

**PERALTA COMMUNITY COLLEGE DISTRICT  
RESOLUTION 12/13-16  
ACCEPTANCE AND RETENTION**

**IMPROVEMENTS TO 860 ATLANTIC AVENUE, ALAMEDA  
CAL-PACIFIC CONSTRUCTION INC.**

WHEREAS, Cal-Pacific Construction, Inc., 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 Improvements to 860 Atlantic Avenue, Alameda, has made application for acceptance of the work; and

WHEREAS, the Architect 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 TWO HUNDRED THIRTY-TWO THOUSAND FIVE HUNDRED TWO AND 64/100 DOLLARS (\$232,502.64), which is five percent (5%) of said contract price, as modified by Change Order Nos. 1, 2, 3, 4, 5 and 6, 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.

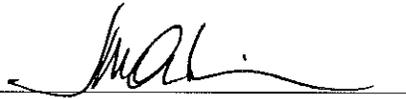
PASSED AND ADOPTED by the following called vote this 23rd day of October, 2012. The full Board has voted in support of this resolution, unless the Board meeting minutes reflect otherwise.

AYES: Trustees Guillén, Gulassa, González Yuen, Handy, Hodge, Riley, and Withrow.

NAYES: None

ABSTAIN: None

ABSENT: None

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

**PERALTA COMMUNITY COLLEGE DISTRICT  
RESOLUTION 12/13-17  
ACCEPTANCE AND RETENTION**

**LANEY COLLEGE ATHLETIC COMPLEX  
GILBANE BUILDING COMPANY**

WHEREAS, Gilbane Building Company, a corporation existing under and by virtue of the laws of the State of California, 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 Laney College Athletic Complex, 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 NINETY-TWO THOUSAND FOUR HUNDRED EIGHTY-SIX AND 87/100 DOLLARS (\$92,486.87), which is five percent (5%) of said contract price, as modified by Change Orders No. 1, 2 and 3, 4 and 5, 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 23rd day of October, 2012. The full Board has voted in support of this resolution, unless the Board meeting minutes reflect otherwise.

AYES: Trustees Guillén, Gulassa, González Yuen, Handy, Hodge, Riley, and Withrow.

NAYES: None

ABSTAIN: None

ABSENT: None

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

**PERALTA COMMUNITY COLLEGE DISTRICT  
RESOLUTION 12/13-18**

**AWARD OF CONTRACT FOR EMERGENCY CONSTRUCTION  
MODIFICATIONS TO THE FORUM AND G BUILDING ELEVATORS  
AT LANEY COLLEGE  
ASCENT ELEVATOR SERVICES**

WHEREAS, Section 20654 of the California Public Contract Code authorizes the Governing Board, with the approval of the County Superintendent of Schools, to make emergency repairs, alterations, work, or improvement without advertising for bids if, in the unanimous opinion of the Board, such work is necessary to permit the continuance of existing college classes or to avoid danger to life or property; and

WHEREAS, the Forum and G Building elevators at Laney College are currently inoperable and inaccessible; and

WHEREAS, there is an urgent need to immediately commence modifications to the elevators to provide accessibility to students under ADA (Americans with Disabilities Act) regulations and to comply with the terms of a settlement agreement resulting from a court action; and

WHEREAS, it has been determined that this qualifies as an emergency situation because until the required modifications to the elevators are performed and the elevators pass final inspection, the elevators are not code compliant and classes are inaccessible to disabled students; and

WHEREAS, approval has been received from the Alameda County Superintendent of Schools to proceed with the required work on an emergency basis under Section 20654 of the Public Contract Code.

NOW, THEREFORE, BE IT UNANIMOUSLY RESOLVED by this Board that an emergency exists wherein certain repairs, alternations, work or improvements are necessary to permit accessibility to existing college classes; and

BE IT FURTHER RESOLVED that the Board authorizes entering into a contract, without advertising or formal bidding, with Ascent Elevator Services for the Modifications to the Forum and G Building Elevators at Laney College, in the amount of TWENTY-SEVEN THOUSAND FIVE HUNDRED AND NO/100 DOLLARS (\$27,500.00) on behalf of the District for the performance of labor and the furnishing or materials or supplies for the purpose of remedying the emergency situation.

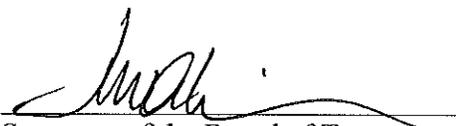
PASSED AND ADOPTED by the unanimous vote of the Board present and voting this 23rd day of October, 2012.

AYES: Trustees Guillén, Gulassa, González Yuen, Handy, Hodge, Riley, and Withrow.

NAYES: None

ABSTAIN: None

ABSENT: None

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