

PERALTA COMMUNITY COLLEGE DISTRICT
Board of Trustees Agenda Report
For the Trustee Meeting Date of June 26, 2012

ITEM TITLE:

Consider Approval of Resolution 11/12-51, Acceptance and Retention, HVAC Modernization for Buildings F and G Computer Labs at Laney College, Chevron Energy Solutions Company

SPECIFIC BOARD ACTION REQUESTED:

Approval of Resolution 11/12-51, which formally accepts the HVAC Modernization for Buildings F and G Computer Labs at Laney College project as complete and provides for a retention payment to the design-build contractor, Chevron Energy Solutions Company.

ITEM SUMMARY:

On January 26, 2010, this Board approved entering into a design-build contract with Chevron Energy Solutions Company for HVAC Modernization for Buildings F and G Computer Labs at Laney College. The work has now been completed, a Notice of Completion has been filed with the County of Alameda, and the Laney College President and Business Manager have signed the Project College Acceptance Form. Approval by the Board of Trustees is recommended. This resolution accepts the work as complete and provides for a retention payment of \$183,669.60, which is 10% of the contract price.

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, "Plumbing, electrical, mechanical system upgrades and improvements."

BACKGROUND/ANALYSIS:

There have been no change orders to the original contract amount (\$1,836,696.00).

DELIVERABLES/SCOPE OF WORK:

The scope of work included the replacement of existing air handling units in the F and G Building penthouses with four new units. The new units provide cooling as well as heating, which is required for the many computer labs in Building F and G.

ANTICIPATED COMPLETION DATE:

The work has been completed.

ALTERNATIVES/OPTIONS:

Not applicable.

EVALUATION AND RECOMMENDED ACTION:

Approval of Resolution 11/12-51, which formally accepts the HVAC Modernization for Buildings F and G Computer Labs at Laney College project as complete and provides for a retention payment to the design-build contractor, Chevron Energy Solutions Company, is recommended.

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)

Vice Chancellor Ikharo

(****Board contract approval is subject to negotiation and execution by the Chancellor.)

DOCUMENT PREPARED BY:

Prepared by: Dr. Sadiq B. Ikharo Date: June 14, 2012
Vice Chancellor of General Services

DOCUMENT PRESENTED AND APPROVED BY:

Presented and approved by: Dr. Sadiq B. Ikharo Date: June 14, 2012
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: Ronald Gerhard Date: 6-21-12
Ronald Gerhard, Vice Chancellor of Finance

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 Thi Nguyen Date: 6-21-12
General Counsel

CHANCELLOR'S OFFICE APPROVAL

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

Signature: Wise E. Allen Date: 6-18-12
Wise E. Allen, Chancellor

**PERALTA COMMUNITY COLLEGE DISTRICT
RESOLUTION 11/12-51
ACCEPTANCE AND RETENTION**

**HVAC MODERNIZATION FOR BUILDINGS F AND G COMPUTER LABS
AT LANEY COLLEGE
CHEVRON ENERGY SOLUTIONS COMPANY**

WHEREAS, Chevron Energy Solutions Company, a Division of Chevron U.S.A., Inc., a corporation existing under and by virtue of the laws of the State of Pennsylvania, the design-build 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 HVAC Modernization for Buildings F and G Computer Labs at Laney College, has made application for acceptance of the work; and

WHEREAS, that said contractor has completed the work and the final acceptance of this project is recommended; 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 ONE HUNDRED EIGHTY-THREE THOUSAND SIX HUNDRED SIXTY-NINE AND 60/100 DOLLARS (\$183,669.60), 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 26th day of June, 2012. 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