

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

ITEM # 30

ITEM TITLE:

Consider Approval of Resolution 9/10-39, Acceptance and Retention, Concrete Deck and Membrane Replacement, Building A, West Courtyard, Laney College, Roofing Constructors, Inc. dba Western Roofing Service

SPECIFIC BOARD ACTION REQUESTED:

Approval of Resolution 9/10-39, Acceptance and Retention for the Concrete Deck and Membrane Replacement project at Building A, West Courtyard, Laney College, Roofing Constructors, Inc. dba Western Roofing Service.

ITEM SUMMARY:

This resolution formally accepts the work of the contractor, Roofing Constructors, dba Western Roofing Service, as complete and provides for a retention payment in the amount of \$23,600.

BACKGROUND/ANALYSIS:

On July 12, 2005, this Board awarded a contract to Roofing Constructors, Inc., dba Western Roofing Service for the Concrete Deck and Membrane Replacement, Building A, West Courtyard, at Laney College. The work has now been completed, and acceptance is recommended.

The project acceptance was delayed due to warranty issues, specifically that deck leaks had not been properly repaired. Although it took various rainy seasons for Western Roofing Service to complete the work to the satisfaction of the District, the project has now been properly completed. This resolution accepts the work as complete and provides for a retention payment of \$23,600, which is 10% of the contract price. There have been no change orders to this contract.

ALTERNATIVES/OPTIONS:

Not applicable.

EVALUATION AND RECOMMENDED ACTION:

Approval of Resolution 9/10-39, Acceptance and Retention for the Concrete Deck and Membrane Replacement project at Building A, West Courtyard, Laney College, Roofing Constructors, Inc. dba Western Roofing Service.

SOURCE OF FUNDS (AND FISCAL/BUDGETARY IMPACT):

Measure E. Budget Code: 1-65-391-6206-1-710000-2714-00.

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: 4/6/10
Dr. Sadiq B. Ikharo
Vice Chancellor of General Services

DOCUMENT PRESENTED BY:

Sadiq B. Ikharo Date: 4/6/10
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: [Signature] Date: 4/7/10
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: [Signature] Date: 4/7/10
Thuy T. Nguyen, General Counsel

CHANCELLOR'S OFFICE APPROVAL

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

Signature: [Signature] Date: 4/6/10
Elihu Harris, Chancellor

**PERALTA COMMUNITY COLLEGE DISTRICT
RESOLUTION 9/10-39**

**ACCEPTANCE AND RETENTION
CONCRETE DECK AND MEMBRANE REPLACEMENT
BUILDING A, WEST COURTYARD, LANEY COLLEGE
ROOFING CONSTRUCTORS, INC. DBA WESTERN ROOFING SERVICE**

WHEREAS, ROOFING CONSTRUCTORS, INC., DBA WESTERN ROOFING SERVICE, 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 Concrete Deck and Membrane Replacement, Building A, West Courtyard, Laney College, has made application for acceptance of the work; and

WHEREAS, the Project Manager employed by the Board 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; and

BE IT FURTHER RESOLVED that the retention payment in the amount of TWENTY-THREE THOUSAND SIX HUNDRED AND NO/100 DOLLARS (\$23,600.00), which is ten percent (10%) of said contract price, shall be made thirty-five (35) calendar days 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 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