



Board of Education Report

ADOPTED BY BOARD
JANUARY 25, 2022

File #: Rep-137-21/22, **Version:** 1

Approval of Facilities Contracts Actions

January 25, 2022

Procurement Services Division - Facilities Contracts

Action Proposed:

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; approval of change orders; completion of contracts; award of informal contracts; 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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Equity Impact:

Not applicable

Issues and Analysis:

There are no policy implications on these agreements.

Attachments:

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

Informatives:

Not Applicable.

Submitted:

01/14/22

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RESPECTFULLY SUBMITTED,

APPROVED BY:



MEGAN K. REILLY
Interim Superintendent



PEDRO SALCIDO
Interim Deputy Superintendent
Office of the Deputy Superintendent

REVIEWED BY:

APPROVED BY:



DEVORA NAVERA REED
General Counsel

Approved as to form.



JANICE SAWYER
Business Manager
Business Services Division

REVIEWED BY:

APPROVED & PRESENTED BY:



TONY ATIENZA
Director, Budget Services and Financial Planning

Approved as to budget impact statement.



JUDITH REECE
Chief Procurement
Procurement Services Division

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

A. AWARD OF ADVERTISED CONSTRUCTION CONTRACTS \$22,852,874

<u>CONTRACTOR</u>	<u>IDENTIFICATION NO.</u>	<u>SCHOOL / PROJECT</u>	<u>AMOUNT</u>
Geronimo Concrete, Inc. (SBE)	2110043 / 4400009932 Item A (Best Value)	<u>Nevada Avenue ES</u> Americans with Disability Act (ADA) Barrier Removal Board Member: <u>Scott M. Schmerelson</u> Contract Term: 11/15/21 through DSA certification and close-out Requester: <i>Greg Garcia, Director</i> <i>Project Execution</i> <i>Facilities Services Division</i>	\$1,821,208
S.J. Amoroso Construction Co., Inc.	2110045 / 4400009916 Item B (Best Value)	<u>Kennedy HS</u> Comprehensive Modernization Board Member: <u>Scott M. Schmerelson</u> Contract Term: 11/02/21 through DSA certification and close-out Requester: <i>Greg Garcia, Director</i> <i>Project Execution</i> <i>Facilities Services Division</i>	\$19,127,000
Best Contracting Services, Inc.	2110046 / 4400009897 Item C	<u>San Fernando MS</u> Replace Deteriorated Roofing Board Member: <u>Kelly Gonez</u> Contract Term: 11/18/21 through DSA certification and close-out Requester: <i>Robert Laughton, Director</i> <i>Maintenance & Operations</i> <i>Facilities Services Division</i>	\$1,904,666

JOB ORDER CONTRACT AWARDS \$0

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

JOB ORDER CONTRACT AMENDMENTS \$0

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

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Item D

B. APPROVAL OF CHANGE ORDERS		\$2,934,072
	<u>QUANTITY</u>	<u>AMOUNT</u>
i. New Construction contract change orders that do not individually exceed 10 percent for November 2021 (Average Transaction: \$38,670):	27	\$1,044,102
ii. New Construction contract credit change orders for November 2021:	2	<\$62,849>
iii. Existing Facilities contract change orders that do not individually exceed 15 percent for November 2021 (Average Transaction: \$13,414):	144	\$1,931,651
iv. Existing Facilities contract credit change orders for November 2021:	9	<\$124,961>
v. Existing Facilities contract change orders that individually exceed 15 percent (but do not exceed 25 percent) for November 2021, requiring 75 percent approval by the Board:	1	\$146,129

C. COMPLETION OF CONTRACTS – November 2021 **\$27,359,240**

D. AWARD OF INFORMAL CONTRACTS (Not Exceeding \$96,700)		\$357,045
	<u>QUANTITY</u>	<u>AMOUNT</u>
A & B Letters for November (Average Transaction: \$29,754)	12	\$357,045

E. REJECTION OF BIDS

<u>BID NO.</u>	<u>SCHOOL/PROJECT</u>	<u>REASON</u>
None		

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 – PROFESSIONAL / TASK ORDER SERVICES AGREEMENT

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

H. AWARD OF ARCHITECTURAL AND ENGINEERING CONTRACTS **\$0**

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

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 TECHNICAL SERVICES TASK ORDER CONTRACT **\$0**

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

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L. AWARD OF PROFESSIONAL/TECHNICAL SERVICES AMENDMENTS	\$0
<u>CONTRACTOR</u> <u>IDENTIFICATION NO.</u> <u>DESCRIPTION</u>	<u>NOT-TO-EXCEED</u>
None	<u>AMOUNT</u>
M. AWARD OF PROFESSIONAL SERVICES CONTRACTS	\$0
<u>CONTRACTOR</u> <u>IDENTIFICATION NO.</u> <u>DESCRIPTION</u>	<u>NOT-TO-EXCEED</u>
None	<u>AMOUNT</u>
N. AWARD OF GOODS AND SERVICES CONTRACTS	\$0
<u>CONTRACTOR</u> <u>IDENTIFICATION NO.</u> <u>DESCRIPTION</u>	<u>NOT-TO-EXCEED</u>
None	<u>AMOUNT</u>
O. EXTRA SERVICES /AMENDMENTS FOR ARCHITECTURAL AND ENGINEERING CONTRACTS	\$356,595
CONTRACT NOS. 1520019/4400003234; 1620140/4400004728; 1620140/4400004728; 1720048/4400005973; Item E and 1820026/4400006211	
P. NO COST EXTRA SERVICES/AMENDMENTS FOR ARCHITECTURAL AND ENGINEERING CONTRACTS	\$0
None	
Q. 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>
None	

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