

| Board Office Use: Legislative File Info. | |
|--|-------------------|
| File ID Number | 12-0714 |
| Committee | Facilities |
| Introduction Date | 3-28-2012 |
| Enactment Number | 12-0977 |
| Enactment Date | 3-29-12 <i>ds</i> |



OAKLAND UNIFIED
SCHOOL DISTRICT

Memo

To Board of Education

From Tony Smith, Ed.D., Superintendent
Timothy White, Assistant Superintendent, Facilities Planning and Management

Board Meeting Date March 28, 2012

Subject Division of Facilities Planning and Management P.O's. Less than \$50,000.00

Action Requested: Ratification by the Board of Education of the attached contracts for the Division of Facilities Planning and Management.

| File ID | Vendor Name | \$ | Funding Source | Type | Site | Period | City |
|---------|---------------------------------------|-------------|----------------|---------------|-------------------------|------------------------|------------------|
| 12-0705 | 911 Restorations | \$2,541.27 | Measure A | P.O. Increase | Claremont Landscaping | 6-28-11 thru 8-27-11 | Richmond |
| 12-0706 | Associate Comfort Systems | \$13,900.00 | Fund 35 | P.O. | Skyline HS | 12-12-11 thru 1-24-12 | San Leandro |
| 12-0707 | Associate Comfort Systems | \$11,700.00 | Fund 35 | P.O. | MLK Jr. MS | 11-28-11 thru 12-28-12 | San Leandro |
| 12-0708 | Bay City Mechanical | \$1,051.57 | Measure B | P.O. | Chabot ES | 2-27-12 thru 12-31-12 | Richmond |
| 12-0709 | Best In the West Construction Cleanup | \$2,200.00 | Measure B | P.O. | Elmhurst Mod | 1-16-12 thru 6-30-12 | Hayward |
| 12-0710 | California Business Systems | \$1,945.00 | Measure A | P.O. | Facilities | 1-3-12 thru 1-13-14 | Oakland |
| 12-0713 | CDW-G | \$1,959.83 | Measure B | P.O. | Urban Promise | 3-1-12 thru 5-1-12 | Verono Hills, IL |
| 12-0714 | Clearwire | \$1,285.00 | Measure B | P.O. | Madison Health Centger | 2-13-12 thru 12-31-12 | San Jose |
| 12-0715 | Diablo Boiler | \$2,327.39 | Measure B | P.O. | Chabot New Classroom | 1-30-12 thru 12-31-12 | Antioch |
| 12-0717 | Elation Systems | \$1,380.00 | Measure B | P.O. Increase | Labor Compliance | 6-30-11 thru 7-1-12 | Oakland |
| 12-0718 | Eric Young | \$450.00 | Measure A | P.O. | Elmhurst | 3-2-12 thru 3-2-12 | Oakland |
| 12-0716 | IVS Computer Technology | \$8,375.33 | Measure A | P.O. | Claremont Landscaping | 12-19-11 thru 12-30-11 | Bakersfield |
| 12-0719 | JDH Corrosin Consultants, Inc. | \$5,750.00 | Measure B | P.O. | Montclair New Classroom | 12-21-11 thru 5-1-12 | Concord |
| 12-0720 | Leo's Professional Audio, Inc. | \$19,143.40 | Measure B | P.O. | Highland ES | 4-1-12 thru 8-15-12 | Oakland |
| 12-0721 | Macy Movers, Inc. | \$5,610.00 | Measure B | P.O. | Lowell Mod | 3-1-11 thru 3-30-11 | Oakland |



OAKLAND UNIFIED SCHOOL DISTRICT

| | | | | | | | |
|----------|-----------------------------------|--------------|----------------|------|-------------------------------|-------------------------|---------------|
| 121-0724 | Maxut | \$2,042.25 | Measure A | P.O. | Facilities | 2-7-12 thru 2-16-12 | Oakland |
| 12-0726 | North American Fence & Railing | \$425.00 | Developer Fees | P.O. | Garfield Portable | 10-15-2011 thru 2-29-12 | Oakland |
| 12-0727 | PG&E Integrated Processing Center | \$5,000.00 | Fund 35 | P.O. | Facilities | 1-4-12 thru 2-4-12 | San Francisco |
| 12-0728 | PG&E Integrated Processing Center | \$150,000.00 | Fund 35 | P.O. | Facilities | 12-15-11 thru 2-15-12 | San Francisco |
| 12-0729 | Reed Brothers | \$348.86 | Measure B | P.O. | Lowell Mod | 2-14-12 thru 2-14-12 | Oakland |
| 12-0730 | Safeplay by Design, Inc. | \$1,600.00 | Measure B | P.O. | Laurel CDC | 5-1-12 thru 12-31-13 | Elk Grove |
| 12-0731 | Safeplay by Design, Inc. | \$900.00 | Measure B | P.O. | Stonehurst CDC | 5-1-12 thru 8-1-13 | Elk Grove |
| 1209732 | Snader Associates | \$25,000.00 | Fund 35 | P.O. | La Escuelita | 3-1-12 thru 12-31-12 | San Rafael |
| 11-3023 | Southwest Interiors | \$45,000.00 | Measure B | P.O. | Montera Mod | 8-25-11 thru 8-25-12 | Auburn |
| 12-0733 | SunEnergy | \$6,402.63 | Fund 35 | P.O. | Chabot Caldecott Tunnel Grant | 2-13-12 thru 12-31-12 | Oakland |

Discussion:

Among the key purposes of the District's Facilities Master Plan is to provide an academic environment for the Oakland community that will give every student, educator, and community member using our facilities the best possible opportunity for learning.

Through implementation of the Facilities Master Plan, the District intends to improve the District's facilities in terms of structural integrity, safety, reliability of operating (mechanical) systems, access to modern resources, number and type of appropriate laboratories and specialized instruction rooms, opportunities for physical education, and attractiveness, such that the Oakland Public Schools are second to none. Operation of the District schools under the planned approach is intended to ensure safety, cleanliness, and orderliness for all individuals participating in the learning process.

The basic facility needs of students such as proper lighting, functional roofs, noise control and well maintained buildings, not only convey the message that we value our students and teachers but may foster a sense of school pride and community ownership which may improve attitudes towards learning. The implementation of the Facilities Master Plan is our first step in that direction.

Fiscal Impact:

Various

Recommendation:

The Board of Education is requested to approve the Facilities Planning and Management contracts and Purchase Order for the OUSD school sites.

OAKLAND UNIFIED SCHOOL DISTRICT
Department of Facilities Planning and Management
AGREEMENT REQUEST FORM

DATE SUBMITTED 2/2/2012
SUBMITTED BY: Eric Scheuermann

SECTION I. TYPE OF AGREEMENT (PLEASE CHECK ONE BOX)

| | | | |
|--|--------------------------|---|-------------------------------------|
| 1.) A/E (Architect and Engineers) Contract | <input type="checkbox"/> | 5.) "Small" (under \$15,000.00) Construction Contract | <input type="checkbox"/> |
| 2.) IOR (Inspector of Record Contract) | <input type="checkbox"/> | 6.) Resolution Awarding Bid and Construction Contract | <input type="checkbox"/> |
| 3.) Agreement for Professional Services - Testing Etc. | <input type="checkbox"/> | 7.) Change Order | <input type="checkbox"/> |
| 4.) Amendment to Agreement for Professional Services | <input type="checkbox"/> | 8.) Purchase Order | <input checked="" type="checkbox"/> |

Handwritten notes on form:
 File ID No: 12-0714
 Introduction Date: 3-28-2012
 Enactment No: 12-0977
 Introduction Date: 3-29-12/2

19LS Timothy E. White Asst. Superintendent Date _____
R Tadashi Nakadegawa Facilities Director Date 2/5/12

SECTION II. LOCAL BUSINESS PARTICIPATION PERCENTAG

| Local Business | Small Local Business | Small Local Resident Busines | Total Percentage |
|----------------|----------------------|------------------------------|------------------|
| 0.00% | 0.00% | 0.00% | 0.00% |

SECTION III. AGREEMENT INFORMATION:

| | | | |
|----------------------------------|---|--------------------------|---|
| Project Name: | Madison Health Center | Project No: | 07002 <u>2159901811-6274</u> |
| Vendor Name: | Clearwire Inc. | Vendor Contact: | |
| Vendor Phone Number: | (408) 459-1820 | Vendor Mailing Address: | 586 N First St., Suite 205 San Jose, CA 95112 |
| Agreement Start and Stop Dates: | Start: 2/13/2012 Stop: 12/31/2012 | Amounts: | Current Contract Amount: \$0.00 Not to Exceed Amount: \$1,285.00 Revised Contract Amount: \$0.00 |
| Has Work Started? | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <i>If yes give an explanation:</i> | Has Work Been Completed? | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Date: |
| Certificate of Insurance Attache | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | Date provided: | <u>NEW</u> Vendor Number: Fiscal Year: <u>2011-2012</u> RO. Under \$50K: Date Processed: <u>2-10-2012</u> To: MB <u>2/10/12</u> To DR: _____ |

For Construction Contracts >\$15,000, please provide or attach the following:

- 1) Number of Bids Received, List of Bidders and Amounts (Bid Form *(Attach Bid Documents)*)
 - 2) Date(s) of Bid Advertisement - N/A
 - 3) Date of Bid Opening - N/A
 - 4) Name of Architect - N/A
 - 5) Liquidated damages per day - \$
 - 6) Performance Bonds Attached Jody London
 - 7) Payment Bonds Attached 3/29/12
- (Sections 6 and 7 to be completed by Contract Administration department)

Scope of Work: *(Needed to prepare Executive Summary)*
Install one exterior security camera and relocate one phone.

Please attach separately along with Vendor's proposal.

Jody London
 Jody London
 President, Board of Education
3/29/12

Discussion Info: *(Needed to prepare Executive Summary)* (Provide detailed background - Why is contract required and what is the benefit to students) - Add additional pages as needed

The exterior entrance security camera was stolen and Alameda County Health Dept. requested the phone in the Triage Room be relocated.

Funding Source: _____

Budget Number: _____

RECEIVED
2-10-2012

OAKLAND UNIFIED SCHOOL DISTRICT
Department of Facilities Planning and Management
AGREEMENT REQUEST FORM

SECTION IV. L/LS/LSRBE - RATIONAL FOR NON COMPLIANCE CHECK LIST

| | | |
|-----|---|---|
| 1.) | <p>Specialty Service: This contractor provides a unique / specialty service that is currently not available from a certified L/S/SLRBE. Government Code § 53060 / school districts may contract without bidding for, "special services and advice in financial, economic, accounting, . . . legal, or administrative matters if such persons are specially trained and experienced and competent to perform the special services required."</p> | ✓ |
| 2.) | <p>District Discretion under L/SL/SLRBE due to lack of certified firms at time of bid: If at least three L/SL/SLRBEs are not certified, then the requirement may, subject to the discretion of the District, be waived, or the 20% requirement may be re-set from 19 % to 0%, depending on the particular circumstances at time of bid.</p> | |
| 3.) | <p>Futility: It would be futile to require that the contract be subjected to the L/SL/SLRBE due to (circle one) COST / TIME CONSTRAINTS / NO CERTIFIED BIDDERS. California law provides that "[w]here competitive proposals work an incongruity and are unavailing as affecting the final result or where they do not produce any advantage. . . the statute requiring competitive bidding does not apply." (Hiller v. City of Los Angeles (1961) 197 Cal. App. 2d 685, 694.)</p> | |
| 4.) | <p>Field Test / (1) In order that a field test or experiment may be made to determine the product's suitability for future use. PUBLIC CONTRACT CODE SECTION 3400-3410</p> | |
| 5.) | <p>Product Match /(2) In order to match other products in use on a particular public improvement either completed or in the course of completion. PUBLIC CONTRACT CODE SECTION 3400-3410</p> | |
| 6.) | <p>Sole Source / (3) In order to obtain a necessary item that is only available from one source. PUBLIC CONTRACT CODE SECTION 3400-3410</p> | |
| 7.) | <p>Emergency Repair / (4) (A) In order to respond to an emergency declared by a local agency, but only if the declaration is approved by a four-fifths vote of the governing board of the local agency issuing the invitation for bid or request for proposals. PUBLIC CONTRACT CODE SECTION 3400-3410 / See also: Public Contract Code Section 1102. "Emergency," as used in this code, means a sudden, unexpected occurrence that poses a clear and imminent danger, requiring immediate action to prevent or mitigate the loss or impairment of life, health, property, or essential public services.</p> | |



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C: 408.794.8220
F: 888.855.8125
clearwireinc@gmail.com
www.clearwireinc.com

Proposal-Scope Of Work

Project: Medison Health Center 400 Capistrano Dr. Oakland, CA 94603

ATTN: Eric Scheuermann
Phone: 510-908-3303

DATE: 1/27/2012

Proposed Scope Of Work:

Per customer's request, CWI Communications proposes the following proposal for Eric Scheuermann Project Manager Oakland Unified School District Division of Facilities Planning and Management 510-908-3303 cell 510-535-7041 Direct

SCOPE OF WORK: * **INSTALL Security camera and Relocate phone line on the other side of the wall**

Option 1

- (1) CWI will Install Aiphone kc-dar video Sentry Tilt System on the outside building. Relocate 1 phone.

Labor & Materials

EQUIPMENT COST: \$ 520.00+ Labor \$480.00=1000.00
W IRE,FITTINGS, ACCESSORIES COST:\$10
Labor an Material cost for Relocation 1 phone line.
Installation Cost: \$ 165.00
Installation for one hole from last job. Cost: \$110.00

Total Cost \$ 1285.00

Sales Agreement:

Per the Scope of Work provided by CWI Communications on page one, Marine Max authorizes CWI Communications the right to proceed on the work outlined on page (1) and Page (2) of this agreement. CWI Communications will provide all services as outlined in the Scope of Work. If there are any changes requested by CWI then will provide with a written "change order" that must be first approved, and then signed by both parties before starting the additional work.

Payment is due upon completion of work.

If any dispute arises between CWI and the customer below regarding the services performed, billing, fees, costs or other such matters to this contract, the dispute shall first be submitted to binding arbitration. Any dispute will be submitted to the American Arbitration Association or mediation service that both parties agree to beforehand. Should there be an inability for both parties to agree to an arbitrator, an arbitrator will be selected by the Judicial Arbitration and Mediation Service to resolve the dispute. By signing this document below you hereby authorize CWI Communications to order the equipment and proceed with stated Scope of Work.

Customer agrees to pay for all Materials -and Customer Client agrees to pay for all labor and materials upon completion of above named project on page one and below:

Name of Project: CWI-11111

_____ [Please sign Here]

Signed, Authorized Officer

_____ please print Name and Title

_____ DATE

Signed Officer of CWI

_____ Name and Title

_____ DATE

Thank you for your business!