

PERALTA COMMUNITY COLLEGE DISTRICT
Board of Trustees Agenda Report
For the Trustee Meeting Date of March 25, 2014

ITEM TITLE:

Consider Approval of Resolution No. 13/14-51, Acceptance of Completed Work and Release of Retention for the Laney College Distribution Panel Replacement Project (Bid No. 12-13/21), BBJ Electric Inc.

SPECIFIC BOARD ACTION REQUESTED:

Approval is requested for Resolution No. 13/14-51 for completed work and release of retention for the Laney College Distribution Panel Replacement Project (Bid No. 12-13/21) to BBJ Electric Inc.

ITEM SUMMARY:

On June 25, 2013, the Governing Board of Trustees approved a contract award to BBJ Electric Inc., in the not-to-exceed amount of \$63,400. A notice to proceed (NTP) was issued with a start date of July 17, 2013 with a project duration of 90 calendar days. The final completion date was on October 17, 2013; a Notice of Completion (NOC) was filed with the County of Alameda, and project acceptance is recommended. This resolution accepts the project as complete and staff is requesting final acceptance of the project and release of the remaining amount of \$6,340. There were no change orders on this project.

An approval by the Board of Trustees is recommended to authorize the release of retention amount. The Chancellor recommends approval.

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 Laney College Distribution Panel Replacement Project (Bid No. 12-13/21) is one part of the overall construction improvements proposed for Laney Tower. The project construction drawing and specification were completed by YHLA Architects.

DELIVERABLES AND SCOPE OF WORK:

The original scope of work for this project included, but was not limited to the following:

- The replacement of a distribution panel in Laney Administrative Tower
- Removal and disposal of the existing distribution panel, provide and install, start – up, test and commission a new distribution panel

The work was completed in October of 2013 and all subsequent paperwork has been reviewed and received by the Architect and Construction Manager for approval and delivered to the District. The College President and Business Manager have signed the Project Final Acceptance and staff is recommending final acceptance of the project and release of the remaining retention.

ALTERNATIVES/OPTIONS:

Not applicable

EVALUATION AND RECOMMENDED ACTION:

Approval is requested for final acceptance of the project and release of this remaining retention in the amount of \$6,340.

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

YES _____ NO X

COMMENTS

None

WHO WILL BE PRESENTING THIS ITEM AT THE BOARD MEETING? Vice Chancellor Ikharo

(*****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

Date: March 12, 2014

DOCUMENT PRESENTED AND APPROVED BY:

Presented and approved by: Dr. Sadiq B. Ikharo
Vice Chancellor of General Services

Date: March 12, 2014

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: Susan Rinne
Susan Rinne, Interim 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 13/14-51 ACCEPTANCE AND RETENTION**

**LANEY COLLEGE DISTRIBUTION PANEL
REPLACEMENT PROJECT (Bid No. 12-13/21)
BBJ Electric, Inc.**

WHEREAS, BBJ Electric, 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 Laney College Distribution Panel Replacement Project, 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 SIXTHOUSAND THREE HUNDRED FORTY DOLLARS (\$6,340), which is ten percent (10%) of said contract price, 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 25th day of March, 2014. 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