PERALTA COMMUNITY COLLEGE DISTRICT ITEM # 11

Board of Trustees Agenda Report

For the Trustee Meeting Date of January 26, 2010

ITEM TITLE:
Consider Approval of Resolution 10/11-5, Accept Bid and Award Contract, Merritt College Athletic Field Renovation (Bid No. 09-10/18), Pacheco Brothers Gardening, Inc.

SPECIFIC BOARD ACTION REQUESTED:
Approval of Resolution 10/11-5, Accept Bid and Award Contract for the Merritt College Athletic Field Renovation (Bid No. 09-10/18) to Pacheco Brothers Gardening, Inc., in the amount of $134,560.

ITEM SUMMARY:
The project scope involves renovating three grass soccer fields with new seed, aerating, top dressing with sand, leveling, and providing temporary construction fencing around the five acres with approximately 1,800 liner feet while the seed is germinating. An optional proposal was requested to renovate one of the fields with rolled sod rather than seed so as to expedite field usage. A formal bid was conducted for this project (09-10/18), and a bid opening was held on January 26, 2010. This project will enable classroom and community use of the fields beginning mid-April. Risk Management has identified these fields as presently too dangerous (holes, mounds) for use. Because this project addresses safety issues and seed germination requires immediate planting to enable Merritt's hosting an April 17, 2010 Track Invitational.

A formal Request for bids (09-10/18) was conducted for this project, and a bid opening was held on January 26, 2010. Six bids were received, as follows:

CONTRACTOR	LOCATION	BASE BID	ALT #1
Pacheco Brothers Gardening, Inc.	Hayward, CA	$ 48,150	$ 134,560
Sansei Gardens	Fremont, CA	$ 98,785	$ 140,985
Suarez & Munoz	Hayward, CA	$ 108,000	$ 184,000
McGuire & Hester	Oakland, CA	$ 118,460	$ 170,820
AHI	San Francisco, CA	$ 147,235	$ 181,844
Bay Construction	Oakland, CA	$ 182,000	$ 224,000

The lowest responsible and responsive bid was submitted by Pacheco Brothers for both the Base Bid (seeding) and Alternative #1 (rolled sod on one field; seed on the other two), in the amounts of $48,150 and $134,560, respectively. This resolution formally accepts the bid and authorizes the contract award of Alternative #1 in the

amount of $134,560 to Pacheco Brothers Gardening, Inc. for the Merritt College Athletic Field Renovation (Bid No. 09-10/18).

BACKGROUND/ANALYSIS:
Bid information for this project was published in newspapers of general circulation and ethnic publications reflecting the diversity of the market area. Pacheco Brothers has performed quality work for the District previously and, in fact, performed the Base Bid scope two years ago to a professional standard. Through this previous work they understand what is actually required for the completion of this Base Bid, apparently well enough to be the lowest bid here. Additionally, the fact that they self-perform and routinely do this work (e.g., they maintain 1,200 acres of grass each week in Northern California) enables them to utilize the most modern equipment including slit-seeders, aerovaters, top dressers (for sand), dethachers, fertilizer hoppers, etc.

ALTERNATIVES/OPTIONS:
Since a Track Invitational is being held on April 17, 2010 on at least one of these fields, it is necessary that work is authorized immediately and work begin the first week of February. To adequately host this meet, the installation of rolled sod is recommended on the largest of the three fields (Field B).

EVALUATION AND RECOMMENDED ACTION:
Approval of Resolution 10/11-5, Accept Bid and Award Contract for the Merritt College Athletic Field Renovation (Bid No. 09-10/18), Alternate #1, to Pacheco Brothers in the amount of $134,560, is recommended.

SOURCE OF FUNDS (AND FISCAL/BUDGETARY IMPACT):
Funding Source: Measure E.

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 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: 1-26-10
Dr. Sadiq B. Ikharo
Vice Chancellor for General Services

DOCUMENT PRESENTED BY:

Sadiq B. Ikharo Date: 1-26-10
Dr. Sadiq B. Ikharo
Vice Chancellor for General Services

FINANCE DEPARTMENT REVIEW

___X___ Finance review required _____ Finance review *not* required

If Finance review is required, determination is: _____ Approved____ Not Approved

If not approved, please give reason: _____

_____

Signature: _____ Date:_____
Alton Jelks
Acting for Finance and Administration

GENERAL COUNSEL (Legality and Format/adherence to Education Codes):

___X___ Legal review required _____ Legal review *not* required

If Legal review is required, determination is: ____ Approved ____ Not Approved

Signature: _____ Date: _____
Thuy T. Nguyen, General Counsel

CHANCELLOR'S OFFICE APPROVAL

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

Signature: _____ Date:_____
Elihu Harris, Chancellor

PERALTA COMMUNITY COLLEGE DISTRICT
RESOLUTION 10/11-5

ACCEPT BID AND AWARD CONTRACT
MERRITT COLLEGE ATHLETIC FIELD RENOVATION
BID NO. 09-10/18

Pacheco Brothers Gardening, Inc.

WHEREAS, this Board has heretofore advertised for bids to secure all labor, material, equipment, mechanical workmanship, transportation and services for the Merritt College Athletic Field Renovation (Bid No. 09-10/18); and

WHEREAS, six bids were received in response to said advertisement on the 26th day of January, 2010; and

WHEREAS, this Board does hereby accept the bid of Pacheco Brothers, and

NOW, THEREFORE, BE IT RESOLVED that this Board does hereby accept the bid of Pacheco Brothers Gardening, Inc., 795 Sandoval Way, Hayward, California 94544, for Total Bid in the amount of ONE HUNDRED THIRTY-FOUR THOUSAND FIVE HUNDRED SIXTY AND NO/100 DOLLARS ($134,560.00); making the total contract price ONE HUNDRED THIRTY-FOUR THOUSAND FIVE HUNDRED SIXTY AND NO/100 DOLLARS ($134,560.00); and

BE IT FURTHER RESOLVED that the bids of the other bidders shall be and the same are hereby rejected; and

BE IT FURTHER RESOLVED that the Secretary of this Board is hereby authorized and directed to enter into a contract in accordance with law with said Pacheco Brothers Gardening, Inc. for the Merritt College Athletic Field Renovation (Bid No. 09-10/18), and the bid bond of said bidder be returned to it upon the acceptance of said contract together with the bonds attached thereto.

PASSED AND ADOPTED this 26th 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