



Board of Education Report

ADOPTED BY BOARD
FEBRUARY 5, 2019

File #: Rep-201-18/19, **Version:** 1

Approval of Facilities Contract Actions

January 22, 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; and extra services / amendments for architectural and engineering 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.

Informative:

None

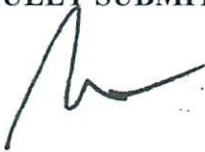
Submitted:

01/04/19

A rectangular stamp with a black border. The text inside is in blue, all-caps font. The first line reads "ADOPTED BY BOARD" and the second line reads "FEBRUARY 5, 2019".


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RESPECTFULLY SUBMITTED,



AUSTIN BEUTNER
Superintendent

APPROVED & PRESENTED BY:



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

REVIEWED BY:



DAVID HOLMQUIST
General Counsel

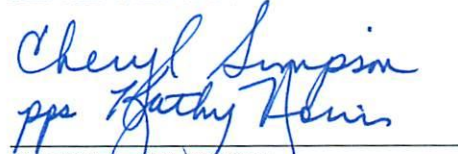
APPROVED & PRESENTED BY:



JUDITH REECE
Interim Chief Procurement Officer
Procurement Services Division

☒ Approved as to form.

REVIEWED BY:



CHERYL SIMPSON
Director, Budget Services and Financial Planning

ADOPTED BY BOARD
FEBRUARY 5, 2019

☐ 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

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A. AWARD OF ADVERTISED CONSTRUCTION CONTRACTS **\$23,872,600**

<u>CONTRACTOR</u>	<u>IDENTIFICATION</u> <u>NO.</u>	<u>SCHOOL / PROJECT</u>	<u>AMOUNT</u>
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Beta Investments and Contracts, Inc.	1910004 / 4400007015 Item A	<u>Locke HS</u> Gymnasium HVAC Replacement Board Member: <u>Dr. Richard A. Vladovic</u>	\$4,750,000
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Contract Term: 10/29/18 through Division of State
Architecture (DSA) certification and close-out

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

Karabuild Development, Inc.	1910005 / 4400006958 Item B	<u>Chandler ES</u> Americans with Disability Act (ADA) Barrier Removal (Phase 2) Board Member: <u>Scott M. Schmerelson</u>	\$1,318,000
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Contract Term: 10/25/18 through DSA certification
and close-out

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

R Brothers, Inc.	1910009 / 4400006976 Item C	<u>75th Street ES</u> ADA Barrier Removal (Phase 2) Board Member: <u>Dr. Richard A. Vladovic</u>	\$947,000
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Contract Term: 10/22/18 through DSA certification
and close-out

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

United Construction & Landscape, Inc.	1910011 / 4400007058 Item D	<u>Reseda ES</u> ADA Barrier Removal Board Member: <u>Scott M. Schmerelson</u>	\$618,600
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Contract Term: 11/21/18 through DSA certification
and close-out

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

Zone 26 Construction, Inc.	1910012 / 4400007114 Item E	<u>Sunland ES</u> ADA Barrier Removal (Phase 2) Board Member: <u>Kelly Gonez</u>	\$1,226,000
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Contract Term: 11/30/18 through DSA certification
and close-out

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

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AWARD OF ADVERTISED CONSTRUCTION CONTRACTS (CONT'D)

<u>CONTRACTOR</u>	<u>IDENTIFICATION NO.</u>	<u>SCHOOL / PROJECT</u>	<u>AMOUNT</u>
Pars Arvin Construction, Inc. (SBE)	1910013 / 4400007057 Item F	<u>Griffith MS STEAM Magnet</u> ADA Barrier Removal (Phase 2) Board Member: <u>Mónica García</u> Contract Term: 11/13/18 through DSA certification and close-out Requester: <i>Greg Garcia, Director</i> <i>Project Execution</i> <i>Facilities Services Division</i>	\$1,863,000
MCEC, Inc.	1910014 / 4400007091 Item G	<u>Bonita ES</u> ADA Barrier Removal Board Member: <u>Dr. Richard A. Vladovic</u> Contract Term: 11/29/18 through DSA certification and close-out Requester: <i>Greg Garcia, Director</i> <i>Project Execution</i> <i>Facilities Services Division</i>	\$1,689,000
Masters Contracting Corp.	1910015 / 4400007063 Item H	<u>Madison MS</u> ADA Barrier Removal Board Member: <u>Scott M. Schmerelson</u> Contract Term: 11/14/18 through DSA certification and close-out Requester: <i>Greg Garcia, Director</i> <i>Project Execution</i> <i>Facilities Services Division</i>	\$2,188,000
R Brothers, Inc.	1910016 / 4400007018 Item I	<u>Brainard ES</u> ADA Improvements Board Member: <u>Kelly Gonez</u> Contract Term: 11/09/18 through DSA certification and close-out Requester: <i>Greg Garcia, Director</i> <i>Project Execution</i> <i>Facilities Services Division</i>	\$1,055,000
Technion Contractors TCI, Inc.	1910017 / 4400007017 Item J	<u>Canfield ES</u> HVAC Replacement & Interim Housing Board Member: <u>Dr. George J. McKenna III</u> Contract Term: 11/07/18 through DSA certification and close-out Requester: <i>Greg Garcia, Director</i> <i>Project Execution</i> <i>Facilities Services Division</i>	\$4,037,000

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AWARD OF ADVERTISED CONSTRUCTION CONTRACTS (CONT'D)

<u>CONTRACTOR</u>	<u>IDENTIFICATION NO.</u>	<u>SCHOOL / PROJECT</u>	<u>AMOUNT</u>
Morillo Construction, Inc.	1910022 / 4400007064 Item K	<u>Henry MS</u> ADA Modular Passenger Elevator Installation Board Member: <u>Scott M. Schmerelson</u> Contract Term: 11/19/18 through DSA certification and close-out Requester: <i>Greg Garcia, Director</i> <i>Project Execution</i> <i>Facilities Services Division</i>	\$1,458,000
MCEC, Inc.	1910027 / 4400007090 Item L	<u>Wilson HS</u> ADA Barrier Removal (Phase 2) Board Member: <u>Mónica García</u> Contract Term: 11/21/18 through DSA certification and close-out Requester: <i>Greg Garcia, Director</i> <i>Project Execution</i> <i>Facilities Services Division</i>	\$2,723,000

JOB ORDER CONTRACT AWARDS

\$0

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

JOB ORDER CONTRACT AMENDMENTS

\$9,000,000

<u>CONTRACTOR</u>	<u>IDENTIFICATION NO.</u>	<u>SCHOOL / PROJECT</u>	<u>AMOUNT</u>
Matrix Environmental, Inc. (SBE)	1630015 / 4400004906 (1630015.03) Item M	Amendment to increase contract capacity of a formally competed contract to provide abatement and demolition contracting services District-wide. Contract term: 06/07/16 through 06/06/19 No option years (OY) remaining Initial Contract Value: \$350,000 Amendment No. 1: \$2,000,000 Terms Revised OY1 Amendment No. 2: Terms Revised OY2 *Amendment No. 3: \$2,000,000 (Executed Date 11/15/18) Aggregate Contract Value: \$4,350,000 Requester: <i>Robert Laughton, Director</i> <i>Maintenance & Operations</i> <i>Facilities Services Division</i>	\$2,000,000*

* Current Ratification

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JOB ORDER CONTRACT AMENDMENTS (CONT'D)

<u>CONTRACTOR</u>	<u>IDENTIFICATION NO.</u>	<u>SCHOOL / PROJECT</u>	<u>AMOUNT</u>
Thomasville Construction, Inc. (SBE)	1730013 / 4400005776 (1730013.03) Item N	<p>Amendment to increase contract capacity of a formally competed contract to provide general contracting services District-wide.</p> <p>Contract term: 06/12/17 through 06/11/19 One (1) OY remaining</p> <p>Initial Contract Value: \$500,000 Amendment No. 1: \$2,000,000 Amendment No. 2: \$1,000,000 Terms Revised OY1 *Amendment No. 3: \$3,000,000 (Executed Date 10/31/18) Terms Revised</p> <p>Aggregate Contract Value: \$6,500,000</p> <p>Requester: <i>Greg Garcia, Director</i> <i>Project Execution</i> <i>Facilities Services Division</i></p>	\$3,000,000*
Olympos Painting, Inc. (SBE)	1830007 / 4400006217 (1830007.01) Item O	<p>Amendment to increase contract capacity of a formally competed contract to provide general contracting services District-wide.</p> <p>Contract term including this amendment: 01/01/18 through 01/09/20 One (1) OY remaining</p> <p>Initial Contract Value: \$500,000 *Amendment No. 1: \$1,000,000 (Executed Date: 11/19/18) Terms Revised OY1</p> <p>Aggregate Contract Value: \$1,500,000</p> <p>Requester: <i>Greg Garcia, Director</i> <i>Project Execution</i> <i>Facilities Services Division</i></p>	\$1,000,000*
Reyes Electrical Contractor, Inc. (SBE)	1830009 / 4400006219 (1830009.02) Item P	<p>Amendment to increase capacity and extend term of a formally competed contract to provide general contracting services District-wide.</p> <p>Contract term including this amendment: 01/10/18 through 01/09/20 One (1) OY remaining</p> <p>Initial Contract Value: \$500,000 Amendment No. 1: \$1,500,000 *Amendment No. 2: \$2,000,000 (Executed Date: 11/19/18) Terms Revised OY1</p> <p>Aggregate Contract Value: \$4,000,000</p> <p>Requester: <i>Greg Garcia, Director</i> <i>Project Execution</i> <i>Facilities Services Division</i></p>	\$2,000,000*

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* Current Ratification

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JOB ORDER CONTRACT AMENDMENTS (CONT'D)

<u>CONTRACTOR</u>	<u>IDENTIFICATION NO.</u>	<u>SCHOOL / PROJECT</u>	<u>AMOUNT</u>
Exbon Development, Inc. (SBE)	1830010 / 4400006251 (1830010.02) Item Q	Amendment to increase capacity and extend term of a formally competed contract to provide general contracting services District-wide. Contract term including this amendment: 01/16/18 through 01/15/20 One (1) OY remaining Initial Contract Value: \$500,000 Amendment No. 1: \$1,000,000 *Amendment No. 2: \$1,000,000 (Executed 11/05/18) Terms Revised OY1 Aggregate Contract Value: \$2,500,000 Requester: <i>Greg Garcia, Director</i> <i>Project Execution</i> <i>Facilities Services Division</i>	\$1,000,000*

B. APPROVAL OF CHANGE ORDERS

\$3,887,457

	<u>QUANTITY</u>	<u>AMOUNT</u>
i. Construction contract change orders that do not individually exceed 10 percent for November 2018 (Average Transaction: \$30,473):	28	\$853,252
ii. Construction contract credit change orders for November 2018:	2	<\$312,239>
iii. Repair and modernization contract change orders that do not individually exceed 15 percent for November 2018 (Average Transaction: \$15,114):	268	\$4,050,783
iv. Repair and modernization contract credit change orders for November 2018:	14	<\$704,339>
v. Repair and modernization contract change orders that individually exceed 15 percent (but do not exceed 25 percent) for November 2018, requiring 75 percent approval by the Board:	0	\$0

C. COMPLETION OF CONTRACTS – October 2018

29

\$38,586,590

D. AWARD OF INFORMAL CONTRACTS (Not Exceeding \$90,200)

\$1,068,562

	<u>QUANTITY</u>	<u>AMOUNT</u>
A & B Letters for November 2018 (Average Transaction: \$23,230)	46	\$1,068,562

E. REJECTION OF BIDS

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

F. TERMINATION OF CONTRACTS FOR CONVENIENCE

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

* Current Ratification

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**G. ASSIGNMENT AND ASSUMPTION OF RIGHTS AND DELEGATION OF DUTIES –
ARCHITECTURAL AND ENGINEERING AGREEMENT**

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

H. AWARD OF ARCHITECTURAL AND ENGINEERING CONTRACTS

\$593,089

<u>CONTRACTOR</u>	<u>IDENTIFICATION NO.</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
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Harley Ellis Devereaux

1920002 / 4400006851

Item R

Topanga Charter ES

Architectural and engineering services for Department of Housing portable removal project including removal and replacement of four (4) classrooms, and ADA and path of travel design as required.

Board Member: Nick Melvoin

Contract Term: 11/08/18 through DSA approval

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

\$344,883

AC Martin Partners, Inc.

1920004 / 4400007028

Item S

Ascot ES

Architectural and engineering services for development of project criteria documents in support of the Design-Build process for the Comprehensive Modernization project (BOE #205-16/17).

Board Member: Vacant

Contract Term: 11/20/18 through DSA approval

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

\$136,947

Perkins Eastman Architects, DPC

1920005 / 4400007039

Item T

McKinley ES

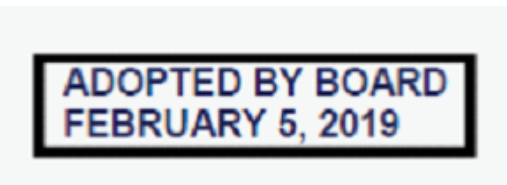
Architectural and engineering services for development of project criteria documents in support of the Design-Build process for the Comprehensive Modernization project (BOE #205-16/17).

Board Member: Dr. Richard A. Vladovic

Contract Term: 11/20/18 through DSA approval

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

\$111,259



I. AWARD OF ARCHITECTURAL AND ENGINEERING AMENDMENTS

\$0

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

**ATTACHMENT A
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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

\$0

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

L. AWARD OF PROFESSIONAL/TECHNICAL SERVICES AMENDMENTS

\$0

<u>CONTRACTOR</u>	<u>IDENTIFICATION NO.</u>	<u>DESCRIPTION</u>	<u>NOT-TO-EXCEED AMOUNT</u>
None			

M. AWARD OF GOODS AND SERVICES CONTRACTS

\$0

<u>CONTRACTOR</u>	<u>IDENTIFICATION NO.</u>	<u>NOT-TO-EXCEED AMOUNT</u>
None		

N. * EXTRA SERVICES /AMENDMENTS FOR ARCHITECTURAL AND ENGINEERING CONTRACTS

\$622,058

CONTRACT NOS.	1420030/4400002658, 1520021/4400003235, 1520021/4400003235, 1520022/4400003236, 1520055/4400003899, 1620141/4400004749, 1720001/4400004968, 1720041/4400005857, and 1720045/4400005909
Item U	

O. NO COST EXTRA SERVICES/AMENDMENTS FOR ARCHITECTURAL AND ENGINEERING CONTRACTS

\$0

None

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

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FEBRUARY 5, 2019**