

PERALTA COMMUNITY COLLEGE DISTRICT
Board of Trustees Agenda Report
For the Trustee Meeting Date of June 25, 2013

ITEM TITLE:

Consider Approval of Resolution No. 12/13-32, Acceptance of Completed Work and Release of Retention for the Library/Learning Resource Center Roof Replacement at Merritt College (Bid No. 11-12/08), Pioneer Contractors Inc.

SPECIFIC BOARD ACTION REQUESTED:

Approval is requested for Resolution No. 12/13-32 for completed work and release of retention for the Library/Learning Resource Center Roof Replacement at Merritt College (Bid No. 11-12/08), Pioneer Contractors Inc.

ITEM SUMMARY:

On October 11, 2011, the Board of Trustees approved Bid No. 11/12-19, awarding a contract to Pioneer Contractors Inc. for the Library/Learning Resource Center Roof Replacement at Merritt College. The final completion date was on March 15, 2013 for the entire project. A Notice of Completion (NOC) has been filed with the County of Alameda, and project acceptance is recommended. This resolution accepts the project as complete and provides a retention payment of \$26,190.68 which is 10% of the original contractual price (\$261,906.80). There was one (1) credit change order implemented on this project that total (\$9,493.20), which is -3.6% of the original contractual amount \$261,906.80. An approval by the Board of Trustees is recommended to authorize the release of retention amount. Approval to accept this project as complete and release of retention are recommended by the Chancellor.

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, Laney College, "Classroom and facilities repairs and grounds improvements," Merritt College, "Classroom and facilities repairs and grounds improvements," College of Alameda, "Remodeling and equipping classroom and campus facilities," and Berkeley City College, "Plumbing, electrical, mechanical system upgrades and improvements."

BACKGROUND/ANALYSIS:

The existing roof was seventeen years old, the warranty has expired, and new roofing needed to be installed prior to the installation of any additional roof mounted cell phone equipment. The Library is currently undergoing modernization. It was critical to perform the reroofing before the modernization is completed and before additional equipment is installed on the roof. This scope of work for this project included but was not limited to the following:

- Removal of existing roofing, insulation and related flashings to substrate
- Inspection of existing deck and related areas for all abnormalities
- Furnishing and installing two new layers of insulation and multi-ply BUR (built-up roofing) system
- Providing and installing new flashings at walls, penetrations, projections and drains
- Furnishing and installing new flashings at support bases on platforms and related areas
- Providing proper roof protection system under all existing cable trays for cell site equipment

- Installation of white aggregate, cool roof, and surfacing system

DELIVERABLES AND SCOPE OF WORK:

Pioneer Contractors Inc. completed the scope of work as outlined under the Background/Analysis section.

ANTICIPATED COMPLETION DATE:

The project completion date was March 15, 2013.

ALTERNATIVES/OPTIONS:

Not applicable

EVALUATION AND RECOMMENDED ACTION:

The administration recommends approval of Resolution No. 12/13-32 for completed work and release of retention for the Library/Learning Resource Center Roof Replacement at Merritt College to Pioneer Contractors Inc., in the amount of \$26,190.68.

OTHER DEPARTMENTS IMPACTED BY THIS ACTION (E.G. INFORMATION TECHNOLOGY):

YES _____ NO X

COMMENTS:

All Board approved contract subject to final negotiation and execution by the Chancellor.

WHO WILL BE PRESENTING THIS ITEM AT THE BOARD MEETING?

Vice Chancellor Ikhara

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

DOCUMENT PREPARED BY:

Prepared by: Dr. Sadiq B. Ikharo
Vice Chancellor of General Services

DOCUMENT PRESENTED AND APPROVED BY:

Presented and approved by: 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: Ronald Gerhard
Ron Gerhard, Vice Chancellor 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: Thuy Thi Nguyen
Thuy Thi Nguyen, General Counsel

CHANCELLOR'S OFFICE APPROVAL

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

Signature: José M. Ortiz
Dr. José M. Ortiz, Chancellor

**PERALTA COMMUNITY COLLEGE DISTRICT RESOLUTION
12/13-32 ACCEPTANCE AND RELEASE OF RETENTION**

**LIBRARY/LEARNING RESOURCE
CENTER ROOF REPLACEMENT AT MERRITT COLLEGE (Bid No. 11-
12/08)
Pioneer Contractors Inc.**

WHEREAS, Pioneer Contractors 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 Library/Learning Resource Center Roof Replacement Project at Merritt 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 SIX THOUSAND ONE HUNDRED NINETY AND 68/100 DOLLARS (\$26,190.68), which is 10% 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 11th day of June, 2013. The full Board has voted in support of this resolution, unless the Board meeting minutes reflect otherwise.

José M. Ortiz
Chancellor and Secretary
Board of Trustees
Peralta Community College District

Recording Requested By:
Peralta Community College District

When Recorded, Mail To:
Office of General Services
333 East 8th Street
Oakland, CA 94606

For Recorder's Use

Government Code: 27383

Peralta Community College District
Office of General Services
333 East 8th Street, Oakland, California 94606
(510) 466-7200 (510) 466-7315

NOTICE OF COMPLETION

OWNER: PERALTA COMMUNITY COLLEGE DISTRICT, OAKLAND CA
NATURE OF INTEREST OR ESTATE: FEE
PROJECT CONTRACT TITLE: Merritt College Library/ Learning Center Roof Replacement Project
PROJECT NUMBER: Bid No.11-12/08
PROJECT ADDRESS: Merritt College, 12500 Campus Drive, Oakland, CA 94619
CONTRACTOR: Pioneer Contractors Inc.
CONTRACTOR'S ADDRESS: 1485 Armstrong Ave., San Francisco, CA 94124
DSA APPLICATION NUMBER: N/A
CONTRACT START DATE: October 26, 2011
ORIGINAL CONTRACT TIME: 30 Calendar Days
CONTRACT TIME EXTENSIONS: None
APPROVED VIA CHANGE ORDER: None
CONTRACT COMPLETION DATE: March 15, 2013

The above referenced Contract has been completed in accordance with the plans and specifications thereof, and to the satisfaction of the Peralta Community College District. The nature of the title of the stated owner is: in fee.

State of California
County of Alameda

That he/she/they is/are the person(s) signing the above document; that He/she/they has/have read the same, and know(s) the content thereof and that the acts stated therein are true.

Sadiq B. Ikharo

6/17/13

(Signature of Affiant)

Date

Dr. Sadiq Bello Ikharo
Vice Chancellor, General Services
Peralta Community College District

I declare under penalty of perjury that the foregoing is true to the best of my knowledge.

Sadiq B. Ikharo

6/17/13

(Signature of Affiant)

Date

Dr. Sadiq Bello Ikharo
Vice Chancellor, General Services
Peralta Community College District