

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. 13/14-54, Acceptance of the Completed work and Release of Retention for the Rehabilitation to Laney College Administrative Tower Project - Phase 2 (Bid No. 12-13/17), Bay Construction Company.

SPECIFIC BOARD ACTION REQUESTED:

Approval is requested for Resolution No. 13/14-54 for completed work and release of retention for the Rehabilitation to Laney College Administrative Tower Project - Phase 2 (Bid No. 12-13/17), Bay Construction Company.

ITEM SUMMARY:

On March 12, 2013, the Board of Trustees approved Bid No. 11-12/17, awarding a contract to Bay Construction Company for the Rehabilitation to Laney College Administrative Tower Project - Phase 2. 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 \$27,632.43 to Bay Construction Company, which is 5.3% of the contract price. There was one change order implemented on the project that totaled \$32,648.59, which was 6.27% of the original contract amount (\$520,000.00). 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, approved by the voters in Peralta's constituency and authorized under in Resolution 05/06-45, Exhibit A-1, District-Wide, support services for the "acquisition, construction, repair, refurbishment, equipping, upgrading, and modernization of classrooms, campuses, buildings, facilities, and grounds throughout the District."

BACKGROUND/ANALYSIS:

The rehabilitation to Laney College Administrative Tower Project – Phase 2 is one part of the overall construction improvements proposed for the building. The project construction drawings and specifications were finalized by YHLA Architect and approved by the Division of the State Architect (DSA) in February 2013. Another part of the overall modernization of the Laney Administrative Tower is the Fire Pump System Replacement Project (Bid No. 12-13/13), which went out to bid and bids were received on March 4, 2013.

Thirteen (13) interested contractors attended the mandatory pre-bid meeting on February 21, 2013. The project manager(s) conducted a mandatory pre-bid job walk with all thirteen (13) contractors. The lowest responsible and responsive bid was submitted by Bay Construction Co., in the amount of \$520,000. Approval will allow the project modernization to happen more quickly and meet the proposed construction project schedule.

DELIVERABLES AND SCOPE OF WORK:

The contract deliverables include demolition and removal of existing architectural features and installation of new architectural items as specified by the architect. The firm corrected and fixed other building amenities that are connected and impacted by this construction work. They performed construction work per YHLA Architect's drawings and specifications and install architectural components to include but not limited to the following:

- New window film and window blinds;
- New doors and hardware;
- New window glazing and new floor and wall finishes;
- Banners and armatures;
- New water check valve;
- Handrail paint;
- Fire alarm connections and testing;
- Data and telephone equipment and infrastructure and testing;
- New mechanical grilles;
- New synchronized clocks, a new sink and other miscellaneous items.

ANTICIPATED COMPLETION DATE:

The project completion date was August, 2013.

ALTERNATIVES/OPTIONS:

Not Applicable

EVALUATION AND RECOMMENDED ACTION:

Not Applicable

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

YES _____ NO X

COMMENTS:

Not Applicable

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 13/14-54 ACCEPTANCE AND RETENTION**

**REHABILITATION TO LANEY COLLEGE ADMINISTRATIVE
TOWER – PHASE 2 PROJECT
Bay Construction Company**

WHEREAS, Bay Construction Company, 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 Rehabilitation to Laney College Administrative Tower – Phase 2 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 TWENTY-SEVEN THOUSAND SIX HUNDRED THIRTY-TWO AND 43/100 DOLLARS (\$27,632.43), which is 5.3 percent 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