



## Board of Education Report

ADOPTED BY BOARD  
FEBRUARY 4, 2020

File #: Rep-208-19/20, Version: 1

### Approval of Facilities Contract Actions

February 4, 2020

### 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; rejection of bids; assignment and assumption of rights and delegation of duties; 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.

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**Issues and Analysis:**

There are no policy implications on these agreements.

**Attachments:**

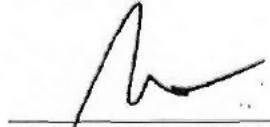
Attachment "A" - Ratification of Facilities Contract Actions Awarded Under Delegated Authority.

**Informatives:**

**Submitted:**

1/17/2020

RESPECTFULLY SUBMITTED,



AUSTIN BEUTNER  
Superintendent

APPROVED BY:



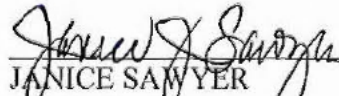
MEGAN K. REILLY  
Deputy Superintendent  
Office of the Deputy Superintendent

REVIEWED BY:



DAVID HOLMQUIST  
General Counsel

APPROVED BY:



JANICE SAWYER  
Interim Business Manager  
Business Services and Operations

☒ Approved as to form.

REVIEWED BY:



TONY ATIENZA  
Director, Budget Services and Financial Planning

APPROVED & PRESENTED BY:



JUDITH REECE  
Chief Procurement Officer  
Procurement Services Division

☒ 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**

**A. AWARD OF ADVERTISED CONSTRUCTION CONTRACTS** **\$21,577,000**

<u>CONTRACTOR</u>	<u>IDENTIFICATION NO.</u>	<u>SCHOOL / PROJECT</u>	<u>AMOUNT</u>
SJ Amoroso Construction Co., Inc.	1910102 / 4400008051 <b>Item A</b> (Best Value)	Jefferson HS Utility Make Ready & Interim Housing for Comprehensive Modernization Board Member: <u>Jackie Goldberg</u>  <b>Contract Term:</b> 12/19/19 through Division of State Architecture (DSA) certification and close out  Requester: <i>Greg Garcia, Director</i> <i>Project Execution</i> <i>Facilities Services Division</i>	\$20,227,000
MIK Construction, Inc. (SBE)	1910107 / 4400007899 <b>Item B</b>	Kennedy ES Americans with Disabilities Act (ADA) Modular Passenger Elevator Board Member: <u>Jackie Goldberg</u> <b>Contract Term:</b> 11/06/19 through DSA certification and close out  Requester: <i>Greg Garcia, Director</i> <i>Project Execution</i> <i>Facilities Services Division</i>	\$1,350,000

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

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

**JOB ORDER CONTRACT AMENDMENTS** **\$1,000,000**

<u>CONTRACTOR</u>	<u>IDENTIFICATION NO.</u>	<u>SCHOOL / PROJECT</u>	<u>AMOUNT</u>
National Demolition Contractors	1930012 / 4400007592 (1930012.01) <b>Item C</b>	Amendment to increase contract capacity of a formally competed contract to provide abatement and demolition contracting services District wide.  <b>Contract term including this amendment:</b> 05/28/19 through 05/27/20 Two (2) Option Years (OY) remaining  Initial Contract Value: \$350,000 *Amendment No. 1: \$1,000,000 (Executed Date: 12/09/19)  <b>Aggregate Contract Value:</b> <b>\$1,350,000</b>  Requester: <i>Robert Laughton, Director</i> <i>Maintenance &amp; Operations</i> <i>Facilities Services Division</i>	\$1,000,000*

\* Current Ratification

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**FEBRUARY 4, 2020**

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

<b>B. APPROVAL OF CHANGE ORDERS</b>		<b>\$5,321,781</b>
	<u>QUANTITY</u>	<u>AMOUNT</u>
i. Construction contract change orders that do not individually exceed 10 percent for November 2019 (Average Transaction: \$33,844):	18	\$609,184
ii. Construction contract credit change orders for November 2019:	2	<\$44,334>
iii. Repair and modernization contract change orders that do not individually exceed 15 percent for November 2019 (Average Transaction: \$10,536):	481	\$5,067,677
iv. Repair and modernization contract credit change orders for November 2019:	7	<\$310,746>
v. Repair and modernization contract change orders that individually exceed 15 percent (but do not exceed 25 percent) for November 2019, requiring 75 percent approval by the Board:	0	\$0
<b>C. COMPLETION OF CONTRACTS</b> November 2019	15	<b>\$17,248,509</b>
<b>D. AWARD OF INFORMAL CONTRACTS (Not Exceeding \$92,600)</b>		<b>\$1,393,007</b>

	<u>QUANTITY</u>	<u>AMOUNT</u>
A & B Letters for December 2019 (Average Transaction: \$39,800)	35	\$1,393,007

**E. REJECTION OF BIDS**

<u>BID NO.</u>	<u>SCHOOL/PROJECT</u>	<u>REASON</u>
1910041	Jefferson HS Utility Make Ready & Interim Housing for Comprehensive Modernization Board Member: Jackie Goldberg	All bids were rejected due to revisions to the project scope of work and phasing. The school administration has been notified. The project was re advertised and awarded to SJ Amoroso Construction Co, Inc. See Section A, page 1 of this report.

**Item D**

**F. TERMINATION OF CONTRACTS FOR CONVENIENCE**

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

**G. ASSIGNMENT AND ASSUMPTION OF RIGHTS AND DELEGATION OF DUTIES**

<u>CONTRACTOR</u>	<u>IDENTIFICATION NO.</u>	<u>DESCRIPTION</u>
Perkins Eastman Architects, DPC	1520007/4400003164	Monroe HS Industrial Arts Building Replacement

**Item E**

Assignment and Assumption of Agreement of professional services contracts due to merger with Dougherty + Dougherty Architects, LLP in support of architectural and engineering services.

**Effective Date:** November 8, 2019

**ADOPTED BY BOARD  
FEBRUARY 4, 2020**

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

**H. AWARD OF ARCHITECTURAL AND ENGINEERING CONTRACTS** **\$1,015,561**

<u>CONTRACTOR</u>	<u>IDENTIFICATION NO.</u>	<u>SCHOOL / PROJECT</u>	<u>AMOUNT</u>
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AC Martin Partners, Inc.	2020004 / 4400007918	<b>Item F</b> <b>Reseda Charter HS</b> Architectural and engineering services for Comprehensive Modernization project criteria development for the Design Build phase which includes new buildings, seismic retrofits and renovations of existing buildings, new exterior campus spaces and other associated site improvements. (BOE #205 16/17)	\$1,015,561
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**Contract Term:** 11/08/19 through District 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>
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None

**J. MEMORANDUM OF UNDERSTANDING** **\$0**

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

**K. AWARD OF TASK ORDER CONTRACTS** **\$0**

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

**M. AWARD OF GOODS AND SERVICES CONTRACTS** **\$0**

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

**N. EXTRA SERVICES /AMENDMENTS FOR ARCHITECTURAL AND ENGINEERING CONTRACTS** **\$1,443,800**

CONTRACT NOS.	1420029/4400002653; 1520019/4400003234; 1520021/4400003235; 1720015/4400005061; 1720015/4400005061; 1820004/4400006062; 1820009/4400006120; 1820035/4400006554; 1920002/4400006851; 1920002/4400006851; and 1920023/4400007774
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**Item G**

**O. NO COST EXTRA SERVICES/AMENDMENTS FOR ARCHITECTURAL AND ENGINEERING CONTRACTS** **\$0**

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

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