



## Board of Education Report

**ADOPTED BY BOARD  
APRIL 23, 2019**

**File #:** Rep-294-18/19, **Version:** 1

### **Approval of Facilities Contract Actions**

**April 23, 2019**

#### **Procurement Services Division - Facilities Contracts**

##### **Action Proposed:**

Staff proposes that the Board of Education (Board) ratify the Procurement Services Division (PSD) contract actions taken by Facilities Contracts under delegated authority as listed in Attachment "A" including: award of advertised construction contracts; award of job order contract amendments; approval of change orders; completion of contracts; award of informal contracts; award of architectural and engineering contracts; award of professional / technical services contracts; and extra services / amendments for architectural and engineering contracts; and approve the proposed contract actions as listed in Attachment "B" including: approval of professional / technical services contracts.

##### **Background:**

Facilities Contracts staff prepares monthly reports for contract actions necessary for the execution of projects approved by the Board and contained in the FSD Strategic Execution Plan (SEP), and for the maintenance and operation of District facilities in accordance with District policies and Board-delegated authority. As described in the November 12, 2013 Board Report #048-13/14 Informative, detailed information is provided on the Facilities Services website.

##### **Expected Outcomes:**

Approval of these items will allow services provided by these contracts to proceed in support of FSD projects, District policies and goals, and the Board-approved FSD-SEP.

##### **Board Options and Consequences:**

The Board can approve all actions presented or postpone selected actions pending receipt of additional information. Non-ratification of actions awarded under delegated authority in Attachment "A" will result in the immediate discontinuance of services. While non-ratification may be legally defensible, it will likely result in costly litigation over discontinued payments or if the District attempts to reclaim payments made to a vendor. District costs will likely increase as fewer contractors compete for future procurements.

##### **Policy Implications:**

This action does not change District policy and conforms to *California Education Code section 17604* that permits the Board of Education to delegate authority for Facilities Contracts (Board Report #444-17/18), which the Board exercised on May 08, 2018.

##### **Budget Impact:**

The contract actions presented are within the budget authority previously approved by the Board. Unless indicated otherwise, all contract actions are Bond funded.

**Student Impact:**

The contract actions will help ensure that the students are provided with safe and healthy environments, and up-to-date facilities that promote learning.

**Issues and Analysis:**

There are no policy implications on these agreements.

**Attachments:**

Attachment "A" - Ratification of Facilities Contract Actions Awarded Under Delegated Authority.

Attachment "B" - Approval of Facilities Contract Actions Not Under Delegated Authority.

**Informative:**

Informative - Request to Increase Capacity for 14 Facilities Services Material Testing & Inspection Services Contracts: Contract Nos. 1690003 to 1690016

**Submitted:**

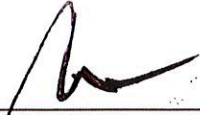
4/1/19

File #: Rep-294-18/19, Version: 1

**ADOPTED BY BOARD  
APRIL 23, 2019**

**RESPECTFULLY SUBMITTED,**

**APPROVED & PRESENTED BY:**



AUSTIN BEUTNER  
Superintendent

SCOTT S. PRICE, Ph.D.  
Chief Financial Officer  
Office of the Chief Financial Officer

**REVIEWED BY:**

**APPROVED & PRESENTED BY:**



DAVID HOLMQUIST  
General Counsel

JUDITH REECE  
Interim Chief Procurement Officer  
Procurement Services Division

Approved as to form.

**REVIEWED BY:**



CHERYL SIMPSON  
Director, Budget Services and Financial Planning

Approved as to budget impact statement.

**REVIEWED BY:**



MARK HOVATTER  
Chief Facilities Executive

Approved as to facilities impact.

**ATTACHMENT A  
RATIFICATION OF CONTRACTS AWARDED UNDER DELEGATED AUTHORITY**

**121**

**A. AWARD OF ADVERTISED CONSTRUCTION CONTRACTS \$15,581,000**

<u>CONTRACTOR</u>	<u>IDENTIFICATION NO.</u>	<u>SCHOOL / PROJECT</u>	<u>AMOUNT</u>
AP Construction Group, Inc. dba Air Plus (SBE)	1910038 / 4400007310 <b>Item A</b>	<u>Plasencia ES</u> Seismic Retrofit & Interim Housing Board Member: <u>Mónica García</u>  <b>Contract Term:</b> 03/15/19 through Division of State Architect (DSA) certification and close-out  Requester: <i>Greg Garcia, Director</i> <i>Project Execution</i> <i>Facilities Services Division</i>	\$6,476,000
A&B Construction, Inc.	1910039 / 4400007237 <b>Item B</b>	<u>Jordan HS</u> HVAC Replacement for Competition Gymnasium Board Member: <u>Dr. Richard A. Vladovic</u>  <b>Contract Term:</b> 02/19/19 through DSA certification and close-out  Requester: <i>Greg Garcia, Director</i> <i>Project Execution</i> <i>Facilities Services Division</i>	\$3,540,000
Prime Axis General Builder, Inc.	1910042 / 4400007259 <b>Item C</b>	<u>Erwin ES</u> Americans with Disability Act (ADA) Barrier Removal (Phase 2) Board Member: <u>Scott M. Schmerelson</u>  <b>Contract Term:</b> 03/04/19 through DSA certification and close-out  Requester: <i>Greg Garcia, Director</i> <i>Project Execution</i> <i>Facilities Services Division</i>	\$1,569,000
United Construction & Landscape, Co. (SBE)	1910046 / 4400007290 <b>Item D</b>	<u>Coldwater Canyon ES</u> ADA Barrier Removal (Phase 2) Board Member: <u>Scott M. Schmerelson</u>  <b>Contract Term:</b> 03/04/19 through DSA certification and close-out  Requester: <i>Greg Garcia, Director</i> <i>Project Execution</i> <i>Facilities Services Division</i>	\$898,000
Bitech Construction Company, Inc.	1910047 / 4400007291 <b>Item E</b>	<u>153<sup>rd</sup> Street ES</u> ADA Barrier Removal (Phase 2) Board Member: <u>Dr. Richard A. Vladovic</u>  <b>Contract Term:</b> 03/01/19 through DSA certification and close-out  Requester: <i>Greg Garcia, Director</i> <i>Project Execution</i> <i>Facilities Services Division</i>	\$1,700,000

<b>ADOPTED BY BOARD APRIL 23, 2019</b>
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**ATTACHMENT A  
RATIFICATION OF CONTRACTS AWARDED UNDER DELEGATED AUTHORITY**

**AWARD OF ADVERTISED CONSTRUCTION CONTRACTS (CONT'D)**

<u>CONTRACTOR</u>	<u>IDENTIFICATION NO.</u>	<u>SCHOOL / PROJECT</u>	<u>AMOUNT</u>
Fredrick Towers, Inc. (SBE)	1910051 / 4400007277 <b>Item F</b>	<u>Orthopaedic Hospital Medical Magnet HS</u> Classroom Conversion to Biotechnical Lab Board Member: <u>Mónica García</u>	\$1,398,000
		<b>Contract Term:</b> 02/14/19 through DSA certification and close-out	
		Requester: <i>Greg Garcia, Director</i> <i>Project Execution</i> <i>Facilities Services Division</i>	

**JOB ORDER CONTRACT AWARDS** **\$0**

<u>CONTRACTOR</u>	<u>IDENTIFICATION NO.</u>	<u>SCHOOL / PROJECT</u>	<u>AMOUNT</u>
None			

**JOB ORDER CONTRACT AMENDMENTS** **\$6,000,000**

<u>CONTRACTOR</u>	<u>IDENTIFICATION NO.</u>	<u>SCHOOL / PROJECT</u>	<u>AMOUNT</u>
Reyes Electrical Contractor, Inc. (SBE)	1830009 / 4400006219 (1830009.04) <b>Item G</b>	Amendment to increase contract capacity of a formally competed contract to provide general contracting services District-wide.	\$4,000,000*
		<b>Contract term including this amendment:</b> 01/10/18 through 01/09/20 One (1) option year (OY) remaining	
		Initial Contract Value: \$500,000	
		Amendment No. 1: \$1,500,000	
		Amendment No. 2: \$2,000,000	
		Terms Revised OY1	
		Amendment No. 3: \$2,000,000	
		*Amendment No. 4: \$4,000,000 (Executed Date: 02/13/19)	
		<b>Aggregate Contract Value:</b> <b>\$10,000,000</b>	
		Requester: <i>Greg Garcia, Director</i> <i>Project Execution</i> <i>Facilities Services Division</i>	

\* Current Ratification

**ADOPTED BY BOARD  
APRIL 23, 2019**

**ATTACHMENT A  
RATIFICATION OF CONTRACTS AWARDED UNDER DELEGATED AUTHORITY**

**JOB ORDER CONTRACT AMENDMENTS (CONT'D)**

<u>CONTRACTOR</u>	<u>IDENTIFICATION NO.</u>	<u>SCHOOL / PROJECT</u>	<u>AMOUNT</u>
R Brothers, Inc.	1830018 / 4400006226 (1830018.02)	Amendment to increase contract capacity of a formally competed contract to provide TMP ramp installation contracting services District-wide.	\$2,000,000*

<p><b>ADOPTED BY BOARD APRIL 23, 2019</b></p>
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**Item H**

**Contract term including this amendment:**  
01/11/18 through 01/10/20  
One (1) OY remaining

Initial Contract Value:	\$350,000
Amendment No. 1:	\$1,000,000
	Terms Revised OY1
*Amendment No. 2: (Executed Date: 02/06/19)	\$2,000,000
<b>Aggregate Contract Value:</b>	<b>\$3,350,000</b>

Requester: *Greg Garcia, Director  
Project Execution  
Facilities Services Division*

**B. APPROVAL OF CHANGE ORDERS \$4,772,608**

	<u>QUANTITY</u>	<u>AMOUNT</u>
i. Construction contract change orders that do not individually exceed 10 percent for February 2019 (Average Transaction: \$39,016):	55	\$2,145,857
ii. Construction contract credit change orders for February 2019:	3	<\$94,000>
iii. Repair and modernization contract change orders that do not individually exceed 15 percent for February 2019 (Average Transaction: \$9,627):	299	\$2,878,494
iv. Repair and modernization contract credit change orders for January 2019:	12	<\$290,740>
v. Repair and modernization contract change orders that individually exceed 15 percent (but do not exceed 25 percent) for January 2019, requiring 75 percent approval by the Board:	1	\$132,997

**C. COMPLETION OF CONTRACTS – January 2019 \$6,444,077**

**D. AWARD OF INFORMAL CONTRACTS (Not Exceeding \$92,600) \$395,005**

	<u>QUANTITY</u>	<u>AMOUNT</u>
A & B Letters for February 2019 (Average Transaction: \$20,790)	19	\$395,005

**E. REJECTION OF BIDS**

<u>BID NO.</u>	<u>SCHOOL/PROJECT</u>	<u>REASON</u>
1910010	<u>Plasencia ES</u> Seismic Retrofit & Interim Housing Board Member: <u>Mónica García</u>	All bids were rejected due to excessive cost. The lowest bid of \$7,271,000 is 26% higher than the District bid estimate of \$5,783,065. The school administration has been notified. The project was re-advertised and awarded to AP Construction Group, Inc. See Section A, page 1 of this report.

**Item I**

\* Current Ratification

**ATTACHMENT A**

**124 RATIFICATION OF CONTRACTS AWARDED UNDER DELEGATED AUTHORITY**

**F. TERMINATION OF CONTRACTS FOR CONVENIENCE**

<u>CONTRACTOR</u>	<u>IDENTIFICATION NO.</u>	<u>SCHOOL / PROJECT</u>
None		

<p><b>ADOPTED BY BOARD</b> <b>APRIL 23, 2019</b></p>
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**G. ASSIGNMENT AND ASSUMPTION OF RIGHTS AND DELEGATION OF DUTIES – PROFESSIONAL SERVICES AGREEMENT**

<u>CONTRACTOR</u>	<u>IDENTIFICATION NO.</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
United Inspection & Testing	1690008 / 4400004105	Assignment and Assumption of Agreement from HES Testing, Inc., to provide Material Testing & Special Inspection Engineering services for the District's A/E Services group.	\$544,594 <i>Remaining Value</i>

**Item J**

**H. AWARD OF ARCHITECTURAL AND ENGINEERING CONTRACTS**

**\$720,080**

<u>CONTRACTOR</u>	<u>IDENTIFICATION NO.</u>	<u>SCHOOL / PROJECT</u>	<u>AMOUNT</u>
The Hill Partnership, Inc., dba HPI Architecture (SBE)	1920009 / 4400007241	<u>Canoga Park HS</u> Architectural and engineering services for design and construction administration of Visual and Performing Arts Facilities Upgrade Projects (BOE #138-18/19) Board Member: <u>Scott M. Schmerelson</u>	\$720,080 (Lump Sum)

**Item K**

**Contract Term:** 02/13/19 through DSA Approval

Requester: *Aaron Bridgewater, Director Asset Management Facilities Services Division*

**I. AWARD OF ARCHITECTURAL AND ENGINEERING AMENDMENTS**

**\$0**

<u>CONTRACTOR</u>	<u>IDENTIFICATION NO.</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
None			

**J. MEMORANDUM OF UNDERSTANDING**

**\$0**

<u>CONTRACTOR</u>	<u>IDENTIFICATION NO.</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
None			

**K. AWARD OF PROFESSIONAL/TECHNICAL SERVICES CONTRACTS**

**\$210,000**

<u>CONTRACTOR</u>	<u>IDENTIFICATION NO.</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
Chicago Title Company	1990006 / 4400007072	Provide Real Estate Title and Escrow Services for on-going site evaluations and acquisition services.	\$210,000

**Item L**

**Contract Term:** 03/01/19 through 02/28/20  
Four (4) one-year options remaining

Requester: *Aaron Bridgewater, Director Asset Management Facilities Services Division*

**ATTACHMENT A  
RATIFICATION OF CONTRACTS AWARDED UNDER DELEGATED AUTHORITY**

**125**

<b>L.</b>	<b>AWARD OF PROFESSIONAL/TECHNICAL SERVICES AMENDMENTS</b>	<b>\$0</b>								
	<table border="0" style="width: 100%;"><tr><td style="width: 30%;"><u>CONTRACTOR</u></td><td style="width: 30%;"><u>IDENTIFICATION NO.</u></td><td style="width: 30%;"><u>DESCRIPTION</u></td><td style="width: 10%;"></td></tr><tr><td>None</td><td></td><td></td><td style="text-align: right;"><u>NOT-TO-EXCEED AMOUNT</u></td></tr></table>	<u>CONTRACTOR</u>	<u>IDENTIFICATION NO.</u>	<u>DESCRIPTION</u>		None			<u>NOT-TO-EXCEED AMOUNT</u>	
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None			<u>NOT-TO-EXCEED AMOUNT</u>							
<b>M.</b>	<b>AWARD OF GOODS AND SERVICES CONTRACTS</b>	<b>\$0</b>								
	<table border="0" style="width: 100%;"><tr><td style="width: 30%;"><u>CONTRACTOR</u></td><td style="width: 30%;"><u>IDENTIFICATION NO.</u></td><td style="width: 30%;"><u>DESCRIPTION</u></td><td style="width: 10%;"></td></tr><tr><td>None</td><td></td><td></td><td style="text-align: right;"><u>NOT-TO-EXCEED AMOUNT</u></td></tr></table>	<u>CONTRACTOR</u>	<u>IDENTIFICATION NO.</u>	<u>DESCRIPTION</u>		None			<u>NOT-TO-EXCEED AMOUNT</u>	
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None			<u>NOT-TO-EXCEED AMOUNT</u>							
<b>N.</b>	<b>* EXTRA SERVICES /AMENDMENTS FOR ARCHITECTURAL AND ENGINEERING CONTRACTS</b>	<b>\$586,496</b>								
	CONTRACT NOS.                      1420025/4400002562, 1620142/4400004780, 1720050/4400006004, <b>Item M</b> & 1820036/4400006555.									
<b>O.</b>	<b>NO COST EXTRA SERVICES/AMENDMENTS FOR ARCHITECTURAL AND ENGINEERING CONTRACTS</b>	<b>\$0</b>								
	None									

\* Detailed information is available at <http://www.laschools.org/new-site/contracts/boe-contract-actions/>.

<b>ADOPTED BY BOARD APRIL 23, 2019</b>
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**ATTACHMENT B  
APPROVAL OF CONTRACTS NOT UNDER DELEGATED AUTHORITY**

**A. APPROVAL OF PROFESSIONAL / TECHNICAL SERVICES CAPACITY INCREASE \$10,000,000**

Staff proposes that the Board of Education approve a capacity increase of formally competed contracts for 14 Material Testing & Special Inspection Engineering firms that were selected via RFQ No. R-15065. This action will increase the total aggregate not-to-exceed capacity for these contracts from \$30,000,000 to \$40,000,000. Approval of this request will allow the Facilities Services Division to procure the services necessary to support the current construction program. The authority to increase or decrease individual amounts for these formally competed contracts will be limited to the total aggregate amount of \$40,000,000.

<u>CONTRACTOR</u>	<u>IDENTIFICATION NO.</u>	<u>NOT-TO-EXCEED AMOUNT</u>
AESCO Technologies, Inc. (SBE);	1690003 / 4400004100	\$10,000,000*
Wood Environment & Infrastructure Solutions, Inc., (formerly known as Amec Foster Wheeler Environment & Infrastructure, Inc.);	1690004 / 4400004101	
California Testing & Inspection, Inc. (SBE);	1690005 / 4400004102	
The Converse Professional Group, dba Converse Consultants;	1690006 / 4400004103	
Group Delta Consultants, Inc.;	1690007 / 4400004104	
Heider Engineering Services, Inc.;	1690008 / 4400004105	
Koury Engineering & Testing, Inc. (SBE);	1690009 / 4400004106	
MTGL, Inc. (SBE);	1690010 / 4400004107	
Ninyo & Moore Geotechnical & Environmental Sciences Consultants;	1690011 / 4400004108	
NV5 West, Inc.;	1690012 / 4400004109	
R M A Group;	1690013 / 4400004110	
Southwest Inspection and Testing (SBE);	1690014 / 4400004111	
Twining, Inc.;	1690015 / 4400004112	
United Testing Corporation, dba United Inspection & Testing	1690016 / 4400004113	

**Item N**

**Contract Term:** Various through 10/31/20  
Including four (4) one-year options

Original Value: \$30,000,000  
\*Additional Requested Value: \$10,000,000

**Aggregate five-year value for 14 contracts: \$40,000,000**

Requester: *Robert Laughton, Director  
Maintenance & Operations  
Facilities Services Division*

**ADOPTED BY BOARD  
APRIL 23, 2019**





INTEROFFICE CORRESPONDENCE  
Los Angeles Unified School District  
Procurement Services Division

<b>ADOPTED BY BOARD APRIL 23, 2019</b>
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**TO:** Jefferson Crain, Board Secretariat **DATE:** March 4, 2019

**FROM:** Judith Reece, Interim Chief Procurement Officer

**SUBJECT:** **CHANGE ORDER REPORT FOR RATIFICATION ON THE FACILITIES CONTRACTS APRIL 23, 2019 BOARD REPORT, BOARD REPORT NO. 294-18/19**

The following is presented by the Procurement Services Division (PSD) to advise the Board Secretariat of the following change order action which requires a 75% vote approval:

<b>Change Orders individually greater than 15% but less than 25% of the originally awarded contract amount must be approved by Board of Education with 75% majority vote.</b>				
Change order number	Contract Number	School/Project name	Change Order Amount	Change Order Percentage
T-533	1710125	Madison Middle School/ ADA Modification	\$132,997.00	18.24%
<b>Work Description</b>				
Contract Time Extension Change Order of 99 calendar days all of which are compensable delays. Previous Substantial Completion date was 03/11/18. New Substantial Completion date is 06/18/18.				
Delay #1 - Per the approved baseline schedule Karabuild Development, Inc. was supposed to start Phase 2 restrooms in Building G after completing "Rough in plumbing 2 of 2" in Phase 1 restrooms but could not begin work due to existing asbestos containing materials not disclosed by contract documents. (35 Calendar days/\$47,019.00)				
Delay #2 - Added work replacing non-functioning shut off valves extended the rough in plumbing work impacting Phase 2. (5 Calendar days/\$6,717.00)				
Delay #3 - Re-Phasing restrooms in Buildings B, G & J per Principal's request extended contract duration. (59 Calendar days/\$79,261.00)				

If you have any questions or require additional information, please contact Judith Reece at (213) 241-1090 or [judith.reece@lausd.net](mailto:judith.reece@lausd.net).

c: Austin Beutner  
Vivian Ekchian  
David Holmquist  
Frances Gipson  
Hilda Maldonado  
Pedro Salcido  
Scott Price  
Mark Hovatter