Oakland Unified School District

Board of Education Paul Robeson Building 1025 2nd Avenue, Suite 320 Oakland, CA 94606-2212 (510) 879-8199 Voice (510) 879-8000 Fax





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Minutes (Long) Tuesday, October 05, 2010 4:30 PM

Board Room, Paul Robeson Building, 1025 2nd Avenue, Oakland, CA 94606-2212

Facilities Committee

Noel Gallo, Chairperson Jody London, Vice Chairperson Alice Spearman, Member

A. Call to Order

Chairperson Noel Gallo called the meeting to order at 4:33 P.M.

B. Roll Call

Roll Call: Present: Jody London, Alice Spearman and Noel Gallo

C. Modification(s) To Agenda

D. Adoption of Committee Minutes

10-2477 Minutes - Facilities Committee - September 14, 2010

Approval by Facilities Committee of Its Minutes of September 14, 2010.

Attachments: 10-2477 - Minutes - Facilities Committee - September 14, 2010

A motion was made by Jody London, seconded by Noel Gallo, that this matter be Adopted. The motion carried by the following vote:

Votes: Adv Aye: 0

Adv Nay: 0 Adv Abstain: 0

Aye: 3 - Jody London, Alice Spearman and Noel Gallo

Nay: 0 Recused: 0

Preferential Aye: 0 Preferential Abstention: 0 Preferential Nay: 0

E. Adoption of the Committee General Consent Report

Director Spearman requested clarification on Legislative Files 10-2445 and 10-2450.

10-2418 Professional Services Facilities Contract - AEKO Solutions Integrators - Downtown Educational Complex Relocation/Cole Hot Site Project

Approval by the Board of Education of Professional Services Facilities Contract between District and AEKO Solutions Integrators, Oakland, CA, for the latter to provide Data Center Migration to Cole Hot Site including identified and projected technology upgrades, with vendor's attached proposal incorporated into the contract to the extent that it is subordinate to and not inconsistent with the contract terms, in conjunction with the Downtown Educational Complex Relocation/Cole Hot Site Project for the period commencing October 14, 2010 and concluding no later than December 31, 2010, in an amount not to exceed \$56,629.50.

Resource Code - 0000-121

Funding Source: State School Building Fund

Attachments: Document(s)

This Matter was Recommended Favorably on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0 Adv Abstain: 0

Aye: 3 - Jody London, Alice Spearman and Noel Gallo

Nay: 0 Recused: 0 Preferential Aye: 0 Preferential Abstention: 0 Preferential Nay: 0



<u>10-2420</u>

Professional Services Facilities Contract- Simplex Grinnell - Oakland Technical High School Modernization Project

Approval by the Board of Education of Professional Services Facilities Contract between District and Simplex Grinnell, Livermore, CA, for the latter to provide troubleshooting for all existing termination for IDNET and RUI circuits to repair shields that were taped back by original contractor and test 10% of system after work is complete in conjunction with the Oakland Technical High School Modernization Project for the period commencing October 14, 2010 and concluding no later than December 31, 2010 in an amount not to exceed \$50.465.00.

Resource Code - 2122-305

Funding Source: General Obligation Bond-Measure B

Attachments: Document(s)

This Matter was Recommended Favorably on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0 Adv Abstain: 0

Aye: 3 - Jody London, Alice Spearman and Noel Gallo

Nay: 0 Recused: 0 Preferential Aye: 0 Preferential Abstention: 0 Preferential Nay: 0



<u>10-2422</u>

Professional Services Facilities Contract - ACC Environmental - Montera Middle School Modernization Project

Ratification by the Board of Education of Professional Services Facilities Contract between District and ACC Environmental, Oakland, CA, for contractor to clean-up, transport and properly dispose of various hazardous and non-hazardous waste from the storage room in Building 300, in conjunction with the Montera Middle School Modernization Project for the period commencing October 14, 2010 and concluding no later than December 31, 2010 in an amount not to exceed \$7,990.00

Resource Code - 2122-211

Funding Source: General Obligaton Bond-Measure B

Attachments: Document(s)

This Matter was Recommended Favorably on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0 Adv Abstain: 0

Aye: 3 - Jody London, Alice Spearman and Noel Gallo

Nay: 0 Recused: 0 Preferential Aye: 0 Preferential Abstention: 0

Preferential Nay: 0



10-2423 Professional Services Facilities Contract - Hamilton + Aitkin - Lowell Walkway Roof Replacement Project

Ratification by the Board of Education of Professional Services Facilities Contract between District and Hamilton + Aitkin, San Francisco, CA, for the latter to design work for the replacement of an existing two covered walkways and related improvements; flashing, gutters downspouts and batch basin, installation of new lighting at soffits, painting of the walkway structure and disability access, as described in the Scope of Work, in conjunction with the Lowell Walkway Roof Replacement Project for the period commencing October 14, 2010 and concluding no later than October 31, 2010 in an amount not to exceed \$3,318.32.

Resource Code - 1414-209

Funding Source: Deferred Maintenance

Attachments: Document(s)

This Matter was Recommended Favorably on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0 Adv Abstain: 0

Aye: 3 - Jody London, Alice Spearman and Noel Gallo

Nay: 0 Recused: 0 Preferential Aye: 0 Preferential Abstention: 0 Preferential Nay: 0



10-2426

Professional Services Facilities Contract - Consolidated Engineering Laboratories - Montera Middle School Modernization Project

Ratification by the Board of Education of Professional Services Facilities Contract between District and Consolidated Engineering Laboratories, Oakland, CA, for the latter to develop soil curve and soil compaction and concrete testing; inspect welding and torque test expansion anchors, with vendor's attached proposal incorporated into the contract to the extent that it is subordinate to and not inconsistent with the contract terms, in conjunction with the Montera Middle School Modernization Project for the period commencing September 23, 2010 and concluding no later than September 30, 2011 in an amount not to exceed \$21,093.37.

Resource Code - 2122-211

Funding Source: General Obligation Bond-Measure B

Attachments: Document(s)

This Matter was Recommended Favorably on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0 Adv Abstain: 0

Aye: 3 - Jody London, Alice Spearman and Noel Gallo

Nay: 0 Recused: 0

Preferential Aye: 0 Preferential Abstention: 0 Preferential Nay: 0



10-2427

Project Budget Increase - Roosevelt Elementary School Fire Alarm Replacement Project - \$70,000.00

Approval by the Board of Education of Resolution No. 101-0035- Authorizing and Approving the Project Budget Increase for Roosevelt Elementary School Fire Alarm Replacement Project in the amount of \$70,000.00, increasing the current amount from \$531,000.00 to \$601,000.00.

Resource Code - 2122-212

Funding Source: General Obligation Bond-Measure B

Attachments: Document(s)

This Matter was Recommended Favorably on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0 Adv Abstain: 0

Aye: 3 - Jody London, Alice Spearman and Noel Gallo

Nay: 0 Recused: 0 Preferential Aye: 0 Preferential Abstention: 0 Preferential Nay: 0



10-2428 Award of Bid and Construction Contract - B-Side - Roosevelt Fire Alarm Replacement Project

Approval by the Board of Education of Resolution 1011-0030 - Award of Bid and Construction Contract between District and B-Side, Oakland, CA, for the latter as the lowest responsive, responsible bidder and rejecting all other bids, if any, to provide demolition of the existing fire alarm devices and cabling, and the installation of a new Simplex Fire Alarm System including conduits, cables, devices and various other items described herein, in conjunction with the Roosevelt Middle School Fire Alarm Replacement Project, for the period commencing October 14, 2010, and ending March 13, 2011, in the amount of \$532,300.00.

Resource Code - 2122-212

Funding Source: General Obligation Bond-Measure B

Attachments: Document(s)

This Matter was Recommended Favorably on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0 Adv Abstain: 0

Aye: 3 - Jody London, Alice Spearman and Noel Gallo

Nay: 0 Recused: 0 Preferential Aye: 0 Preferential Abstention: 0 Preferential Nay: 0



10-2429 Purchase Order - Access Hardware Supply - Downtown Educational Complex/Cole Hot Site Project

Approval by the Board of Education of Purchase Order between District and Access Hardware Supply, San Leandro, CA, for the latter to provide new locks cores for Tilden for the relocation of the Harper staff in conjunction with the Downtown Educational Complex/Cole Hot Site Project for the period commencing August 20, 2010 and concluding no later than September 20, 2010 in an amount not to exceed \$5,029.96.

Resource Code - 2122-121

Funding Source: State School Building Fund

Attachments: Document(s)

This Matter was Recommended Favorably on the Consent Agenda.

Votes: Adv Aye: 0 Adv Nay: 0

Adv Abstain: 0

Aye: 3 - Jody London, Alice Spearman and Noel Gallo

Nay: 0 Recused: 0

Preferential Aye: 0 Preferential Abstention: 0 Preferential Nay: 0



10-2430

Purchase Order - Alameda Electrical Distributors, Inc. - Downtown Educational Complex/Cole Hot Site Project

Approval by the Board of Education of Purchase Order between District and Alameda Electrical Distributors, Inc., Alameda, CA, for the latter to provide additional exterior lighting at Tilden campus at the front entrance and the walkway from the Main Building to the Library in conjunction with the Downtown Educational Complex/Cole Hot Site Project for the period commencing August 20, 2010 and concluding no later than September 30, 2010 in an amount not to exceed \$2,601.18.

Resource Code - 0000-121

Funding Source: State School Building Fund

Attachments: Document(s)

This Matter was Recommended Favorably on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0 Adv Abstain: 0

Aye: 3 - Jody London, Alice Spearman and Noel Gallo

Nay: 0 Recused: 0 Preferential Aye: 0 Preferential Abstention: 0 Preferential Nay: 0



10-2431

Purchase Order - Alfredo's Concrete - Various Play Structure Repairs Project

Approval by the Board of Education of Purchase Order between District and Alfredo's Concrete, Union City, CA, for the latter to clean playground area and off haul approximately 22 tons of playground matting from Brookfield Elementary School in conjunction with the Various Play Structure Repairs Project for the period commencing August 28, 2010 and concluding no later than August 30, 2010 in an amount not to exceed \$8,950.00.

Resource Code - 2122-918

Funding Source: General Obligation Bond-Measure B

Attachments: Document(s)

This Matter was Recommended Favorably on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0 Adv Abstain: 0

Aye: 3 - Jody London, Alice Spearman and Noel Gallo

Nay: 0 Recused: 0

Preferential Aye: 0 Preferential Abstention: 0 Preferential Nay: 0



10-2432 Purchase Order - American Leak Detection - Oakland High School Modernization Project

Approval by the Board of Education of Purchase Order between District and American Leak Detection, Berkeley, CA, for the latter to provide Emergency Gas Leak Detection in conjunction with the Oakland High School Modernization Project for the period commencing August 27, 2010 and concluding no later than December 31, 2010 in an amount not to exceed \$6,000.00.

Resource Code - 2122-304

Funding Source: General Obligation Bond-Measure B

Attachments: Document(s)

This Matter was Recommended Favorably on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0 Adv Abstain: 0

Aye: 3 - Jody London, Alice Spearman and Noel Gallo

Nay: 0

Recused: 0 Preferential Aye: 0 Preferential Abstention: 0 Preferential Nay: 0



10-2433 Purchase Order - Port of Oakland/AMPCO - Downtown Educational Complex Project

Approval by the Board of Education of Purchase Order between District and Port of Oakland/AMPCO, Oakland, CA, for the latter to provide fifty (50) parking spaces for District staff at the Port of Oakland in conjunction with the Downtown Educational Complex Project for the period commencing June 15, 2010 and concluding June 15, 2011 in an amount not to exceed \$12,000.00.

Resource Code - 0000-121

Funding Source: Developer Fees

Attachments: Document(s)

This Matter was Recommended Favorably on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0 Adv Abstain: 0

Aye: 3 - Jody London, Alice Spearman and Noel Gallo

Nay: 0

Recused: 0 Preferential Aye: 0

Preferential Abstention: 0 Preferential Nay: 0



10-2435

Purchase Order - Clean Drapes on Site - Oakland High School Modernization Project

Approval by the Board of Education of Purchase Order between District and Clean Drapes on Site, Albany, CA, for the latter to deep clean three hundred ninety (390) seats in conjunction with the Oakland High School Modernization Project for the period commencing August 18, 2010 and concluding no later than December 31, 2011 in an amount not to exceed \$1,950.00.

Resource Code - 2122-304

Funding Source: General Obligation Bond-Measure B

Attachments: Document(s)

This Matter was Recommended Favorably on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0 Adv Abstain: 0

Aye: 3 - Jody London, Alice Spearman and Noel Gallo

Nay: 0 Recused: 0

Preferential Aye: 0 Preferential Abstention: 0 Preferential Nay: 0



10-2438

Purchase Order - Comfort by Design - Whittier Elementary School Modernization Project

Approval by the Board of Education of Purchase Order between District and Comfort by Design, Pinole, CA, for the latter to install polyethylene supply air mains to room controls on all three floors of the Main Building at Whittier in conjunction with the Whitter Elementary School Modernization Project for the period commencing September 7, 2010 and concluding no later than December 31, 2010 in an amount not to exceed \$24,000.00.

Resource Code - 2122-163

Funding Source: General Obligation Bond-Measure B

Attachments: Document(s)

This Matter was Recommended Favorably on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0 Adv Abstain: 0

Aye: 3 - Jody London, Alice Spearman and Noel Gallo

Nay: 0 Recused: 0 Preferential Aye: 0 Preferential Abstention: 0 Preferential Nay: 0



10-2439 Purchase Order - Digital Design Communications - Downtown Educational Complex Project

Approval by the Board of Education of Purchase Order between District and Digital Design Communications, Oakland, CA, for the latter to provide installation of data racks and power to new equipment racks in the Data Center located in the Harper Building. Scope also includes installation of data racks in conjunction with the Downtown Educational Complex Project for the period commencing September 1, 2010 and concluding no later than November 1, 2010 in an amount not to exceed \$13,980.00.

Resource Code - 0000-121

Funding Source: Developer Fees

Attachments: Document(s)

This Matter was Recommended Favorably on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0 Adv Abstain: 0

Aye: 3 - Jody London, Alice Spearman and Noel Gallo

Nay: 0 Recused: 0

Preferential Aye: 0 Preferential Abstention: 0 Preferential Nay: 0



10-2440 Purchase Order - First Alarm - Downtown Educational Complex Project

Approval by the Board of Education of Purchase Order between District and First Alarm, San Jose, CA, for the latter to swap existing 50 degree camera for 65 degree camera in conjunction with the Downtown Educational Complex Project for the period commencing September 1, 2010 and concluding no later than November 30, 2010, in an additional amount of \$700.00, increasing contract not to exceed amount from \$15,460.00 to \$16,160.00.

Resource Code - 0000-121

Funding Source: Developer Fees

Attachments: Document(s)

This Matter was Recommended Favorably on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0 Adv Abstain: 0

Aye: 3 - Jody London, Alice Spearman and Noel Gallo

Nay: 0 Recused: 0 Preferential Aye: 0 Preferential Abstention: 0 Preferential Nay: 0



10-2441 Purchase Order - First Alarm - Madison Health Center Project

Approval by the Board of Education of Purchase Order between District and First Alarm, Aptos, CA, for the latter to provide assistance to the intrusion alarm installer including conduit and wire explanation, location planning, connection to existing data loop explanation, programming point index explanation, and equipment termination training in conjunction with the Madison Health Center Project for the period commencing August 20, 2010 and concluding no later than June 30, 2011 in an amount not to exceed \$2,325.00.

Resource Code - 2122-215

Funding Source: General Obligation Bond-Measure B

Attachments: Document(s)

This Matter was Recommended Favorably on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0 Adv Abstain: 0

Aye: 3 - Jody London, Alice Spearman and Noel Gallo

Nay: 0 Recused: 0

Preferential Aye: 0 Preferential Abstention: 0 Preferential Nay: 0



10-2442 Purchase Order - First Alarm - Havenscourt New Cafeteria and Classroom Building Project

Approval by the Board of Education of Purchase Order between District and First Alarm, Aptos, CA, for the latter to provide supervision during installation of the intrusion alarm in conjunction with the Havenscourt New Cafeteria & Classroom Building Project for the period commencing August 20, 2010 and concluding no later than December 31, 2010 in an amount not to exceed \$3,100.00.

Resource Code - 2122-207

Funding Source: General Obligation Bond-Measure B

Attachments: Document(s)

This Matter was Recommended Favorably on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0 Adv Abstain: 0

Aye: 3 - Jody London, Alice Spearman and Noel Gallo

Nay: 0 Recused: 0 Preferential Aye: 0 Preferential Abstention: 0 Preferential Nay: 0



10-2443

Amendment No. 8 - Professional Services Agreement - Gelfand/RNP - Cox New Classroom Building Project

Approval by the Board of Education of Amendment No. 8, Professional Services Facilities Contract between District and Gelfand/RNP, San Francisco, CA, for the latter to provide redesign of the Canopy System to account for the existing footing and utilities that conflict with the Canopy Footing locations, (avoiding conflicts and unforeseen conditions) in conjunction with the Cox New Classroom Building Project for the period commencing December 31, 2009 and concluding no later than December 31, 2011, in an additional amount not to exceed \$10,000.00, increasing the Contract not to exceed amount from \$1,326,409.00 to \$1,336,409.00. All other terms and conditions of the Contract remain in full force and effect.

Resource Code - 2122-110

Funding Source: General Obligation Bond-Measure B

Attachments: Document(s)

Director Spearman had a question about Legislative File 10-2443, Amendment #8 to the Cox facility. She said she would like to know what the original bid was from this contractor and what the actual amounts of Amendments that have been approved.

Mr. White said the distinction of this being similar to the last item, design not necessarily associated with the General Contractor. He said these items were Amendments to Professional Services Contracts for design either for additional Scope of Work or design to correct unforeseen conditions. He said in this case there is a new canopy that will be used to connect some series of buildings at the Cox Site. There were some issues in terms of the foundation necessary to secure the footings in the locations they were originally specified because of conditions at the site that were unknown until the drilling process began. He said in these cases where you have design Amendments or design changes, they are not necessarily associated with the Contractor's bid on the project. He said it is a change from a design standpoint that needs to make some correction or some addition that ultimately does go back and get priced out by a contractor at a later date.

Director Spearman said she thinks the District has wasted some money and asked Mr. White how he could not know in the design he would install a canopy and the foundational issues weren't addressed at the time.

Mr. White said he can provide the information Director Spearman requested.

This Matter was Recommended Favorably on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0 Adv Abstain: 0

Aye: 3 - Jody London, Alice Spearman and Noel Gallo

Nay: 0 Recused: 0 Preferential Aye: 0 Preferential Abstention: 0 Preferential Nay: 0



10-2444

Professional Services Facilities Contract - Heavenly Greens - Chabot Portable Replacement Project

Approval by the Board of Education of Professional Services Facilities Contract between District and Heavenly Greens, San Jose, CA, for the latter to install approximately 1,531 square feet to Tri-Color Duraspine Field Turf with coated sand infill, with the vendor's attached proposal Incorporated into the contract to the extent that it is subordinate to and not inconsistent with the contract terms, in conjunction with the Chabot Portable Replacement Project for the period commencing September 2, 2010 and concluding no later than March 3, 2011 in an amount not to exceed \$19,300.00.

Resource Code - 2122-106

Funding Source: General Obligation Bond-Measure B

Attachments: Document(s)

This Matter was Recommended Favorably on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0 Adv Abstain: 0

Aye: 3 - Jody London, Alice Spearman and Noel Gallo

Nay: 0 Recused: 0

Preferential Aye: 0 Preferential Abstention: 0 Preferential Nay: 0



10-<u>2445</u>

Amendment No. 4 - Professional Services Facilities Contract- HY Architects - Prescott Elementary School Modernization Project

Approval by the Board of Education of Amendment No. 4, Professional Services Facilities Contract between District and HY Architects, Oakland, CA, for the latter to provide additional Architectural/Engineering Services for Parking Lot Lighting Design and Trees at Play Yard and various other items described herein in conjunction with the Prescott Elementary School Modernization Project for the period commencing May 25, 2010 and concluding no later than December 31, 2011, in an additional amount not to exceed \$4,200.00, increasing the Contract not to exceed amount from \$368,160.00 to \$372,360.00. All other terms and conditions of the Contract remain in full force and effect.

Resource Code - 2122-147

Funding Source: General Obligation Bond-Measure B

Attachments: Document(s)

Director Spearman asked why is the District requesting Amendment #4 already when it is not near the close of the contract?

Mr. White said the Amendment Director Spearman is referring to is Amendment #4 for Professional Services associated with the Prescott Elementary School Modernization

Project. He said this particular Scope of Work is a request from the District to provide some additional architectural services for work not originally scoped out in the project for lighting design, play structure design and implementation on the playground. It is work that was not in the original Scope of Work that was added at a later date. He said it does increase the amount of work necessary to be done by HY Architects at that site that included planters, paving and relocation of stripping as a result of repaving on the parking lot and the play yard.

Director Spearman asked why was this work not included in the general concept of doing this work? She said Amendment #4, one maybe, but she said she is starting to see what appears to her as companies are coming in with bids that are low balling and the District is giving them in some cases, three maybe four time the amount of the bid. She said the bid could have gone to someone else who could have taken this bid and it might have been a little bit more than the original bid, but the District would have gotten the same work. She said she does not think the District should be in the practice of amending contracts so frequently, especially if this work is not due to be completed until 2011 and the work just started on May 25, 2010. She asked how do we get to a place where we are asking to approve Amendment #4?

Mr. White said when the project was originally scoped out it did not include the work in the play yard. He said if that work had been included everybody would have had an opportunity to bid on the project. He said it is work requested by the District and it doesn't provide some inflationary factor to the project in terms of the cost that would not have been there if that work was originally included and all contractors had the opportunity to bid on it. That would have given the District an increased cost to the base bid and that cost would have been reflected by the amount of the increase we show.

Director Spearman said the work should have been included in the base bid because that would have been a true bid. She said she doesn't think this is a true bid because we keep increasing and amending the contract when the Scope of Work should have been laid out from the beginning and whatever the District needed to do in the Scope of Work should have it done, have it bided out and once it is bided out unless there are some severe unforeseen circumstances, we should not be doing any Amendments. She said these are low balling bids and we are paying these firms all this money. She said she could not vote for this item.

This Matter was Recommended Favorably on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0 Adv Abstain: 0

Aye: 3 - Jody London, Alice Spearman and Noel Gallo

Nay: 0 Recused: 0

Preferential Aye: 0 Preferential Abstention: 0 Preferential Nay: 0



10-2446 Purchase Order - IHT - Cox New Classroom Building Project

Approval by the Board of Education of Purchase Order between District and IHT, San Francisco, CA, for the latter to provide labor and material to upgrade REACH Academy's Building's B & E to a Voice Over Internet Protocol (VOIP) phone system. Phones will be provided at thirty-three (33) locations and associated modifications to the IDF/MDF Rooms for the VOIP system to in conjunction with the Cox New Classroom Building Project for the period commencing September 8, 2010 and concluding no later than December 31, 2010 in an amount not to exceed \$29,443.00.

Resource Code - 2122-110

Funding Source: General Obligation Bond-Measure B

Attachments: Document(s)

This Matter was Recommended Favorably on the Consent Agenda.

Votes: Adv Aye: 0 Adv Nay: 0 Adv Abstain: 0

Aye: 3 - Jody London, Alice Spearman and Noel Gallo

Nay: 0 Recused: 0 Preferential Aye: 0 Preferential Abstention: 0 Preferential Nay: 0



10-2447 Purchase Order - Jones Campbell Company - Fremont Small School Modernization Project

Approval by the Board of Education of Purchase Order between District and Jones Campbell Company, Sacramento, CA, for the latter to provide, deliver and assemble cafeteria tables with stools in conjunction with the Fremont Small School Modernization Project for the period commencing September 1, 2010 and concluding no later than September 30, 2010 in an amount not to exceed \$16,065.52.

Resource Code - 2122-302

Funding Source: General Obligation Bond-Measure B

Attachments: Document(s)

This Matter was Recommended Favorably on the Consent Agenda.

Votes: Adv Aye: 0 Adv Nay: 0

Adv Abstain: 0

Aye: 3 - Jody London, Alice Spearman and Noel Gallo

Nay: 0 Recused: 0 Preferential Aye: 0 Preferential Abstention: 0 Preferential Nay: 0



10-2448 Purchase Order - Leo's Pro Audio - Urban Promise Multi Purpose Building

Approval by the Board of Education of Purchase Order between District and Leo's Pro Audio, Oakland, CA, for the latter to provide installation of audition system at new multi-purpose building in conjunction with the Urban Promise Multi Purpose Building for the period commencing August 12, 3010 and concluding no later than December 1, 2010 in an amount not to exceed \$34,268.66.

Resource Code - 2122-236

Funding Source: General Obligation Bond-Measure B

Attachments: Document(s)

This Matter was Recommended Favorably on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0 Adv Abstain: 0

Aye: 3 - Jody London, Alice Spearman and Noel Gallo

Nay: 0 Recused: 0 Preferential Aye: 0 Preferential Abstention: 0 Preferential Nay: 0



10-2449 Purchase Order - Michael K. Baughman - Webster Academy CDC Replacement Building Project

Approval by the Board of Education of Purchase Order between District and Michael K. Baughman, Loomis, CA, for the latter to provide in-plant inspection services for two 36'X40' portable classrooms for the interim housing Child Development Center in conjunction with the Webster Academy CDC Replacement Building Project for the period commencing October 1, 2010 and concluding no later than December 31, 2011 in an amount not to exceed \$1,600.00.

Resource Code - 2122-824

Funding Source: General Obligation Bond-Measure B

Attachments: Document(s)

This Matter was Recommended Favorably on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0 Adv Abstain: 0

Aye: 3 - Jody London, Alice Spearman and Noel Gallo

Nay: 0 Recused: 0 Preferential Aye: 0 Preferential Abstention: 0 Preferential Nay: 0



10-2450

Amendment No. 3 - Professional Services Facilities Contract - Ninyo & Moore - Life Academy Renovation/Seismic Retrofit Project

Approval by the Board of Education of Amendment No. 3, Professional Services Facilities Contract between District and Ninyo & Moore, Oakland, CA, for the latter to conduct a Supplemental Site Investigation (SSI) to guide the removal of the contaminated soil at the site; Scope of Work includes project coordination, preparation of a SSI Technical Memo, public notifications, soil removal, site restoration, soil sampling and analysis in conjunction with the Life Academy Renovation/Seismic Retrofit Project for the period commencing September 13, 2011 and concluding no later than June 30, 2011 in an additional amount not to exceed \$35,533.30, increasing the not to exceed amount from \$58,735.30 to \$94,268.30. All other terms and conditions of the Contract remain in full force and effect.

Resource Code - 2122-335

Funding Source: General Obligation Bond-Measure B

Attachments: Document(s)

Director Spearman next question was about Amendment #3 to Life Academy.

Mr. White said the Life Academy Site located at 2111 International Boulevard was a Non-Field Act Site, technically not a school site in the State's eyes. He said very rarely, if ever, has any school district in Northern California ever attempted to make a non-conforming site a school site. He said he thinks it has been done successfully once. He said for the District, this is an exercise that's a learning exercise and as the District goes under DSAs process in terms of trying to figure out what they require to make this facility a conforming site. He said the District has found many things that could not be anticipated that have to be done and the additional study and Scope of Work has to be added. This particular Amendment is to conduct some additional site investigation associated with whether or not that site can be approved by the California Department of Education as an actual school site. This will require additional testing of the soils, the removal of the soil and restoration associated with the concrete planters that are built into that school site. The planners and the soil they contained are being contaminated by the finishing materials, paint and epoxy that covered the actual planters.

Director Spearman said she thinks the contract for Life Academy needs to be pulled to have a discussion regarding how much money will it take to actually find out if the District can use the site as a school site or is the District turning its wheels and looking at something that is not going to be a fit for children. She said if the District is going to place a school at 2111 International Boulevard, we will have to tear down the current building and re-build a new building. She said it is not the right fit. Director Spearman said she would like to place on the agenda for the next committee meeting the plan for what's going on at Life Academy. She said she does not think it is cost effective. She said they need to see what is going to happen and is it prudent for the District to continue to do this. She said we don't need to waste Measure "B" money if it is not going to come to fruition.

Director London said she thinks there is some work the District can do in its Scoping Process. She said she track a lot of this back to doing a better job with the Facilities Master Planning and she hopes the Master Plan Document and the Asset Management Plan the District is working on is going to give the District a way to do that. She said hopefully the conversations around the Task Forces will lead into that conversation. She said the way the current Facilities Master Plan was developed was somebody went out with a Checklist and said this school has 20 classrooms and three bathrooms and the school should have five bathrooms based on the loading at the school. She said nobody actually

sat down with the school site and had an in-depth conversation about what the school wanted. She said when she sees the issue at Prescott, it says to her that they did not adequately scope with the school facility. She said Life Academy is a different issue. She said she has a concern given the amount of work already done to move that community back to 2111 International Boulevard and their extreme interest in going there and a ripple effect of continually going back and forth about whether the District will send them there or not. She said she thought the District had made a commitment last year to renovate the site and move the students back to 2111 International Boulevard. She said the District may have missed their moment to be waffling on the commitment. She said she will not stand in the way, but personally she would like to maintain the commitment made around that site.

Director Spearman said we never looked at it. She said when the issue came up, she said she was one that said it's truly an unsafe building and the design of the building is unsafe. She said if the District has to build a new building, that's what the District needs to do and that's what the committee needs to talk about. She said if a new building is needed, there might so much toxicity there, no matter what the District does the cost will outweigh it. She said the community wants to go back there, but the building they are in now may end up being theirs because they may be the only school there. She said the building they are in now is conducive to the school's growth.

Chairperson Gallo said the District is at a different time and that is why he is anxious in terms of the Asset Management Plan. He said the reality is the District is under-enrolled, we have too many classes, students are traveling all over the city and some schools are overcrowded because students are coming from different neighborhoods. The District will have to face some difficult decision and say some areas may have to close. Chairperson Gallo said he does not mind having this discussion.

Mr. White said for the last two month the Principal, community representatives and the school site have been engaged in conversations with the Facilities Department about what the options are in alignment with what has been discussed tonight. He posed the question is 2111 International Boulevard the best option or is Calvin Simmons the best option? He said out of respect for how this Body did approve for the students to return to 2111 International Boulevard as a result of a deep community engagement process, he encourages this Body and the Board to let the community work that out in discussions among themselves. He said we may get to the point where the community comes back in support of exactly what we are talking about on their own without a nudge or feeling the Board backed out on its promise to them to return to 2111 International Boulevard. He said given the time and space to have that engagement, it should happen very quickly in the next couple of weeks and come back with a possible recommendation.

Chairperson Gallo said one thing lacking in the District is the business and professional sense and that is the role Mr. White plays. He said at times Mr. White has to say this is what's best for the District financially and program wise. Chairperson Gallo said the Life Academy item will be placed on the next Facilities Agenda for a more thorough discussion.

Tabled to a Date Certain



10-2451

Purchase Order - Noodle, Inc. - Downtown Educational Complex/Cole Hot Site Project

Approval by the Board of Education of Purchase Order between District and Noodle, Inc., Alamo, CA, for the latter to provide additional CAT 5e patch cords and 24 port Ethernet switch needed to complete installation at Cole Hot Site in conjunction with the Downtown Educational Complex/Cole Hot Site Project for the period commencing September 2, 2010 and concluding no later than September 30, 2010, in an additional amount of \$595.00, increasing contract not to exceed amount from \$19,439.00 to \$20,034.00.

Resource Code - 2122-121

Funding Source: State School Building Fund

Attachments: Document(s)

This Matter was Recommended Favorably on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0 Adv Abstain: 0

Aye: 3 - Jody London, Alice Spearman and Noel Gallo

Nay: 0 Recused: 0

Preferential Aye: 0 Preferential Abstention: 0 Preferential Nay: 0



10-2452 Amendment No. 2 - Professional Services Facilities Contract- PMC - Downtown Educational Complex Project

Approval by the Board of Education of Amendment No. 2, Professional Services Facilities Contract between District and PMC, Oakland, CA, for the latter to explore the option of installing some portables for temporary housing at the Annex Building next to the Administration building on 2nd Ave in conjunction with the Downtown Educational Complex Project for the period commencing August 31, 2010 and concluding no later than October 30, 2010, in an additional amount not to exceed \$6,690.00, increasing contract not to exceed amount from \$81,745.00 to \$88,435.00. All other terms and conditions of the Contract remain in full force and effect.

Resource Code - 0000-121

Funding Source: General Fund - Capital Facility Fund "25"

Attachments: Document(s)

This Matter was Recommended Favorably on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0 Adv Abstain: 0

Aye: 3 - Jody London, Alice Spearman and Noel Gallo

Nay: 0 Recused: 0 Preferential Aye: 0 Preferential Abstention: 0 Preferential Nay: 0



10-2453

Purchase Order - Polk Communications - Downtown Educational Complex Project

Approval by the Board of Education of Purchase Order between District and Polk Communications, Oakland, CA, for the latter to provide fifty (50) card keys to Tech Services at the Cole Campus in conjunction with the Downtown Educational Complex Project for the period commencing September 15, 2010 and concluding no later than October 31, 2010 in an additional amount not to exceed \$250.00, increasing contract not to exceed amount from \$11,490.70 to \$11,740.70.

Resource Code - 0000-121

Funding Source: State School Building Fund

Attachments: Document(s)

This Matter was Recommended Favorably on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0 Adv Abstain: 0

Aye: 3 - Jody London, Alice Spearman and Noel Gallo

Nay: 0 Recused: 0 Preferential Aye: 0 Preferential Abstention: 0 Preferential Nay: 0



10-2455

Amendment No. 2 - Professional Services Facilities Contract - RMT Landscape - Chabot New Classroom & Multi-Purpose Building Project

Approval by the Board of Education of Amendment No. 2, Professional Services Facilities Contract between District and RMT Landscape, Oakland, CA, for the latter to provide monthly maintenance up to six months including weeding, mowing, fertilization, irrigation management and initial clean-up in conjunction with the Chabot New Classroom & Multi-Purpose Building Project for the period commencing September 9, 2009 and concluding no later than June 30, 2012 in an additional amount not to exceed \$5,000.00, increasing contract not to exceed amount from \$16,986.50 to \$21,968.58. All other terms and conditions of the Contract remain in full force and effect.

Resource Code - 2122-106

Funding Source: General Obligation Bond-Measure B

Attachments: Document(s)

This Matter was Recommended Favorably on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0 Adv Abstain: 0

Aye: 3 - Jody London, Alice Spearman and Noel Gallo

Nay: 0 Recused: 0 Preferential Aye: 0 Preferential Abstention: 0 Preferential Nay: 0



10-2456 Purchase Order - R.F. MacDonald Co. - Oakland High School Modernization Project

Approval by the Board of Education of Purchase Order between District and R.F. MacDonald Co., Hayward, CA, for the latter to provide hold for temporary flue; install and dismantle flue when permanent flue is ready to be placed. Conduct start-up procedure and place unit in service in conjunction with the Oakland High School Modernization Project for the period commencing September 6, 2010 and concluding no later than September 13, 2010 in an amount not to exceed \$6,857.00.

Resource Code - 2122-304

Funding Source: General Obligation Bond-Measure B

Attachments: Document(s)

This Matter was Recommended Favorably on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0 Adv Abstain: 0

Aye: 3 - Jody London, Alice Spearman and Noel Gallo

Nay: 0
Recused: 0
Preferential Aye: 0
Preferential Abstention: 0
Preferential Nay: 0

Preferential Nay: 0



10-2457 Professional Services Facilities Contract - Skyline Engineering - Oakland High School Modernization Project

Approval by the Board of Education of Professional Services Facilities Contract between District and Skyline Engineering, Salinas, CA, for the latter to provide site inspections, as required, to complete new roof installations in conjunction with the Oakland High School Modernization Project for the period commencing October 14, 2010 and concluding no later than June 30, 2011 in an amount not to exceed \$7,500.00.

Resource Code - 2122-304

Funding Source: General Obligation Bond-Measure B

Attachments: Document(s)

This Matter was Recommended Favorably on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0 Adv Abstain: 0

Aye: 3 - Jody London, Alice Spearman and Noel Gallo

Nay: 0 Recused: 0 Preferential Aye: 0 Preferential Abstention: 0 Preferential Nay: 0



10-2458 Purchase Order - Thompson and Thompson Fence - Downtown Educational Complex Project

Approval by the Board of Education of Purchase Order between District and Thompson and Thompson Fence, San Lorenzo, CA, for the latter to provide material and labor for removal of existing 7 feet or 4 feet high chain link fence. Install 2 new terminal posts and install one 4 ft. high and 36 inches wide chain link gate in conjunction with the Downtown Educational Complex Project for the period commencing August 5, 2010 and concluding no later than October 1, 2010 in an additional amount not to exceed \$1,351.00, increasing contract not to exceed amount from \$15,462.00 to \$16,813.00.

Resource Code - 0000-121

Funding Source: Developer Fees

Attachments: Document(s)

This Matter was Recommended Favorably on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0 Adv Abstain: 0

Aye: 3 - Jody London, Alice Spearman and Noel Gallo

Nay: 0 Recused: 0

Preferential Aye: 0 Preferential Abstention: 0 Preferential Nay: 0



10-2459 Purchase Order - Wilco Supply - Downtown Educational Complex /Cole Hot Site Project

Approval by the Board of Education of Purchase Order between District and Wilco Supply, Oakland, CA, for the latter to provide new locks for Tilden campus in conjunction with the Downtown Educational Complex/Cole Hot Site Project for the period commencing August 20, 2010 and concluding no later than September 30, 2010 in an amount not to exceed \$2,624.78.

Resource Code - 0000-121

Funding Source: State School Building Fund

Attachments: Document(s)

This Matter was Recommended Favorably on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0 Adv Abstain: 0

Aye: 3 - Jody London, Alice Spearman and Noel Gallo

Nay: 0 Recused: 0 Preferential Aye: 0 Preferential Abstention: 0 Preferential Nay: 0



10-2460

Change Order No. 1 - Redgwick Construction - Roosevelt Middle School Paving Replacement Project

Approval by the Board of Education of Change Order No. 1 to Construction Contract between District and Redgwick Construction, Newark, CA, for the latter to pump subgrade, and provide other services as described herein in conjunction with the Roosevelt Middle School Paving Replacement Project in the additional amount of \$36,702.00, increasing the Agreement from \$264,800.00 to \$301,502.00, and extending the contract date from June 14, 2010 to July 20, 2010 to August 7, 2010.

Resource Code - 1414-212

Funding Source: Deferred Maintenance

Attachments: Document(s)

This Matter was Recommended Favorably on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0 Adv Abstain: 0

Aye: 3 - Jody London, Alice Spearman and Noel Gallo

Nay: 0 Recused: 0

Preferential Aye: 0 Preferential Abstention: 0 Preferential Nay: 0



10-2461

Change Order No. 2 - Riverview Construction - Prescott Elementary School Modernization Project

Approval by the Board of Education of Change Order No. 2 to Construction Contract between District and Riverview Construction, Sacramento, CA, for the latter to provide demolition of CDC Buildings in preparation for a future garden, and provide other services as described herein in conjunction with the Prescott Elementary School Modernization Project in the additional amount of \$125,000.00, increasing the Agreement from \$2,355,000.00 to \$2,480,000.00. All other terms and conditions of the Agreement remain in full force and effect.

Resource Code - 2122-147

Funding Source: General Obligation Bond-Measure B

Attachments: Document(s)

This Matter was Recommended Favorably on the Consent Agenda.

Votes: Adv Aye: 0

Adv Nay: 0 Adv Abstain: 0

Aye: 3 - Jody London, Alice Spearman and Noel Gallo

Nay: 0

Recused: 0 Preferential Aye: 0 Preferential Abstention: 0 Preferential Nay: 0

Passed The Committee General Consent Report

A motion was made by Jody London, seconded by Noel Gallo, including all the preceding items marked as having been adopted on the Consent Agenda. The motion carried by the following vote:

Votes: Adv Aye: 0 Adv Nay: 0 Adv Abstain: 0

Aye: 3 - Jody London, Alice Spearman and Noel Gallo

Nay: 0 Recused: 0 Preferential Aye: 0 Preferential Abstention: 0 Preferential Nay: 0

F. Unfinished Business

None.

G. New Business

10-2381 Strategic Plan - Overview - Facilities Planning

Presentation by the Assistant Superintendent for Facilities Planning & Management of a detailed overview of the areas of Facilities Planning of the Board adopted Strategic Plan including enrollment capacity, school site assets and inventories.

Chairperson Gallo said Mr. White will prepare a report in writing to submit to the Board for discussion as opposed to giving a general review.

Committee Member Comments

Director London said one of the things she is interested in is all the Strategic Planning activities is around Community Engagement and she is concerned there will be 10 or 15 different community engagement processes going on. Director London said to Mr. White is there may be opportunities for individual community engagement on a specific Task Force, but there needs to be an overall process. She said we need numerous opportunities where the public can come in and get an overview of the entire Strategic Plan and give us their feedback quickly. A lot of people are going to be interested, but not interested enough to come to several meetings. Whatever the issues are going to be in Facilities (class size, campus size and how do we use the property in their neighborhood) we need to be ready to

talk about it take their feedback and have a way to get back to them as we move ahead in the decision making process.

Tabled to a Date Certain



10-2424 Presentation: Budget to Actual Expenditures, and Cash Projections

Presentation to the Board of Education of the Facilities Planning and Management Budget to Actual Expenditures, and Cash Projections, as of October 5, 2010.

Funding Source: General Obligation Bond-Measure B

Attachments: Document(s)

Charles Love, Facilities Department presented the Measure "B" Expenditure Report as of September 21, 2010. Mr. Love reported the following changes:

The Working Budget has increased by \$2 million dollars which includes new projects for Edna Brewer Middle School for \$500,000, \$1 million for Sobrante Elementary, \$555,000 for Webster Academy and the deletion of one project of \$75,000. Mr. Love reported the working budget for Measure "B" is \$405,804,990 and the projected expenditure savings through 2013 is \$16.2 million. The present unallocated budget balance for the total bond measure of \$435 million is \$28 million. Mr. Love said this is the first report that now includes the Facilities Staff salaries year to date and the Facilities Consultant expenses year to date. The total spending difference from the last report is \$18.4 million with the majority spent in the construction and design area. The staff salaries increased from the last report by \$160,000 and consultants by \$745,000.

Discussed and Closed

H. Public Comments on All Non-Agenda Items Within the Subject Matter Jurisdiction of the Committee

Daryl Carey, East Bay Small Business Council, said as you look at how the District has been expending Measure "B" monies, he said he had a conversation with community leaders and the question was asked "How do we ensure the voter is getting their vested interest of return"? He asked after the November elections, that any voter approved monies that come out of the City of Oakland, through Measure "B", Measure "X" and Measure "L" that these dollars be recycled at a minimum of 50% back into the local economy. He said it is incumbent upon everyone to come together after the November election to look at how we are treating the voters saying "Yes".

I. Superintendent of Schools or Designee's Committee Liaison Report

Mr. White had no report.

Diector London however had a question regarding

Director London said this committee had a presentation earlier this year about Clean Renewal Bonds and Qualified School Construction Bonds. She said her understanding the Qualified School Construction Bonds have to be encumbered by the end of the year in order for the District to take advantage of them. She said there are some issues around whether it makes sense for the District to do that.

Mr. White said those bonds are important to him and he has lofty plans for those funds if the District can come up with a performer in terms of how the District pays the money back. These are bonds but you have to pay them back. He said he is working with Deputy Superintendent Hal very closely. He said in terms of the finance and the pay back, we want to make sure we put together a structure that Deputy Superintendent Hal can accept and recommend to the Board and the structure has to be predicated on imposing as little as possible risk on the General Fund. He said the original date was December 2010 to apply to have the bonds drawn down. He said the date has been extended, he said his desire is to make a decision by December.

J. Introduction of New Legislative Matter

- 1. Director Spearman is concerned about the number of Amendments for Life Academy and would like a discussion regarding whether or not the facility can be used as a school site again.
- 2. Director London would like to have a discussion regarding School Energy Bonds.
- 3. Director Spearman would like to have a discussion regarding the approval of facility designs.

10-2538 Report - Life Academy - Status of Rennovations

A report by the Assistant Superintendent of Facilities Planning and Management regarding the status of the renovations for Life Academy School Site located at 2111 International Boulevard.

10-2539 Report - District Facility Designs

A report by the Assistant Superintendent of Facilities Planning and Management regarding the approval process for designs of District facilities.

10-2540 Report - School Energy Bonds

A report by the Assistant Superintendent of Facilities Planning and Management regarding School Energy Bonds.

10-2541 Report - Cox Campus - Status of Rennovations

A status report from the Assistant Superintendent for Facilities Planning and Management regarding the renovation costs at the site.

K.	Adi	ourn	ment

Chairperson Gallo adjourned the meeting at 5:16 P.M.

Prepared By:

Approved By: