

PERALTA COMMUNITY COLLEGE DISTRICT
Board of Trustees Agenda Report
For the Trustee Meeting Date of January 12, 2010

ITEM # //

ITEM TITLE:

Consider Approval of Resolution 10/11-2, Acceptance and Retention, Electrical and Data/Telecom Related Upgrades at Buildings F and G Computer Labs at Laney College, Sousa Electric Corporation dba D.C. Sousa Electric

SPECIFIC BOARD ACTION REQUESTED:

Approval of Resolution 10/11-2, Acceptance and Retention, Electrical and Data/Telecom Related Upgrades at Buildings F and G Computer Labs at Laney College, which will accept the project as complete and authorize release of the retention payment.

ITEM SUMMARY:

On January 13, 2009, this Board awarded a contract to Sousa Electric Corporation dba D.C. Sousa Electric for the Electrical and Data/Telecom Related Upgrades at Buildings F and G Computer Labs at Laney College. This project is one of the previously Board approved Laney College Modernization and Short-Term Projects, funded by Measure A. The work has now been completed, the Notice of Completion filed with the County of Alameda, and the Laney College President and Business Manager have signed the Project Acceptance form. Board of Trustees acceptance is recommended. This resolution accepts the work as complete and provides for a retention payment of \$14,932.60, which is 10% of the contract price.

BACKGROUND/ANALYSIS:

The Board previously approved a change order to this contract in the amount of \$11,326, which is 8.2% of the original contract amount (\$138,000).

ALTERNATIVES/OPTIONS:

Not applicable.

EVALUATION AND RECOMMENDED ACTION:

Approval of Resolution 10/11-2, Acceptance and Retention, Electrical and Data/Telecom Related Upgrades at Buildings F and G Computer Labs at Laney College, is 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, Laney College, "Upgrade power grid, network capacity and cooling/ventilation in labs, including science, math, English, language, and technology labs."

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

YES _____ No X

COMMENTS:

All Board recommended contracts are subject to negotiation and execution by the Chancellor.

WHO WILL BE PRESENTING THIS ITEM AT THE BOARD MEETING?

Vice Chancellor Ikhara

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: Jan. 5, 10
Dr. Sadiq B. Ikharo
Vice Chancellor of General Services

DOCUMENT PRESENTED BY:

Sadiq B. Ikharo Date: Jan 5, 10
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: 1/7/10
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: 1/5/10
Thuy T. Nguyen, General Counsel

CHANCELLOR'S OFFICE APPROVAL

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

Signature: Elithu Harris Date: 1/6/10
Elithu Harris, Chancellor

**PERALTA COMMUNITY COLLEGE DISTRICT
RESOLUTION 10/11-2**

**ACCEPTANCE AND RETENTION
ELECTRICAL AND DATA/TELECOM RELATED UPGRADES AT
BUILDINGS F AND G COMPUTER LABS AT LANEY COLLEGE**

SOUSA ELECTRIC CORPORATION DBA D.C. SOUSA ELECTRIC

WHEREAS, SOUSA ELECTRIC CORPORATION DBA D.C. SOUSA ELECTRIC, 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 Electrical and Data/Telecom Related Upgrades at Buildings F and G Computer Labs at Laney College, has made application for acceptance of the work; and

WHEREAS, the 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

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

BE IT FURTHER RESOLVED that the retention payment in the amount of FOURTEEN THOUSAND NINE HUNDRED THIRTY-TWO AND 60/100 DOLLARS (\$14,932.60), shall be made thirty-five (35) calendar days from and after the filing of the Notice of Completion at the Alameda County Recorder's Office, 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.

PASSED AND ADOPTED by the following called vote this 12th day of January, 2010. The full Board has voted in support of this resolution, unless the Board meeting minutes reflect otherwise.


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

PROJECT FINAL ACCEPTANCE

PROJECT NAME: Electrical and Data/Telecom related Upgrades
at Bldg. F and G Computer Labs
at Laney College (Bid No. 08-09/16)

PROJECT NUMBER: N/A

PROJECT MANAGER: Consolidated CM

CONTRACTOR: D. C. Sousa Electric

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

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

College President


(signature)

12.16.09
(date)

College Business Manager


(signature)

12/16/09
(date)

Recording Requested By:
Peralta Community College District

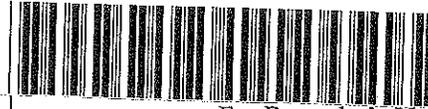


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11/20/2009 08:52 AM

OFFICIAL RECORDS OF ALAMEDA COUNTY
PATRICK O'CONNELL
RECORDING FEE: 0.00

When Recorded, Mail To:
Office of General Services
333 East 8th Street
Oakland, CA 94606



1 PG

For Recorder's Use

Government Code: 27383

Peralta Community College District
Office of General Services
333 East 8th Street, Oakland, California 94606
(510) 466-7200 (510) 466-7315

NOTICE OF COMPLETION

OWNER: Peralta Community College District

NATURE OF INTEREST OR ESTATE: Fee

PROJECT CONTRACT TITLE: Electrical and Data/Telecom related Upgrades at
Bldg. F and G Computer Labs at Laney College
(Bid No. 08-09/16)

PROJECT NUMBER: 2314

PROJECT ADDRESS: 900 Fallon Street, Oakland, CA 94607

CONTRACTOR: D. C. Sousa

CONTRACTOR'S ADDRESS: 338 Preston Street, Livermore, CA 94551

DSA APPLICATION NUMBER: NA

CONTRACT START DATE: 12/22/2008

ORIGINAL CONTRACT TIME: 60 days

CONTRACT TIME EXTENSIONS: 10 days

APPROVED VIA CHANGE ORDER: \$11,326.00

CONTRACT COMPLETION DATE: February 27th 2009

RECEIVED
PERALTA COMMUNITY COLLEGE DISTRICT

DEC 16 2009

DEPT. OF GENERAL SERVICES

The above referenced Contract has been completed in accordance with the plans and specifications thereof, and to the satisfaction of the Peralta Community College District. The nature of the title of the stated owner is: in fee.

State of California
County of Alameda

That he/she/they is/are the person(s) signing the above document; that He/she/they has/have read the same, and know(s) the content thereof and that the acts stated therein are true.

Sadiq B. Ikharo

11/16/09

(Signature of Affiant)

Date

Dr. Sadiq Bello Ikharo
Vice Chancellor, General Services
Peralta Community College District

I declare under penalty of perjury that the foregoing is true to the best of my knowledge.

Sadiq B. Ikharo

11/16/09

(Signature of Affiant)

Date

Dr. Sadiq Bello Ikharo
Vice Chancellor, General Services
Peralta Community College District