

PERALTA COMMUNITY COLLEGE DISTRICT
Board of Trustees Agenda Report
For the Trustee Meeting Date of April 13, 2010

ITEM # 28

ITEM TITLE:

Consider Approval of Resolution 09/10-37, Accept Bid and Award Contract, Building A Swing Space at Merritt College (Bid No. 09-10/19), Cumiskey Construction Corporation

SPECIFIC BOARD ACTION REQUESTED:

Approval of Resolution 09/10-37, Accept Bid and Award Contract, Building A Swing Space at Merritt College (Bid No. 09-10/19), Cumiskey Construction Corporation, in the amount of \$485,901.

ITEM SUMMARY:

This project involves the remodel of Classroom and storage space in existing Building A for use as temporary office space for the Library and Learning Center Modernization project. The scope of the work includes:

- Demolition of existing floor and wall finishes
- Refinishing of existing floors and walls
- Partitioning large space into smaller rooms
- New Electrical and telecommunications systems
- New HVAC systems

It is necessary to begin this project work by May 1, 2010, in order to complete the work by July 1, 2010, to avoid delaying construction of the Library and Learning Center Modernization project scheduled to begin July 1, 2010.

A formal bid was conducted for this project (09-10/19), and a bid opening was held on March 12, 2010. Nine bids were received, as follows:

CONTRACTOR	LOCATION	TOTAL BID
Cumiskey Construction Corporation	San Francisco	\$ 485,901
Rockaway Construction, Inc.	Brisbane	\$ 530,000
Bayview Painting & Construction	Burlingame	\$ 550,000
IMR Contractor Corp.	Hayward	\$ 560,500
John Plane Construction, Inc.	Brisbane	\$ 584,814
Rodan Builders, Inc.	Burlingame	\$ 613,000
B Bros Construction Inc.	San Leandro	\$ 616,300
M.A. Davies Builders, Inc.	San Rafael	\$ 628,758
Bay Construction Co.	Oakland	\$ 645,000

The lowest responsible and responsive bid was submitted by Cumiskey Construction Corporation, in the amount of \$485,901. This resolution formally accepts the bid and authorizes the contract award to Cumiskey Construction Corporation for Building A Swing Space at Merritt College (Bid No. 09-10/19).

BACKGROUND/ANALYSIS:

Bid information for this project was published in newspapers of general circulation and ethnic publications reflecting the diversity of the market area. Bid information was sent to all Chambers of Commerce within the market area to disseminate to their constituency, local plan rooms and associated contractor subscription services.

The Merritt Library and Learning Center Modernization project has been discussed by the Board Facilities and Land Use Committee and approved by the Board of Trustees as part of the Bond Measure Spending Plan at the meeting of June 23, 2009.

ALTERNATIVES/OPTIONS:

Not applicable.

EVALUATION AND RECOMMENDED ACTION:

Approval of Resolution 09/10-37, Accept Bid and Award Contract, Building A Swing Space at Merritt College (Bid No. 09-10/19), Cumiskey Construction Corporation, in the amount of \$485,901, is recommended.

SOURCE OF FUNDS (AND FISCAL/BUDGETARY IMPACT):

The swing space is part of the Merritt Library and Learning Center Modernization project funded by Measure A, as approved by the voters in Peralta's constituency and authorized under Resolution 05/06-45, Exhibit A-1, Merritt College, M13 "Additional space for the college Learning Center," M21 "HVAC in Library," M22 "Repair and refurbish Library bathrooms," M24 "Language listening lab in Library," M25 "Group Study rooms in Library," M26 "Program/Event space in Library," M27 "Remodel ancillary staff rooms in Library," and M31 "Equipment, technology upgrades, and facility and classroom improvements for the college's following programs: Science, Child Development, Communications, English as a Second Language at the Fruitvale Education Center, Art, Ceramics, Landscape Horticulture/Design, **Learning Center**, Liberal Arts, Music, Physical Education/Athletics, and Radiologic Science."

Budget Code: 1-63-391-6206-1-710000-2324-00.

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 X No

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

PLEASE ACQUIRE SIGNATURES IN THIS ORDER:

DOCUMENT PREPARED BY:

Prepared by: Sadiq B. Ikharmo
Dr. Sadiq B. Ikharmo
Vice Chancellor for General Services

Date: 4/6/10

DOCUMENT PRESENTED BY:

Sadiq B. Ikharmo
Dr. Sadiq B. Ikharmo
Vice Chancellor for General Services

Date: 4/6/10

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: [Signature]
For Finance and Administration

Date: 4/7/10

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: [Signature]
Thuy T. Nguyen, General Counsel

Date: 4/7/10

CHANCELLOR'S OFFICE APPROVAL

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

Signature: [Signature]
Elihu Harris, Chancellor

Date: _____

**PERALTA COMMUNITY COLLEGE DISTRICT
RESOLUTION 09/10-37**

**ACCEPT BID AND AWARD CONTRACT
BUILDING A SWING SPACE AT MERRITT COLLEGE
BID NO. 09-10/19**

CUMISKEY CONSTRUCTION CORPORATION

WHEREAS, this Board has heretofore advertised for bids to secure all labor, material, equipment, mechanical workmanship, transportation and services for the Building A Swing Space at Merritt College (Bid No. 09-10/19); and

WHEREAS, nine were received in response to said advertisement on the 12th day of March, 2010; and

WHEREAS, this Board does hereby accept the bid of Cumiskey Construction Corporation; and

NOW, THEREFORE, BE IT RESOLVED that this Board does hereby accept the bid of Cumiskey Construction Corporation, P. O. Box 27601, San Francisco, California 94127, for Total Bid in the amount of FOUR HUNDRED EIGHTY-FIVE THOUSAND NINE HUNDRED ONE AND NO/100 DOLLARS (\$485,901.00); making the total contract price FOUR HUNDRED EIGHTY-FIVE THOUSAND NINE HUNDRED ONE AND NO/100 DOLLARS (\$485,901.00); 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 be and he is hereby authorized and directed to enter into a contract in accordance with law with said Cumiskey Construction Corporation for the Building A Swing Space at Merritt College (Bid No. 09-10/19), 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 13th day of April, 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