


Board Office Use: Legislative File Info.	
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Introduction Date	1-12-2022
Enactment Number	22-0100
Enactment Date	1/12/2022 er



OAKLAND UNIFIED
SCHOOL DISTRICT
Community Schools. Thawing Students.

Memo

To Board of Education

From  Kyla Johnson-Trammell, Superintendent
Tadashi Nakadegawa, Deputy Chief, Division of Facilities Planning and Management

Board Meeting Date January 12, 2022

Subject Change Order No. 1 Agreement Between Owner and Contractor – Rook Electric – Surveillance Upgrades McClymonds High School Project – Division of Facilities Planning and Management

Action Requested Approval by the Board of Education of Agreement Between Owner and Contractor of Change Order No. 1 by and between the District and Rook Electric, Oakland, California, for installation of new AIPhone power supply and connect to the existing security system for the Surveillance Upgrades McClymonds High School Project, in the amount of **\$215.80**, increasing the contract price from **\$47,380.00** to **\$47,595.80**, pursuant the Change Order.

Discussion This Change Order is for the Surveillance Upgrades McClymonds High School Project.

LBP (Local Business Participation Percentage) 100.00%

Recommendation Approval by the Board of Education of Agreement Between Owner and Contractor of Change Order No. 1 by and between the District and Rook Electric, Oakland, California, for installation of new AIPhone power supply and connect to the existing security system for the Surveillance Upgrades McClymonds High School Project, in the amount of \$215.80, increasing the contract price from \$47,380.00 to \$47,595.80, pursuant the Change Order.

Fiscal Impact Fund 21, Measure J

Attachments

- Change Order No. 1
- Scope of Work

OAKLAND UNIFIED SCHOOL DISTRICT

Division of Facilities Planning and Management • 955 High Street Oakland, California 94601 • Phone 510/535-2728 • Fax 510/535-7040

CHANGE ORDER NO. 1

Design-Bid-Build Contract

PROJECT: Various Surveillance Upgrades Project
McClymonds High School

DATE: 11/15/21

OWNER: OAKLAND UNIFIED SCHOOL DISTRICT
CONTRACTOR: ROOK ELECTRIC
8055 Collins Dr. Ste. 205
Oakland, CA 94621

DSA FILE NO.: N/A
DSA APP NO.: N/A
OUSD PROJECT #: 18105
PROJECT MANAGER: Nicole Wells

If not previously directed, the Contractor is hereby directed to perform the Work described in this change order and its attachments, including but not limited to the Summary, the relevant CORs or PCOs, and the backup documentation for the CORs or PCOs.

DESCRIPTION OF AGREED CHANGES IN WORK (specifically refer to attached pages or incorporated documents, such as CORs or PCOs):

Unforeseen Conditions. Contractor to install New AIPhone Power Supply, connect the power supply to the existing system. Partial Payment to use the remaining Contingency Allowance of \$484.20. Remainder to be paid as PCO #1 for \$215.80

OTHER AGREED CHANGES TO THE CONTRACT: _____

AGREED ADJUSTMENT TO CONTRACT PRICE IN THIS CHANGE ORDER: \$215.80

AGREED ADJUSTMENT TO CONTRACT TIME IN THIS CHANGE ORDER: 0 calendar days

AGREED ADJUSTMENT TO TIME FOR THE _____ MILESTONE DEADLINE IN THIS CHANGE ORDER:
_____ calendar days

SUMMARY OF ADJUSTMENTS TO CONTRACT PRICE:

Original Contract Price (including all specific allowances and any general contingency allowance):	\$ 47,380.00
Total of Prior Change Orders' Adjustments:	+ \$ 0.00
Total Contract Price Prior to this Change Order:	= \$ 47,380.00
This Change Order's Adjustment:	+ \$ 215.80
New Contract Price (including all allowances):	= \$ 47,595.80

Current Change Order's Percentage of Original Contract Price: 0.46 %
Total Change Orders' Percentage of Original Contract Price: 0.46 %

NOTE: Any unspent allowance amounts (including any general contingency allowance) shall be retained by the Owner at the end of the Contract. To process an allowance expenditure, use the Allowance Expenditure Directive form, which requires signatures of Contractor and Owner, but does not require Board approval.

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SUMMARY OF ADJUSTMENTS TO CONTRACT TIME FOR COMPLETION:

Original Contract Time:	<u>304</u>	Calendar Days
Time extensions granted in prior change orders:	+ <u>0</u>	Calendar Days
Time extension granted in this change order:	+ <u>0</u>	Calendar Days
Adjusted Contract Time:	= <u>304</u>	Calendar Days

Start date per Notice to Proceed: October 14, 2021
Completion Deadline Based on Adjusted Contract Time: August 14, 2022

THE COMPENSATION (TIME AND COST) SET FORTH IN THIS CHANGE ORDER COMPRISES THE TOTAL COMPENSATION DUE THE CONTRACTOR FOR THE CHANGE DEFINED IN THE CHANGE ORDER, INCLUDING EXTRA WORK AND IMPACT ON UNCHANGED WORK. ACCEPTANCE OF THIS CHANGE ORDER CONSTITUTES A FULL AND COMPLETE ACCORD AND SATISFACTION OF ANY AND ALL CLAIMS BY CONTRACTOR ARISING OUT OF OR RELATING TO THE WORK AND ISSUES COVERED BY THE CHANGE ORDER, INCLUDING BUT NOT LIMITED TO CLAIMS FOR CONTRACT BALANCE AND RETENTION, TIME, EXTENDED FIELD, HOME OFFICE OR OTHER OVERHEAD, ALL ACCELERATION, IMPACT, DISRUPTION AND DELAY DAMAGES, ANY AND ALL OTHER DIRECT AND/OR INDIRECT COSTS, CLAIMS BY SUBCONTRACTORS AND SUPPLIERS, AND ANY AND ALL OTHER CLAIMS AGAINST THE OWNER FOR TIME OR MONEY, FROM ANY SOURCE AND UNDER ANY LEGAL THEORY WHATSOEVER, AS TO THE SUBJECT OF THIS CHANGE ORDER. NO SIGNATURE UNDER PROTEST OR ACCOMPANIED BY RESERVATION OF RIGHTS OR PROTEST LANGUAGE, OR ANY OTHER ATTEMPTS TO AVOID SUCH WAIVER SHALL BE OF ANY FORCE OR EFFECT WHATSOEVER. NO ADDITIONS OR DELETIONS TO THIS CHANGE ORDER SHALL BE ALLOWED, EXCEPT WITH WRITTEN PERMISSION OF OWNER. NO LANGUAGE CONTAINED IN BACKUP MATERIAL TO ANY CHANGE ORDER SHALL CONSTITUTE A WAIVER OF THIS REQUIREMENT, AND SUCH BACKUP MATERIAL SHALL BE INTERPRETED AS THOUGH SUCH LANGUAGE DOES NOT EXIST.

AS TO THE SCOPE OF THIS CHANGE ORDER, CONTRACTOR EXPRESSLY UNDERSTANDS AND AGREES TO WAIVE THE PROVISIONS OF, AND ALL RIGHTS AND BENEFITS AFFORDED BY, CALIFORNIA CIVIL CODE SECTION 1542, WHICH PROVIDES IN FULL AS FOLLOWS:

A GENERAL RELEASE DOES NOT EXTEND TO CLAIMS THAT THE CREDITOR OR RELEASING PARTY DOES NOT KNOW OR SUSPECT TO EXIST IN HIS OR HER FAVOR AT THE TIME OF EXECUTING THE RELEASE, AND THAT, IF KNOWN BY HIM OR HER, WOULD HAVE MATERIALLY AFFECTED HIS OR HER SETTLEMENT WITH THE DEBTOR OR RELEASED PARTY.

This Change Order is hereby agreed to, accepted, and approved, and will be binding and enforceable upon approval by the Owner's governing body.

Approved as to Form:



OUSD Facilities Counsel

12/16/21

Date

OAKLAND UNIFIED SCHOOL DISTRICT

Division of Facilities Planning and Management • 955 High Street Oakland, California 94601 • Phone 510/535-2728 • Fax 510/535-7040

Approved: Architect of Record Date:	Approved and Agreed: General Contractor  Leo Gvozdev Rook Electric 12/14/21 Date:	Approved and Agreed:  Director of Facilities Date: 12/15/21 <hr/>  Deputy Chief of Facilities Date: 12/15/21
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G. D. Yee

 Gary Yee, President Board
 of Education

1/13/2022

 Date



 Kyla Johnson-Trammell, Secretary
 Superintendent, Board of Education

1/13/2022

 Date

OAKLAND UNIFIED SCHOOL DISTRICT

Division of Facilities Planning and Management • 955 High Street Oakland, California 94601 • Phone 510/879-8385 • Fax 510/879-1860

CHANGE ORDER REQUEST (or Proposed Change Order) No. 1

PROJECT: Various Surveillance Upgrades Project
McClymonds School

DATE: 11/15/2021

OWNER: OAKLAND UNIFIED SCHOOL DISTRICT
CONTRACTOR: **ROOK ELECTRIC**
8055 Collins Dr. Suite 205
Oakland, CA 94621

DSA FILE NO.: N/A
DSA APP NO.: N/A
OUSD PROJECT #: 18105
PROJECT MANAGER: Nicole Wells

Contractor hereby submits this Change Order Request ("COR") pursuant to the contract documents, including but not limited to General Conditions sections 4.5.1, 4.5.2, 7.6, 7.7, 8.4.1, and 8.4.2.

DESCRIPTION OF PROPOSED CHANGES IN WORK (specifically refer to attached pages or incorporated documents):

Unforeseen Conditions – Contractor to install New iPhone Power Supply, connect the power supply to the existing system. Partial payment to use remaining Contingency Allowance of \$484.20. Remainder to be paid as PCO #1 for \$215.80.

OTHER PROPOSED CHANGES TO THE CONTRACT:

PROPOSED ADJUSTMENT TO CONTRACT PRICE: \$215.80

PROPOSED ADJUSTMENT TO CONTRACT TIME: 0 calendar days

CERTIFICATION

I, Leo Gvozdev [name of declarant], declare the following:

Rook Electric [Contractor company name] has contracted with Oakland Unified School District [public entity name] for the Various Surveillance Upgrades Rook Electric Contract ("Contract"). Rook Electric [Contractor company name] authorized me to prepare the attached Change Order Request ("COR") for money and/or time extension for Oakland Unified School District [public entity name] regarding this Contract (such COR being dated November 15, 2021, and entitled PCO #1 Install New iPhone & Connect to Power, and requesting \$ 215.80 and/or 0 additional days), and I prepared the attached COR. I am the most knowledgeable person at Rook Electric [Contractor company name] regarding this COR.

The attached COR complies with all laws applicable to submission of a COR, including but not limited to California Penal Code section 72, Government Code sections 12650 et seq. (False Claims Act), and Business and Professions Code sections 17200 et seq. (Unfair Business Practices Act). I am aware that submission or

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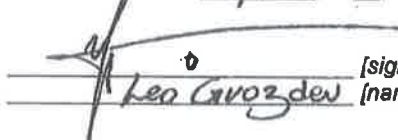
certification of false claims, or other claims that violate law or the Contract, may lead to fines, imprisonment, and/or other serious legal consequences for myself or Rook Electric [Contractor company name].

The attached COR does not breach the Contract, is not a false claim, does not violate any applicable law, satisfies all provisions of the Contract applicable to submission of the COR, only contains truthful and accurate supporting data, and only requests money and/or time extensions that accurately reflect the adjustments to money and time for which I believe that Oakland Unified School District [public entity name] is responsible under its Contract with Rook Electric [Contractor company name].

While preparing this declaration and COR I consulted with others (including attorneys, consultants, or others who work for Rook Electric [Contractor company name]) when necessary to ensure that the statements were true and correct.

Contractor understands and agrees that any COR submitted without this certification does not meet the terms of the Contract Documents; that Owner, or Owner's representatives, may reject the COR on that basis; and that unless Contractor properly and timely files the COR with the certification, Contractor cannot further pursue the COR in any forum and all rights to additional money or time for the issues covered by the COR are waived due to a condition precedent not having been satisfied.

I declare under the penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed 11/24, 2021, at Oakland, California.


 _____ [signature]
 _____ Leo Gvozden [name of declarant]

Initiated By: <div style="text-align: center; font-size: 2em; margin-top: 10px;">N/A</div> <hr/> Architect of Record Date	Reviewed By:  <hr/> Project Manager Date	Acknowledged By: <u>Rook Electric</u> <u>Leo Gvozden</u>  <hr/> Contractor Date
OUSD APPROVAL:  <hr/> Director of Facilities Date	OUSD Approval:  <hr/> Deputy Chief Date	

Various Surveillance Upgrades - McClymonds

Oakland Unified School District
Job # 18105

CO LOG

11/15/2021 11:40 AM

CO #	PCO #	Description	Cont'r /Sub	Date Received	Proposed Amount	Approved Amount	Date Finalized	Status
1	1	Install a New iPhone Power Supply	Rook	11/12/21	\$700.00	\$215.80		For Approval

Original Contract Price: \$47,380.00
 Total Proposed: \$700.00
 Total Approved: \$215.80
 Total Contract with Approved Changes: \$47,595.80
 CO Percentage of Base Contract: 0.46%

Notes:
 *Sent to Consultants: C=Civil/ S=Struct./M=Mech./E=Elec./ L=Lands./D=District/SC=School/F=Fire/R=Roofing
 **Email is standard. F = Faxed
 ***Remarks: UC - Unforeseen Condition / DRC - District Requested Change / AC - Agency Change



Rook Electric
 8055 Collins Dr. Ste 205
 Oakland, CA 94621

Tel: 510-250-3811
 E: leo@rookelectric.com
 Lic No.: 999777 (C-10)

PROPOSAL

Date: 11/12/2021

Proposal No.: 32111319

Billing Address:

Oakland Unified School District
 955 High Street
 Oakland, CA 94601

Premise Address:

McClymonds HS
 2607 Myrtle Street
 Oakland, CA 94607

Rook Electric shall perform the recommended repairs at the above project for the price shown below. The work shall include the following:

Description	Qty	Unit Price	Total Price
1. Install a new AIPhone power supply -- Connect the power supply to the existing system -- Labor is 4 hour minimum at \$120/hr	1	\$700.00	\$700.00
<i>Special Note: The existing AX series system requires two separate power supplies, but there is only one currently installed in the school. This can be the cause of the video calls not working properly.</i>			
2. Shipping and sales tax are included in all material estimates. 3. One year warranty.			
Subtotal:			\$700.00
Base Bid Total:			\$700.00



Rook Electric
8055 Collins Dr. Ste 205
Oakland, CA 94621

Tel: 510-250-3811
E: leo@rookelectric.com
Lic No.: 999777 (C-10)

Exclusions:

- A. *Troubleshooting and repairs of existing problems is excluded.*
- B. OUSD must provide and configure network ports for the new devices.
- C. New switches and power supplies are excluded.
- D. Reuse existing equipment.

Acceptance of proposal:

I accept the above proposal and authorize Rook Electric to proceed with this proposal. I will make payment for these services as outlined above.

Signature: _____

Print: _____

Date: _____

Board Office Use: Legislative File Info.	
File ID Number	21-2185
Introduction Date	10-13-2021
Enactment Number	21-1679
Enactment Date	10/13/2021 os



OAKLAND UNIFIED
SCHOOL DISTRICT
Community Schools. Growing Students.

Memo

To Board of Education

From Kyla Johnson-Trammell, Superintendent
Yadashi Nakadegawa, Deputy Chief, Facilities Planning & Management Department

Board Meeting Date October 13, 2021

Subject Agreement Between Owner and Contractor – Non Competitively Bid – Rook Electric – Surveillance Upgrades McClymonds High School Project – Division of Facilities Planning & Management

Action Requested Ratification by the Board of Education of Award of Agreement Between Owner and Contractor by and between the District and Rook Electric, Oakland, California, for the latter to provide the following repair services, which consists of replacing the existing analog cameras with new IP Dome cameras, and replacing the existing wiring with Cat6e for the Surveillance Upgrades McClymonds High School Project, in the amount of \$47,380.00, which includes a contingency of \$6,180.00, with work anticipated to commence on August 30, 2021, and scheduled to last for three hundred four (304) days, with an anticipated ending of June 30, 2022, pursuant to the contract.

Discussion The scope of work of the contract consists of repair services to replace existing cameras with new IP Dome cameras, and replace existing wiring with Cat6e. No competitive bidding because contract price is under bidding threshold. (Public Contract Code 22032). The Deputy Chief signed the contract on August 30, 2021, pursuant to delegated authority, thus requiring Board ratification. (Board Policy 3312.)

LBP (Local Business Participation Percentage) 0.00%

Recommendation Ratification by the Board of Education of Award of Agreement Between Owner and Contractor by and between the District and Rook Electric, Oakland, California, for the latter to provide the following repair services, which consists of replacing the existing analog cameras with new IP Dome cameras, and replacing the existing wiring with Cat6e for the Surveillance Upgrades McClymonds High School Project, in the amount of \$47,380.00, which includes a contingency of \$6,180.00, with work anticipated to commence on August 30, 2021, and scheduled to last for three hundred four (304) days, with an anticipated ending of June 30, 2022, pursuant to the contract.

Fiscal Impact Fund 21 Measure J

Attachments

- Agreement
- Proposal
- Insurance Certificate



DIVISION OF FACILITIES PLANNING & MANAGEMENT ROUTING FORM

Project Information

Project Name	Surveillance Upgrades McClymonds High School Project	Site	918
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Basic Directions

Services cannot be provided until the contract is awarded by the Board or is entered by the Superintendent pursuant to authority delegated by the Board.

Attachment Checklist	<input checked="" type="checkbox"/> Proof of general liability insurance, including certificates and endorsements, if contract is over \$15,000 <input checked="" type="checkbox"/> Workers compensation insurance certification, unless vendor is a sole provider
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Contractor Information

Contractor Name	Rook Electric	Agency's Contact	Leo Gvozdev				
OUSD Vendor ID #	003877	Title	Owner				
Street Address	8055 Collins Dr. Ste. 205	City	Oakland	State	CA	Zip	94621
Telephone	925-222-9229	Policy Expires					
Contractor History	Previously been an OUSD contractor? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		Worked as an OUSD employee? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				
OUSD Project #	18105						

Term of Original/Amended Contract

Date Work Will Begin (i.e., effective date of contract)	8-30-2021	Date Work Will End By (not more than 5 years from start date; for construction contracts, enter planned completion date)	6-30-2022
		New Date of Contract End (If Any)	

Compensation/Revised Compensation

If New Contract, Total Contract Price (Lump Sum)	\$ 47,380.00	If New Contract, Total Contract Price (Not To Exceed)	\$
Pay Rate Per Hour (If Hourly)	\$	If Amendment, Change in Price	\$
Other Expenses		Requisition Number	

Budget Information

If you are planning to multi-fund a contract using LEP funds, please contact the State and Federal Office before completing requisition.

Resource #	Funding Source	Org Key	Object Code	Amount
9650/9835	Fund 21, Measure J	210-9650-0-9778-8500-6274-918-9180-9905-9999-99999	6274	\$47,380.00

Approval and Routing (in order of approval steps)

Services cannot be provided before the contract is fully approved and a Purchase Order is Issued. Signing this document affirms that to your knowledge services were not provided before a PO was issued.

	Division Head	Phone	510-535-7038	Fax	510-535-7082
1.	Acting Director, Facilities Planning and Management				
	Signature	Date Approved	7/17/21		
2.	General Counsel, Department of Facilities Planning and Management				
	Signature Lozano Smith, as to form only	Date Approved	9/16/21		
3.	Deputy Chief, Facilities Planning and Management				
	Signature	Date Approved	1/17/21		
4.	Chief Financial Officer				
	Signature	Date Approved			
5.	President, Board of Education				
	Signature	Date Approved			



DIVISION OF FACILITIES PLANNING & MANAGEMENT ROUTING FORM

Project Information

Project Name	Surveillance Upgrades McClymonds High School	Site	918
Basic Directions			
Services cannot be provided until the contract is awarded by the Board or is entered by the Superintendent pursuant to authority delegated by the Board.			
Attachment Checklist	<input checked="" type="checkbox"/> Proof of general liability insurance, including certificates and endorsements, if contract is over \$15,000 <input checked="" type="checkbox"/> Workers compensation insurance certification, unless vendor is a sole provider		

Contractor Information

Contractor Name	Rook Electric	Agency's Contact	Leo Gvozdev
OUSD Vendor ID #	003677	Title	Owner
Street Address	8055 Collins Dr. Ste. 205	City	Oakland State CA Zip 94621
Telephone	925-222-9229	Policy Expires	
Contractor History	Previously been an OUSD contractor? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		Worked as an OUSD employee? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
OUSD Project #	18105		

Term of Original/Amended Contract

Date Work Will Begin (i.e., effective date of contract)	10-14-2021	Date Work Will End By (not more than 5 years from start date; for construction contracts, enter planned completion date)	8-14-2022
		New Date of Contract End (If Any)	

Compensation/Revised Compensation

If New Contract, Total Contract Price (Lump Sum)	\$	If New Contract, Total Contract Price (Not To Exceed)	\$
Pay Rate Per Hour (If Hourly)	\$	If Amendment, Change in Price	\$ 215.80
Other Expenses		Requisition Number	

Budget Information

If you are planning to multi-fund a contract using LEP funds, please contact the State and Federal Office before completing requisition.

Resource #	Funding Source	Org Key	Object Code	Amount
9650/9778	Fund 21, Measure J	210-9650-0-9778-8500-5826-918-9180-9905-9999-99999	5826	\$215.80

Approval and Routing (in order of approval steps)

Services cannot be provided before the contract is fully approved and a Purchase Order is issued. Signing this document affirms that to your knowledge services were not provided before a PO was issued.

	Division Head	Phone	510-535-7038	Fax	510-535-7082
1.	Executive Director, Facilities Planning and Management				
	Signature	Date Approved	12/17/21		
2.	General Counsel, Department of Facilities Planning and Management				
	Signature	Date Approved	12/16/21		
3.	Deputy Chief, Facilities Planning and Management				
	Signature	Date Approved	12/17/21		
4.	Chief Financial Officer				
	Signature	Date Approved			
5.	President, Board of Education				
	Signature	Date Approved			