the following called vote this 14th day of October, 2008:

AYES:  
NOES:  
ABSTAIN:  
ABSENT:

---

Secretary of the Board of Trustees  
Peralta Community College District  
Alameda County  
State of California

# PERALTA COMMUNITY COLLEGE DISTRICT

Office of General Services • 333 East 8th Street Oakland, California 94606 • Phone 510/466-7200 • Fax 510/466-7315

## CHANGE ORDER NO. 3

**PROJECT:** COA SIDEWALK REHABILITATION

**DATE:** 9/3/2008

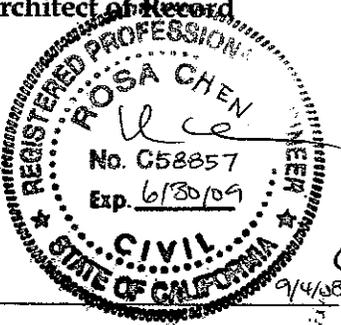
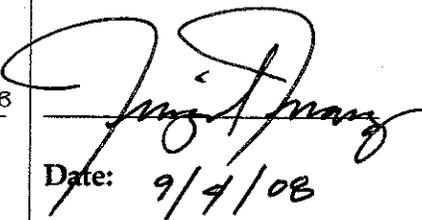
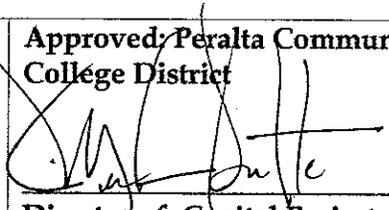
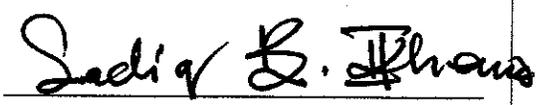
**OWNER:** Peralta Community College District  
**CONTRACTOR:** RODAN BUILDERS

**DSA FILE NO.:**1-C1  
**DSA APP NO.:** 109219  
**PCCD PROJECT #:** 06-07/74  
**PROJECT MANAGER:** Olivia Rocha

The Contractor is authorized to make the changes listed in the Summary and described in Change Order Attachment when this Change Order has been approved.

Original Contract Sum.....\$ 1,715,000  
 Net Change by previously authorized Change Orders.....\$ 643,522  
 The Contract sum prior to this Change Order was.....\$ 2,358,522  
 The Contract sum will be increased by this Change Order.....\$ 37,234  
 The New Contract Sum including this Change Order will be.....\$ 2,395,756  
 Cumulative Change Order(s) as a percentage of contract including this Change Order 40 %  
 The Contract is changed by (0) Days  
 Contract completion date as of this Change Order therefore is: 2/15/08

Summary reference attached items P.C.O'. 34

<p>Approved: Architect of Record</p>  <p>Date: 9/4/08</p>	<p>Approved: General Contractor</p>  <p>Date: 9/4/08</p>	<p>Approved: Peralta Community College District</p>  <p>Director of Capital Projects</p> <p>Date: 24, Sept. 2008</p>  <p>Vice Chancellor of General Services</p> <p>Date: 9/24/08</p>
<p>Approved: Electrical or Structural Engineer</p>   <p>Date:</p>	<p>Approved: Mechanical Engineer</p>   <p>Date:</p>	<p>Approved: Div. of the State Architect</p>   <p>Date:</p>

# PERALTA COMMUNITY COLLEGE DISTRICT

Office of General Services • 333 East 8th Street Oakland, California 94606 • Phone 510/466-7200 • Fax 510/466-7315

## SUMMARY OF CHANGE ORDER No. Attachment

PROJECT: COA SIDEWALK REHABILITATION

DATE: 9/3/2008

DSA FILE NO.: 1-C1

OWNER: Peralta Community College District

DSA APP NO.: 109219

CONTRACTOR: RODAN BUILDERS

PCCD FILE NO.:06-07/74

1	PCO 034	ADD	\$	37,234.00
		ADD/DEDUCT	NA	

Description: Revised cross slope of concrete walkways throughout the site during the months of October, November and December

Requested by: 3 - DSA or Agency Requested Change

Reason: DSA required slope changes during the review of the drawings. These required slope changes occurred during construction of the sidewalks during the months of October, November and December

DSA prelim.  
approval date: December 6, 2007

End of Items

**PROJECT FINAL ACCEPTANCE**

PROJECT NAME: College of Alameda Sidewalk Rehabilitation

PROJECT NUMBER: 06-07/74

PROJECT MANAGER: Olive Construction Management

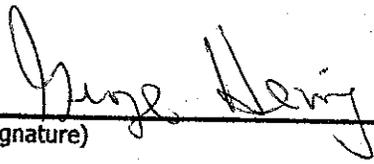
CONTRACTOR: Rodan Builders inc.

For acceptance and approval at the Board of Trustees Meeting of:

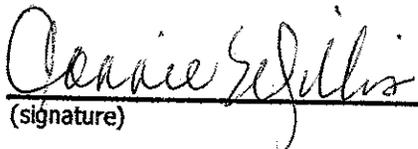
October 2008

This project is accepted and complete and approved by the College/District:

**College President**

  
\_\_\_\_\_  
(signature) 10/1/08  
(date)

**College Business Manager**

  
\_\_\_\_\_  
(signature) 10.1.08  
(date)