

PERALTA COMMUNITY COLLEGE DISTRICT
Board of Trustees Agenda Report
For the Trustee Meeting Date of May 12, 2015

ITEM TITLE:

Consider Approval of Resolution 14/15-43, Acceptance of Completed Work and Release of Retention for the Laney College Child Care Remodel (Bid No. 13-14/29) Project as Complete and Release Remaining 5% Retention, with OnPoint Construction.

SPECIFIC BOARD ACTION REQUESTED:

Approval is requested for Acceptance of Completed Work and Release of the Remaining 5% Retention for the Laney College Child Care Remodel (Bid No. 13-14/29), in the amount not-to-exceed \$21,515.32.

ITEM SUMMARY:

The Governing Board of Trustees approved the contract award (Bid No. 13-14/29) to OnPoint Construction for the Laney College Child Care Remodel Project at the June 24, 2014, Board meeting, in the amount of \$980,815. The administration negotiated a reduction of the contract to \$397,546.34. A notice to proceed (NTP) was issued with a start date of August 5, 2014. Change order no. 1 was approved at the February 18, 2015, Board meeting for additional work for \$21,429 (5.3%) and ninety-seven (97) calendar days; change order no. 2 was approved at the March 22, 2015 Board meeting, for \$7,640 (7.31%) and thirty-two (32) calendar days construction schedule extension; and change order no. 3 was approved at the April 6, 2015 Board meeting for \$3,691 (8.24%) and fifteen (15) calendar days construction schedule extension. This resolution accepts the project as complete and the administration requests final acceptance of the project and release of the remaining 5% retention.

The Chancellor recommends approval.

SOURCE OF FUNDS (AND FISCAL/BUDGETARY IMPACT):

Child Development Fund (Fund 68)

BACKGROUND/ANALYSIS:

Under this contract, the contractor performed all work per the DSA approved contract documents prepared Gelfand Partners Architects and modified by CCD 02, approved by DSA on October 24, 2014. The bid opening was held on June 17, 2014. A total of two (2) bids were received.

The construction scope of work included, but not limited to the following:

The work included, without limitation, renovation that generally includes ADA upgrades, window and exterior door replacement, cabinets, flooring, replacement of ceiling tiles, replacement of plumbing fixtures, exterior and interior painting, siding repair, signage, movable wall replacement, re-grading of play yards, play structures, play surface replacement, concrete and asphalt paving, landscaping and irrigation, in accordance with the Construction Documents prepared by Gelfand Partners Architects.

DELIVERABLES AND SCOPE OF WORK:

For deliverables, the contractor procured goods under this contract and performed construction work in accordance with Gelfand Partners Architects' construction documents.

The work was completed May 1, 2015 and all subsequent paperwork has been reviewed and received by the Architect for approval and delivered to the District. The administration is recommending final acceptance of the project and release of the remaining 5% retention.

ANTICIPATED COMPLETION DATE:

The project was substantially completed on May 1, 2015. Contract completion is May 8, 2015.

ALTERNATIVES/OPTIONS:

Not Applicable

EVALUATION AND RECOMMENDED ACTION:

Approval is requested for final acceptance and release of retention.

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: April 29, 2015

DOCUMENT PRESENTED AND APPROVED BY:

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

Date: April 29, 2015

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: _____
Nitasha Sawhney, Acting 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 14/15-43 ACCEPTANCE AND RETENTION**

LANEY COLLEGE CHILD CARE REMODEL (Bid No. 13-14/29)

OnPoint Construction

WHEREAS, OnPoint Construction, 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 Child Care Remodel (Bid No. 13-14/29), 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 ONE THOUSAND, FIVE HUNDRED FIFTEEN AND 32/100 DOLLARS (\$21,515.32), which is 5 percent (5%) 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 12th day of May, 2015. 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