

PERALTA COMMUNITY COLLEGE DISTRICT
Board of Trustees Agenda Report
For the Trustee Meeting Date of December 9, 2008

ITEM# 27

ITEM TITLE:

Consider Approval of Amendment No. 4 to Agreement for Architectural Services with Marcy Wong & Donn Logan Architects for Building A Renovations, College of Alameda

SPECIFIC BOARD ACTION REQUESTED:

Approval is requested for Amendment No. 4 to the Agreement for Architectural Services with Marcy Wong & Donn Logan Architects for the Building A Renovations project at College of Alameda, at a fee of \$31,500.

ITEM SUMMARY:

Approval is requested for Amendment No. 4 to the Agreement for Architectural Services with Marcy Wong & Donn Logan Architects, the architects for the Building A Renovations project at College of Alameda, for a fee of \$31,500. Under the amendment, the following additional services will be provided:

- Design services to provide door operators to twelve doors for ADA upgrades - \$9,000.
- Design services for the micropiles. This amount will be backcharged to the contractor due to the contractor's mistake in the placement of the piles on site - \$12,500.
- Design services in relationship to unforeseen underground conditions that differed from the District's existing documents with regard to the foundation and lack of pile caps - \$10,000.

BACKGROUND/ANALYSIS:

At the meeting of November 18, 2003, the Board approved the original architectural agreement with Marcy Wong & Donn Logan Architects, in the amount of \$535,000 plus \$37,000 for a reimbursable expense allowance. The Board approved the following modifications for additional/extended services:

- Modifications to the agreement for additional services and the seismic upgrade design in April and May of 2005, in the amount of \$107,621 and an increase in the reimbursable expense allowance of \$6,139 (Amendment No. 1).
- At the meeting of March 3, 2007, the Board approved additional services and a time extension at a fee of \$302,956 (Amendment No. 2).
- At the meeting of January 15, 2008, the Board approved additional services in the amount of \$42,300 (Amendment No. 3).

Including this amendment (Amendment No. 4 in the amount of \$31,500), the total agreement amount for Marcy Wong & Donn Logan Architects is \$1,019,377 plus a not-to-exceed allowance of \$43,139 for reimbursable expenses.

ALTERNATIVES/OPTIONS:

Not applicable.

EVALUATION AND RECOMMENDED ACTION:

Approval is recommended for Amendment No. 4 to the Agreement for Architectural Services with Marcy Wong & Donn Logan Architects for the Building A Renovations project at College of Alameda, at a fee of \$31,500.

SOURCE OF FUNDS (AND FISCAL/BUDGETARY IMPACT):

Measure E

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 APPROVE 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: 12/2/08
Dr. Sadiq B. Ikharo
Vice Chancellor of General Services

DOCUMENT PRESENTED BY:

Sadiq B. Ikharo Date: 12/2/08
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: 12.2.08
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: 12/2/08
Thuy T. Nguyen, General Counsel

CHANCELLOR'S OFFICE APPROVAL

Approved, and Place on Agenda Not Approved, but Place on Agenda

Signature: Elihu Harris Date: _____
Elihu Harris, Chancellor

September 30, 2008

Mark Sennette
Director of Capital Projects
333 E. 8th Street
Oakland, CA 94606

Re: College of Alameda
Bldg A Renovations & Bldg A Sidewalk Rehab

Subj.: Approval Letter – 082
MWDL – Additional Design Fees

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FILE COPY

Mark:

There are three issues that are currently generating additional design fees. These issues are as follows:

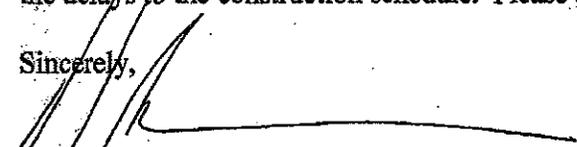
1. A not-to-exceed \$12,500 for design services that will be backcharged the contractor due to the Contractor's mistake in the placement of the pile on site.
2. A not-to-exceed \$10,000 for underground conditions encountered on the site that differ from the District's existing documents with regard to the foundation and lack of pile caps.

As regards item 1, the Contractor has agreed to pay the design fees associated with this matter. However, item 2 should be paid by the District as the design documents that the Design Team utilized were found to be incorrect and now need to be investigated and remedied.

In addition, there is also an outstanding issue with regard to the installation of a beam that is nonconforming. The Contractor is disputing whether this condition is a design flaw or a Contractor error. OCM is investigating this particular issue.

I would like to allow the Design team to proceed with item 1 and 2 in order to minimize the delays to the construction schedule. Please acknowledge this by signature below.

Sincerely,


Olivia Rocha
Project Manager

Approval Letter no. 082
Bldg A Door Operators

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