

PERALTA COMMUNITY COLLEGE DISTRICT
Board of Trustees Agenda Report
For the Trustee Meeting Date of November 10, 2015

ITEM TITLE:

Consider Approval of Resolution 15/16-18, Acceptance of Completed Work and Release of Retention for the Laney College Planter Landscape Project (Bid No. 14-15/10).

SPECIFIC BOARD ACTION REQUESTED:

Approval is requested for the acceptance of completed work and release of the remaining 5% retention to Solorzano Landscape Construction for the Laney College Planter Landscape Project (Bid No. 14-15/10), in the amount not-to-exceed \$6,750.00.

ITEM SUMMARY:

The Governing Board of Trustees approved the contract award (Bid No. 14-15/10) to Solorzano Landscape Construction for the Laney College Planter Landscape Project at the March 24, 2015, meeting in the amount of \$135,000. During the design phase, District administrators collaborated with stakeholders at Laney College to identify plant materials to be used on the project.

The Governing Board of Trustees approved the contract award (Bid No. 14-15/10) to Solorzano Landscape Construction for the Laney College Planter Landscape Project at the March 24, 2015, meeting in the amount of \$135,000. There were no change orders or time extensions required on this project. Before the project-closeout, the contractor will replace some dead plants at no cost to the District this week. 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):

Measure A, as approved by the voters in Peralta's constituency and authorized under Resolution 05/06-45, Exhibit A-1, District-Wide Projects and Support Services for the 'acquisition, construction, repair, refurbishment, equipping, upgrading, and modernization of classrooms, campuses, buildings, facilities, and grounds throughout the District.'

BACKGROUND/ANALYSIS:

In compliance with the District Procurement Procedures, a formal competitive bid was conducted for this project, and a bid opening was held on March 5, 2015. A total of two (2) bids were received; the contractor provided the lowest bid. The project scope of work included the installation of new soil, plant material and irrigation in six separate courtyard planters at Laney College.

DELIVERABLES AND SCOPE OF WORK:

For deliverables, the contractor procured material under this contract and performed construction work in accordance with construction documents prepared by Verde Design, a sub-consultant to Gales Associates Inc., the engineering firm for the recent Leak Remediation Project.

ANTICIPATED COMPLETION DATE:

The project was substantially completed on June 22, 2015. The project contained a 90 (ninety) day post construction maintenance period. Final completion was September 21, 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 Date: October 7, 2015
Vice Chancellor of General Services

DOCUMENT PRESENTED AND APPROVED BY:

Presented and approved by: Dr. Sadiq B. Ikharo Date: October 7, 2015
Vice Chancellor of General Services

FINANCE DEPARTMENT REVIEW

X Finance review required _____ Finance review *not* required

If Finance review is required, determination is: X Approved _____ Not Approved

If not approved, please give reason: _____

Signature: Ronald Little II
Ronald Little II , Vice Chancellor for Finance and Administration

GENERAL COUNSEL (Legality and Format/adherence to Education Codes):

X Legal review required _____ Legal review *not* required

If Legal review is required, determination is: Approved Not Approved

Signature: *Nitasha Sawhney*
Nitasha Sawhney, Acting General Counsel

CHANCELLOR'S OFFICE APPROVAL

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

Signature: *Jowel C. Laguerre*
Dr. Jowel C. Laguerre, Chancellor

**PERALTA COMMUNITY COLLEGE DISTRICT
RESOLUTION 15/16-18 ACCEPTANCE AND RETENTION**

LANEY COLLEGE PLANTER LANDSCAPE PROJECT (Bid No. 14-15/10)

Solorzano Landscape Construction

WHEREAS, Solorzano Landscape 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 Planter Landscape Project (Bid No. 14-15/10), 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 SIX THOUSAND SEVEN HUNDRED FIFTY AND 00/100 DOLLARS (\$6,750.00), which is 5 percent (5%) 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 20th day of October, 2015. The full Board has voted in support of this resolution, unless the Board meeting minutes reflect otherwise.

Jowel C. Laguerre
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:	LANEY PLANTER LANDSCAPE PROJECT
PROJECT NUMBER:	2733
PROJECT ADDRESS:	900 FALLON STREET, OAKLAND, CA 94606
CONTRACTOR:	SOLORZANO LANDSCAPE CONSTRUCTION
CONTRACTOR'S ADDRESS:	27537 E 12 th STREET, HAYWARD, CA 94544
DSA APPLICATION NUMBER:	NA
CONTRACT START DATE:	6/1/15
ORIGINAL CONTRACT TIME:	42 Days
CONTRACT TIME EXTENSIONS:	NA
APPROVED VIA CHANGE ORDER:	NA
CONTRACT COMPLETION DATE:	September 21, 2015

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

(Signature of Affiant)

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

10/6/15

Date

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

Sadiq B. Ikharo

(Signature of Affiant)

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

10/6/15

Date