	2-1124
Introduction Date	5-9-2012
Enactment No.	12-1317
Enactment Date _	5-9-12
By	BQ

Office of the Board of Education May 9, 2012

To:

Board of Education

From:

Tony Smith, Ed.D., Superintendent

Timothy E. White, Associate Superintendent of Planning & Management,

Building & Grounds and Custodial Services

Subject:

Change Order No. 9 with Alten Construction, Inc. for Elmhurst Middle

School Modernization in an amount of (\$57,710.00) decreasing the current

contract from \$4,842,205.00 to \$4,784,495.00.

### **ACTION REQUESTED**

Authorize the President and Secretary of the Board to enter into and execute Change Order No. 9 on behalf of the District with Alten Construction, Inc. for additional work due to District requested improvements and DSA or Agency requested changes to Elmhurst Middle School Modernization in the amount not to exceed (\$57,710.00), decreasing the current contract amount from \$4,842,205.00 to \$4,784,495.00.

#### BACKGROUND

The scope of work for the original contract was to provide modernization construction services for the **Elmhurst Middle School Modernization**. Funding for the project is Measure B.

All costs associated with this change order have been thoroughly monitored and documented by the Architect, Inspector of Record, and Project Manager.

All changes pertaining to this change order, amount to -1.28% of original contract sum, have been categorized as to source. Percentage figures relate amount of change (by source), to the original contract sum of \$4,507,000.00.

Description	Amount \$	Percent %
Changes Due to Owner Requested Change		
(Preliminary Change Order Nos. 67 and 68)	-\$82,830.00	-1.0%
Design Omission		
(Preliminary Change Order Nos. 9, 17, 22, 45 and 46)	\$25,120.00	25%

Design Error		
(Preliminary Change Order Nos. 57)	\$3,252.00	03%
TOTAL	(\$57,710.00)	-1.28%

## **DISCUSSION**

The work added by this change order includes: (See attached Change Order)

Under a separate series of actions not related to this change order approval, the District will review and adjust the consultant fees to acknowledge costs resulting from their errors and omissions.

Original Contract Sum:	\$4,507,000.00
Sum of previously approved Change Orders:	<u>\$ 335,205.00</u>
Contract sum prior to this Change Order:	\$4,842,205.00
Cost of current Change Order No. 9	<u>(\$57,710.00)</u>
New Contract Sum:	\$4,784,495.00
Current Change Order(s) as % of contract	-1.28%
Contract completion date as of this Change Order No. 9	No Change

### RECOMMENDATION

Authorize the President and Secretary of the Board to enter into and execute Change Order No. 9 on behalf of the District with Alten Construction, Inc. for additional work due to District requested improvements and DSA or Agency requested changes to Elmhurst Middle School Modernization in the amount not to exceed (\$57,710.00), decreasing the current contract amount from \$4,842,205.00 to \$4,784,495.00.

All remaining portions of the agreement shall remain in full force and effect as originally stated.

### **FUNDING SOURCE**

The funding source for this change order is the Measure B. The scope of work is included in the Board of Education approved total budget for the Elmhurst Middle School Modernization. The total budget for this project is \$4,784,495.00.

#### **ATTACHMENT**

Change Order No. 9 which includes: Elmhurst Middle School Modernization PCO (Preliminary Change Order) Number: 9, 17, 22, 45, 46, 57, 67, and 68.

Key Codes: 2029901811-6271

Division of Facilities Planning and Management - Phone 510-879-8385 - FAX 510-879-1860

CHANGE	ORDER NO.	09
CHANGE	OKDEK NO.	UJ

V059657

PROJECT:

Elmhurst

DATE:

2/2/2012

OWNER:

Oakland Unified School District

**DSA FILE NO.:** 

1 - 29

Modernization - Auditorium

CONTRACTOR: Alten Construction, Inc.

DSA APP NO .:

111021

720 12th Street

**OUSD PROJECT#** 

06003-2

Richmond, CA 94801

PROJECT MGR.: E Scheuermann

The Contractor is authorized to make the changes listed in the Summary and described in Change Order Attachment when this Change Order has been approved.

Original Contract Sum

Net Change by previously authorized Change Orders

The Contract sum prior to this change order

The Contract sum will be increased/descreased

The New Contract Sum including the Change Order will be

Change Order percentage of base contract

The Contract is changed by (0) Zero Calendar Days

Contract completion date as of this Change Order therfore is:

C28030

\$4,507,000.00

\$335,205.00

\$4,842,205.00

(\$57,710.00)

\$4,784,495.00

-1.28%

0 days

Summary reference attached items: 9 17 22 45 46 57 67 68

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**Architect of Record** 

Approved:

**General Contractor** 

Approved: **OUSD** 

Signature

Date:

Date:

Director of Facilities S

Date:

Asst. Superintendent Signature

Date

Approved:

2/20/12

**Electrical or Structural Engineer** 

Approved:

Mechanica

Approved:

f the State Architect

Jody London

President, Board of Education

File ID Number 12- 1124

Introduction Date 5-9-12

Enactment Number 12 - 1317 Rg

**Enactment Date** 

LEGISLATIVE FILE

Signature

Date:

Edgar Rakestraw, Jr., Secretary **Board of Education** 

Signature Date:

510

Date:

Signature

2029901811-6271

Division of Facilities Planning and Management - Phone 510-879-8385 - FAX 510-879-1860

Change Order 1-2 (Revised 1/19/2006)

### SUMMARY OF CHANGE ORDER NO. 09

PROJECT:

Elmhurst

DATE:

2/2/2012

Modernization - Auditorium

1-29

OWNER:

Oakland Unified School District

**DSA FILE NO.:** 

CONTRACTOR: Alten Construction, Inc.

DSA APP NO .:

111021

720 12th Street

OUSD PROJECT#

06003-2

Richmond, CA 94801

PROJECT MGR.: E Scheuermann

ADD/DEDUCT

1 PCO #9 ADD

\$8,263.00

Description:

Window Draperies

Reason:

Window draperies need to be installed at the six large windows to

control lighting levels in the Auditorium.

Requested By:

Omission

DSA Prelim approval

date:

2 PCO # 17 ADD

\$5,314.00

ADD/DEDUCT

Description:

Crown Molding - North & South Walls

Reason:

The crown molding on the North and South walls was not specifically

called out to be installed in the contract documents.

Requested By:

Omission

DSA Prelim approval

date:

3 PCO # 22 ADD

\$830.00

ADD/DEDUCT

Description:

Paint Stage South Wall

Reason:

Painting of the south stage wall was not called out on the finish painting

schedule.

Requested By:

Omission

DSA Prelim approval

date:

4

PCO #45

ADD

\$6,536.00

ADD/DEDUCT

Added Headers Under Stage per RFI #139

Description: Reason:

There was no detailing for framing at the existing stage cripple walls

showing the necessary headers.

Requested By:

Omission

DSA Prelim approval

date:

Division of Facilities Planning and Management - Phone 510-879-8385 - FAX 510-879-1860

5 PCO #46 ADD \$925.00 ADD/DEDUCT Framing at 2nd Floor Drinking Fountain per RFI #205, Float Wall at Description: Restroom Reason: The contract documents do not clearly indicate additional work of framing, lath and plaster, and drywall finish at the second floor drinking fountain. Requested By: Omission DSA Prelim approval date: PCO # 57 6 ADD \$3,252.00 ADD/DEDUCT Description: Cords for Gym Lights The project was specified with L5-15 which is a 3-wire. However, the Reason: project requires dual level switching and a L14-20R receptacle and cord cap which is a 20amp 4 wire. The wire needed to be changed from a 3wire cord to a 4-wire cord. Requested By: Design Error 5 DSA Prelim approval date: 7 PCO # 67 DEDUCT (\$1,000.00)ADD/DEDUCT Credit for two floor drains not installed at Boy's & Girls Dressing Rooms Description: at Stage. Floor drains were not installed during construction, although were Reason: shown on the contract drawings to be installed. Since the drains are not required by code for single occupancy restrooms, a negotiated local business credit is provided. Requested By: Owner Requested Change DSA Prelim approval date: 8 PCO #68 DEDUCT (\$81,830.00)ADD/DEDUCT Description: Credit for unused contingency allowance Unsued contingency allowance funds are owned by OUSD. Reason: Owner Requested Change Requested By: DSA Prelim approval date: CO #9 (8 PCO's) Total: (\$57,710.00)

Division of Facilities Planning and Management - Phone 510-879-8385 - FAX 510-879-1860

## PRELIMINARY CHANGE ORDER NO. 9

PROJECT: Elmhurst

DATE: 4/26/2011

Modernization - Auditorium

DSA FILE: 1-29

CONTRACTOR: Alten Construction, Inc.

DSA APP: 111021

PROJECT MGR E Scheuermann

OUSD PROJ: 06003-2

You are hereby directed to make the indicated change(s) in the Contract. When signed by the Owner and received by the Contractor, this document becomes effective immediately and the Contractor shall proceed as with the changes described below. An official change order shall be issued to follow up on this preliminary change proposal as soon as possible.

#### CONTRACTOR TO COMPLETE THIS SECTION ONLY

**DESCRIPTION:** 

Furnish and install window draperies at the six large windows in the Elmhurst Auditorium per RFI #81 and RFI #81.1

CODE: 4 Omission

REASON:

Window draperies need to be installed at the six large windows to control lighting levels in the Auditorium.

ATTACHMENTS: Contractor's Proposal #48.1

**RFI #81** RFI #81.1

The proposed basis of adjustment to the Contract Price and Contract Time are as follows:

Amount of Change:

✓ ADD

DEDUCT

Final Price: \$8,263-

✓ Lump Sum

☐ 'Time / Materials Not To Exceed

✓ Contractor to proceed with work described herein, cost not to exceed \$16,526; final cost to be determined after review and negotiation.

Time Extension: 0 calendar days

INITIATED BY:

REVIEWED BY:

ACKNOWLEDGED BY:

Architect of Record

Date

Date

2/13/12

OAKLAND UNIFIED SCHOOL DISTRICT APPROVAL

Director of Facilities

Date

Assistant Superintender

Division of Facilities Planning and Management - Phone 510-879-8385 - FAX 510-879-1860

### PRELIMINARY CHANGE ORDER NO. 17

PROJECT: Elmhurst

DATE: 5/20/2011

Modernization - Auditorium

DSA FILE: 1-29

CONTRACTOR: Alten Construction, Inc.

DSA APP: 111021

PROJECT MGR E Scheuermann

OUSD PROJ: 06003-2

You are hereby directed to make the indicated change(s) in the Contract. When signed by the Owner and received by the Contractor, this document becomes effective immediately and the Contractor shall proceed as with the changes described below. An official change order shall be issued to follow up on this preliminary change proposal as soon as possible.

#### CONTRACTOR TO COMPLETE THIS SECTION ONLY

### DESCRIPTION:

Added cost to furnish and install crown molding and backing on the North and South walls of the auditorium as referenced in RFI #118.1.

CODE: 4 Omission

REASON:

The crown molding on the North and South walls was not specifically called out to be installed in the contract documents.

ATTACHMENTS: Contractor's Proposal #49

RFI #11	18.1					
The proposed basis of adju	istment to the C	ontract Price and	Contract Tir	ne are as follows:	- w =	- L. L.
Amount of Change:	✓ A	DD	☐ DEDU	СТ	Final Price: #5,3	314-
	□ Lu	ımp Sum	✓ Time /	Materials Not To E	xceed Date: 1/3	11/12
<ul> <li>Contractor to proceed w determined after review</li> <li>Time Extension: 0 cale</li> </ul>			not to exceed	\$10,627; final cost		•
INITIATED BY:		REVIEW	/ED BY:		ACKNOWLEDGED	BY:
Architect of Record	Date	Eri Project M	Scher Manager	2/2/12 Jermann Date	Contractor	2/13/12 Date

OAKLAND UNIFIED SCHOOL DISTRICT APPROVAL

Director of facilities Date

Assistant Superintendent

Division of Facilities Planning and Management - Phone 510-879-8385 - FAX 510-879-1860

### PRELIMINARY CHANGE ORDER NO. 22

PROJECT: Elmhurst

DATE: 6/13/2011

Modernization - Auditorium

DSA FILE: 1-29

CONTRACTOR: Alten Construction, Inc.

DSA APP: 111021

PROJECT MGR E Scheuermann

OUSD PROJ: 06003-2

You are hereby directed to make the indicated change(s) in the Contract. When signed by the Owner and received by the Contractor, this document becomes effective immediately and the Contractor shall proceed as with the changes described below. An official change order shall be issued to follow up on this preliminary change proposal as soon as possible.

### CONTRACTOR TO COMPLETE THIS SECTION ONLY

**DESCRIPTION:** 

Additional of painting of the south stage wall as referenced in RFI #10.1.

CODE: 4 Omission

REASON:

Painting of the south stage wall was not called out on the finish painting schedule.

ATTACHMENTS: Contractor's Proposal #83

RFI #10.1

The proposed basis of adju-	stment to th	e Contract Price	and Contract Time are as fo	ollows:		
Amount of Change:	V	ADD	DEDUCT	Final I	Price: \$830 -	
Contractor to proceed wi	th work des		Time / Materials N		Date: 1/31/12	
Time Extension: 0 cale	endar days					
INITIATED BY:		REVI	EWED BY:	ACKN	IOWLEDGED BY:	

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Data

Eric Sche

nann

1

Date

OAKLAND UNIFIED SCHOOL DISTRICT APPROVAL

Director of Facilities

Date

Assistant Superintendent

Division of Facilities Planning and Management - Phone 510-879-8385 - FAX 510-879-1860

## PRELIMINARY CHANGE ORDER NO. 45

DATE: 10/18/2011 PROJECT: Elmhurst Modernization - Auditorium DSA FILE: 1-29 CONTRACTOR: Alten Construction, Inc. DSA APP: 111021 PROJECT MGR E Scheuermann OUSD PROJ: 06003-2 You are hereby directed to make the indicated change(s) in the Contract. When signed by the Owner and received by the Contractor, this document becomes effective immediately and the Contractor shall proceed as with the changes described below. An official change order shall be issued to follow up on this preliminary change proposal as soon as possible CONTRACTOR TO COMPLETE THIS SECTION ONLY **DESCRIPTION:** Added headers under stage per RFI #139 CODE: 4 Omission REASON: There was no detailing for framing at the existing stage cripple walls showing the necessary headers. ATTACHMENTS: Contractor's proposal #63 RFI #139 The proposed basis of adjustment to the Contract Price and Contract Time are as follows: Final Price: \$6,536-✓ ADD DEDUCT Amount of Change: ▼ Time / Materials Not To Exceed Lump Sum Contractor to proceed with work described herein, cost not to exceed \$6,536; final cost to be determined after review and negotiation. Time Extension: 0 calendar days INITIATED BY: REVIEWED BY: ACKNOWLEDGED BY:

OAKLAND UNIFIED SCHOOL DISTRICT ARPROVAL

Director of Facilities Date

Assistant Superintendent

Division of Facilities Planning and Management - Phone 510-879-8385 - FAX 510-879-1860

## PRELIMINARY CHANGE ORDER NO. 46

PROJECT: Elmhurst

DATE: 10/18/2011

Modernization - Auditorium

**DSA FILE: 1-29** 

CONTRACTOR: Alten Construction, Inc.

DSA APP: 111021

PROJECT MGR E Scheuermann

OUSD PROJ: 06003-2

You are hereby directed to make the indicated change(s) in the Contract. When signed by the Owner and received by the Contractor, this document becomes effective immediately and the Contractor shall proceed as with the changes described below. An official change order shall be issued to follow up on this preliminary change proposal as soon as possible.

#### CONTRACTOR TO COMPLETE THIS SECTION ONLY

**DESCRIPTION:** 

Framing at 2nd Floor drinking fountain per RFI #205, float wall at restroom.

CODE: 4 Omission

REASON:

The contract documents do not clearly indicate additional work of framing, lath and plaster, and drywall finish at the second floor drinking fountain.

ATTACHMENTS: Contractor proposal #114

RFI #205						
The proposed basis of adjustment	to the Contra	ct Price and Cont	ract Time are as follows	St. The St. St.		
Amount of Change:	✓ ADD	. 🗆	DEDUCT	Final Price:	#925-	
	Lump S	Sum 🗸	Time / Materials Not To	Exceed Date	2/2/12	
Contractor to proceed with wor determined after review and ne		erein, cost not to e	exceed \$925; final cost	to be		
Time Extension: 0 calendar of	lays					
INITIATED BY:		REVIEWED B'	Y:	ACKNOWL	EDGED BY:	
			2/2/12	5	1	, ,

2/13/12 Date

OAKLAND UNIFIED SCHOOL DISTRICT APPROVAL

Director of Facilities

Assistant Superintendent

Division of Facilities Planning and Management - Phone 510-879-8385 - FAX 510-879-1860

## PRELIMINARY CHANGE ORDER NO. 57

PROJECT: Elmhurst

DATE: 11/16/2011

Modernization - Auditorium

**DSA FILE: 1-29** 

CONTRACTOR: Alten Construction, Inc.

DSA APP: 111021

PROJECT MGR E Scheuermann

OUSD PROJ: 06003-2

You are hereby directed to make the indicated change(s) in the Contract. When signed by the Owner and received by the Contractor, this document becomes effective immediately and the Contractor shall proceed as with the changes described below. An official change order shall be issued to follow up on this preliminary change proposal as soon as possible.

#### CONTRACTOR TO COMPLETE THIS SECTION ONLY

#### **DESCRIPTION:**

Remove existing cord from gym light fixtures and replace with new 4/14 SJ cord. Remove existing L5-15 type cord connector and replace with new L14-20P cord connector for gym light fixtures.

CODE: 5

Design Error

REASON:

The project was specified with L5-15 which is a 3-wire. However, the project requires dual level switching and a L14-20R receptacle and cord cap which is a 20amp 4 wire. The wire needed to be changed from a 3-wire cord to a 4-wire cord.

ATTACHMENTS: Contractor's proposal #126

RFI #223

The proposed basis of adjustn	nent to the Contract	Price and Contract Time ar	e as follows:	- No. 1
Amount of Change:	✓ ADD  Lump Sur	☐ DEDUCT	rials Not To Exceed Date: 1/31/12	
Contractor to proceed with determined after review and Time Extension: 0 calendary.	work described here			-
INITIATED BY:		REVIEWED BY:	ACKNOWLEDGED BY:	
			11.	

Architect of Record

Scheuermann Anager

OAKLAND UNIFIED SCHOOL DISTRICT APPROVAL

Director of Facilities

Date

Assistant Superintendent

Division of Facilities Planning and Management - Phone 510-879-8385 - FAX 510-879-1860

### PRELIMINARY CHANGE ORDER NO. 67

PROJECT: Elmhurst

DATE: 2/1/2012

Modernization - Auditorium

DSA FILE: 1-29

CONTRACTOR: Alten Construction, Inc.

DSA APP: 111021

PROJECT MGR E Scheuermann

OUSD PROJ: 06003-2

You are hereby directed to make the indicated change(s) in the Contract. When signed by the Owner and received by the Contractor, this document becomes effective immediately and the Contractor shall proceed as with the changes described below. An official change order shall be issued to follow up on this preliminary change proposal as soon as possible.

#### CONTRACTOR TO COMPLETE THIS SECTION ONLY

#### DESCRIPTION:

Credit for two floor drains not installed at Boy's & Girls Dressing Rooms at Stage.

CODE: 2

Owner Requested Change

REASON:

Floor drains were not installed during construction, although were shown on the contract drawings to be installed. Since the drains are not required by code for single occupancy restrooms, a negotiated local business credit is provided.

ATTACHMENTS: Contractor's proposal #158.

The proposed basis of adju-					000.)
Amount of Change:	☐ ADD	<b>✓</b>	DEDUCT	Final Price: (#1,	
	✓ Lumı	o Sum	Time / Materials Not To	Exceed Date: 2/3	2/12
Contractor to proceed with determined after review at Time Extension: 0 cale		herein, cost not to	exceed (\$1,000); final cos	st to be	
INITIATED BY:		REVIEWED B	Y:	ACKNOWLEDGED	BY:
Architect of Record	20 / 12 Date	Eric / Project Manag		Contractor	2/13/12 Date

OAKLAND UNIFIED SCHOOL DISTRICT APPROVAL

Director of Facilities Date

Assistant Superintendent

Division of Facilities Planning and Management - Phone 510-879-8385 - FAX 510-879-1860

## PRELIMINARY CHANGE ORDER NO. 68

PROJECT: Elmhurst

Modernization - Auditorium

DATE: 2/1/2012

DSA FILE: 1-29

CONTRACTOR: Alten Construction, Inc. DSA APP: 111021

PROJECT MGR E Scheuermann OUSD PROJ: 06003-2

You are hereby directed to make the indicated change(s) in the Contract. When signed by the Owner and received by the Contractor, this document becomes effective immediately and the Contractor shall proceed as with the changes described below. An official change order shall be issued to follow up on this preliminary change proposal as soon as possible.

#### CONTRACTOR TO COMPLETE THIS SECTION ONLY

**DESCRIPTION:** 

Provide a credit for unused contingency allowance funds per the Contract documents.

CODE: 2 Owner Requested Change

REASON:

Unsued contingency allowance funds are owned by OUSD.

ATTACHMENTS: AED Summary Log

				* 1 ± 1 = 2 = 4 = 1 = 2		
The proposed basis of adjus  Amount of Change:	tment to th	ADD Lump Sum	<b>V</b>	DEDUCT Time / Materials Not To Ex	Final Price: (# 5	31,830-) 17/12
determined after review a			st not to e	xceed (\$81,830); final cost		
INITIATED BY:		REVI	EWED BY	<i>(</i> :	ACKNOWLEDGE	D BY:
	0/12 Date	_ <b>E</b> /	ct Manage	heuermann er Date	Contractor	2/13/14 Date

OAKLAND UNIFIED SCHOOL DISTRICT APPROVAL

Director of Facilities Date

Assistant Superintendent



# **CHANGE ORDER ROUTING FORM**

			Project Information				
Project Name	Elmhurst I	Middle School M		ite Elm	hurst MS		
			Basic Directions				
Services	cannot be p	rovided until the co	entract is fully approved a	and a Purchase	Order has b	een issued.	
	•		ncluding certificates and er				
			ertification, unless vendor is			, 410,000	
		- American			water to the same of the same		
			Contractor Information				
ontractor Name	Alten Con			Agency's Contact   Shannon Alten			
USD Vendor ID # V059657		Struction	Title		Project Manager		
treet Address 720-12 <sup>th</sup> S		Street				CA Zip 94801	
elephone 510-234-4			Policy Expires NA				
		sly been an OUSD co	· · · · · · · · · · · · · · · · · · ·		n OUSD emp	OUSD employee? ☐ Yes XNo	
USD Project #	06003						
			Term				
			Date Work Will	End By			
Date Work Will Begin		8-26-2010	Date Work Will End By (not more than 5 years from sta		) 4-18	-2011	
			Compensation				
						04 405 00	
Total Contract Amount		\$	Total Contract Not To Exceed			\$4,784,495.00	
Pay Rate Per Hour (If Hourly)		\$	If Amendment, Changed Amount		ınt \$ -	\$ -57,710.00	
Other Expenses			Requisition Num	nber			
			<b>Budget Information</b>				
			funds, please contact the Sta				
Resource #			Org Key		bject Code	Amount	
9299, 9399,	Mea	asure B	2029901811		6271 -\$57,710		
9499			***				
		Approval and	Routing (in order of app	royal stone)			
anisas namas ba a	avided before		roved and a Purchase Order is		hio document o	offirms that to your	
		ed before a PO was issu		issued. Signing t	ilis document a	minis that to your	
Division Head		Cha	rles Love Phone	es Love Phone 510-535-708		510-535-7082	
Capital Progra	m Contract &	Accounting					
Manager							
	Signature					11 21	
Signature				Date Approved	7	-26-In	
	sel. Departmer	nt of Facilities Plannin	g and Management				
			Date Approved				
Signature							
Associate Sup	erintendent, F	acilities Planning and	Management				
Cit				Date Approved			
Signature				1			
President, Boa	ard of Education	n					
				Date Assessed			
Signature				Date Approved			