

Board Office Use: Legislative File Info.	
File ID Number	11-2592
Committee	Facilities
Introduction Date	10-4-2011
Enactment Number	11-2214
Enactment Date	10-12-11



OAKLAND UNIFIED
SCHOOL DISTRICT

Memo

Board of Education

Tony Smith, Ed.D., Superintendent

Timothy White, Assistant Superintendent, Facilities Planning and Management

October 12, 2011

Division of Facilities Planning and Management P.O. 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
1-2572	Allen Simmons	\$1,300.00	GO Bond-Measure B	P.O. Increase	Madison Mod HVAC	7-25-2011 thru 6-30- 2012	Suisun City
1-2575	C&C Development & Associates	\$8,679.58	Country School Facilities Fund	P.O.	Downtown Ed Complex	8-15-2011 thru 12-31- 2011	Oakland
1-2576	Campus Security Solutions	\$23,772.30	GO Bond - Measure B	P.O.	Montera MS Modernization	9-1-2011 thru 12-31- 2012	Campbell
1-2577	Comack Plumbing	\$286.845	GO Bond-Measure B	P.O.	Chabot New Classroom	7-27-2011 thru 12-31- 2011	Oakland
1-2578	Deco Art	\$2,500.00	GO Bond-Measure B	P.O. Increase	Lowell MS Mod	8-1-2011 thru 9-1- 2011	Oakland
1-2579	Eric Young	\$2,500.00	GO Bond-Measure A	P.O.	Learning w/o Limits Grand Opening	9-23-2011 thru 9-23- 2011	Oakland
1-2580	GKK Works	\$14,635.00	GO Bond-Measure B	P.O.	OUSD Summer Intern Program	7-1-2011 thru 8-31- 2011	Oakland
1-2581	Graham Contractors, Inc.	\$16,899.80	GO Bond-Measure B	P.O.	Montclair New Classroom Building	8-31-2011 thru 10-20- 2011	San Jose
1-2582	Hur Flooring	\$4,200.00	Risk Management	P.O.	Claremont Gym Fire Repair	8-2-2011 thru 12-31- 2011	Canoga Park
1-2583	Lee's Signs	\$5,000.00	GO Bond-Measure B	P.O.	Lowell MS Mod	8-26-2011 thru 12-31- 2011	Oakland
1-2584	Leo's Professional Audio	\$541.00	GO Bond-Measure B	P.O.	Jefferson New Building	9-12-2011 thru 9-12-	Oakland



OAKLAND UNIFIED SCHOOL DISTRICT

						2012	
1-2584	Logic Domain	\$45,000.00	GO Bond-Measure B	P.O.	Facilities	8-2011 thru 1-2012	Irvine
1-2588	National Construction Rentals	\$42.00	GO Bond-Measure B	P.O. Increase	Downtown Educational Complex	9-1-2011 thru 10-31-2011	San Leandro
1-2589	North American Fence & Supply, Inc.	\$670.00	GO Bond-Measure B	P.O.	Havenscourt	7-21-2011 thru 8-31-2011	Oakland
1-2590	North American Fence & Supply (Railing) Inc.	\$10,000.00	Developer Fees	P.O.	Downtown Educational Complex	9-15-2011 thru 12-31-2011	Oakland
1-2591	North American Fence & Railing, Inc.	\$3,525.00	County School Facilities	P.O. Increase	Downtown Educational Complex	9-15-2011	Oakland
1-2592	Sherwin-Williams	\$272.71	GO Bond-Measure B	P.O.	Montera MS Mod	9-2-2011 thru 10-31-2011	Oakland
1-2593	Sherwin Williams	\$7,327.19	GO Bond-Measure B	P.O. Increase	Montera MS Mod	8-2-2011 thru 12-31-2011	Oakland
1-2594	Siemens	\$1,275.00	Grant Funding	P.O.	McClymonds Youth & Family Center	9-12-2011 thru 9-12-2012	Hayward
1-2595	Yovino-Young Inc.	\$9,500.00	GO Bond-Measure B	P.O.	Facilities	9-2-2011 thru 10-2-2011	Berkeley
102596	Yovino & Young, Inc.	\$7,500.00	Country School Facilities Fund	P.O.	Downtown La Escuelita	7-13-2011 thru 8-26-2011	Berkeley

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 to OUSD school sites.



OAKLAND UNIFIED
SCHOOL DISTRICT

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

DATE SUBMITTED: 8/23/2011
SUBMITTED BY: John Esposito

V051982

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 (Amendment #1)	<input checked="" type="checkbox"/>	8.) Purchase Order	<input type="checkbox"/>

Vendor Number: _____
Fiscal Year: 2011-2012
P.O. Under \$50K: _____
Date Processed: 9-2-2011
To: MB 2-11 To DR: _____

Timothy E. White
Asst. Superintendent

Date _____

Tadashi Nakadegawa
Facilities Director

Date 8/24/11

SECTION II. LOCAL BUSINESS PARTICIPATION PERCENTAGE:

Local Business	Small Local Business	Small Local Resident Business	Total Percentage
0.00%	0.00%	0.00%	0.00%

SECTION III. AGREEMENT INFORMATION:

2119901 812-6200

Project Name:	Montera Modernization	Project No:	03034
Vendor Name:	Sherwin-Williams	Vendor Contact:	
Vendor Phone Number:	(510) 569-3347	Vendor Mailing Address:	559 66th Avenue Oakland, CA 94621
Agreement Start and Stop Dates:	Start: <u>11-25-92</u> Introduction Date: <u>10-4-2011</u> Enactment No.: <u>11-22-14</u> Enactment Date: <u>10-12-11</u>	Amounts:	Current Contract Amount: \$7,327.19 Not to Exceed Amount: \$272.71 Revised Contract Amount: \$7,599.90
Has Work Started?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If yes give an explanation: _____	Has Work Been Completed?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Certificate of Insurance Attached	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Date provided:	_____

Certified:
Edgar Rakestraw, Jr. 10/13/11
Edgar Rakestraw, Jr., Secretary
Board of Education

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) | 6) Performance Bonds Attached |
| 2) Date(s) of Bid Advertisement - | 7) Payment Bonds Attached |
| 3) Date of Bid Opening - | (Sections 6 and 7 to be completed by Contract Administration department) |
| 4) Name of Architect - HY Architects | |
| 5) Liquidated damages per day - \$ | |

Scope of Work: (Needed to prepare Executive Summary)
Provide paint and painting supplies.

Please attach separately along with Vendor's proposal.

RECEIVED
9-2-2011

Discussion Info: (Needed to prepare Executive Summary) and what is the benefit to students) - Add additional pages as needed
School Principal requested the existing portable classrooms on campus be painted to match the remainder of the school. Repainting the existing portable classrooms was not included in the scope of the modernization project. The initial quote did not include the necessary 45 gallons of Duracoat primer.

Funding Source: _____

Budget Number: _____

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>	

THE SHERWIN-WILLIAMS CO.
559 66TH AVE
OAKLAND CA 94621 3709



SHERWIN-WILLIAMS.

Facilities Fund

ACCOUNT: 2121-2110-7

Visit www.sherwin-williams.com
Store 8143
(510) 569-3347

CHARGE INVOICE
No. 6309-7

JOB 01 OAKLAND UNIFIED SCHOOL DISTRICT

PAGE 1 OF 1
PO# BGF90082
ORDER: OE0042411A8143
DATE: 08/10/2011
TIME: 2:34 PM
2-4993
E09/17/19

SHIPPED TO:

OAKLAND UNIFIED SCHOOL DISTRICT
MONTERA SCHOOL
OAKLAND CA 94601

OAKLAND UNIFIED SCHOOL DISTRICT
BLDG AND GROUNDS
955 HIGH ST
OAKLAND CA 94601 4404

8/16/11
to: John Esposito
from: Stanley / David Hunter

(510) 541-4273

* INDICATES SALE PRICE
CREDIT INVOICE 36088 08/04/11

TERMS: NET PAYMENT DUE ON SEP. 20TH

SALES NUMBER	SIZE	PRODUCT	DESCRIPTION	QTY	PRICE	VALUE
6015-39059	5 GAL	B42WJ2003	DURA-KOTE PRIMER-W	10	24.00	240.00
594-4731	EACH		BRICK WSHDWHKNIT MED	1	10.77 *	10.77
			MFG NBR:6416-BR05-SW			
			PO BGF90082			
			CREDIT INVOICE 36088 08/04/11			

Thank You
receipt required for refund

SUBTOTAL 250.77
8.750% SALES TAX: 21.94
CHARGE \$272.71

MERCHANDISE RECEIVED IN GOOD ORDER BY:

ORDERED BY: DAVID HUNTER

B & G Dept.

Site: Montera
Payment Approval: [Signature] Date: 8/16/11
Approval: _____ Date: _____

RECEIVED
OAKLAND UNIFIED
SCH. DIST.
2011 AUG 15 P 12:17
OFFICE OF
BUILDINGS & GROUNDS

John

347

The Fidelity and Deposit Company of MD
600 Red Brook Blvd
Suite 600
Owings Mills MD 21117

Phone: 800-428-1504
Toll-Free Fax: 866-772-8391
Email: contractstatus@zurichna.com



CONTRACT STATUS INQUIRY

Date: 08-11-2011

OAKLAND UNIFIED SCHOOL DISTRICT
955 HIGH STREET
OAKLAND CA 94601

Contractor: **ALTEN CONSTRUCTION, INC.**

Contract #: **N/A**

Contract Description: **MONTERA MIDDLE SCHOOL MODERNIZATION; PROJECT NO. 03039**

Contract Price: **\$6,578,140** Bond #: **PRF8999769** Bond Effective Date: **05-10-2010**

We serve as the surety for this contractor on the bond(s) described above. **Without prejudicing your rights or affecting our liability under our bond(s)**, we would appreciate the following information.

Please indicate if the above contract is **complete** or **incomplete** and provide any related details:

CONTRACT IS COMPLETE

1. Final Completion Date _____

2. Final Contract Price _____

CONTRACT IS INCOMPLETE

1. Estimated completion date _____

2. Approximate % completed _____

3. Estimated Final Contract Price _____

Have you been notified of any unpaid bills for labor or materials, claims, stop notices, or liens? Yes No

How would you evaluate the contractor's performance on this project? Excellent Good Fair Poor

Additional remarks: _____

Is there a better way for us to obtain this data? (Website, Fax #, Contact name and address, etc.)

Name _____ Title _____ Date _____

Phone # _____ Fax # _____ E-mail _____

Region Code **CNNW** Source System **ZSE**

It is understood that the information contained herein is furnished as a matter of courtesy for the confidential use of the surety and is merely an expression of opinion. It is also agreed that in furnishing this information, no guaranty or warranty of accuracy or correctness is made and no responsibility is assumed as a result of reliance by the surety, whether such information is furnished by the owner or by an architect or engineer as the agent of the owner.

We greatly appreciate your cooperation.

A member of the **ZURICH** Financial Services Group

Toll-Free Fax at: **866-772-8391** OR SEE REVERSE FOR MAILING INSTRUCTIONS



*32800173 173

2011 AUG 15 P 12:07
FACILITIES PLANNING
AND MANAGEMENT

The Fidelity and Deposit Company of MD
600 Red Brook Blvd
Suite 600
Dwings Mills MD 21117

Phone: 800-428-1504
Toll-Free Fax: 866-772-8391
Email: contractstatus@zurichna.com



349

CONTRACT STATUS INQUIRY

Date: 08-11-2011

OAKLAND UNIFIED SCHOOL DISTRICT
955 HIGH STREET
OAKLAND CA 94601

Contractor: **ALTEN CONSTRUCTION, INC.**

Contract #: **N/A**

Contract Description: **MONTERA MIDDLE SCHOOL-FIRE ALARM REPLACEMENT; PROJECT NO. 07020**

Contract Price: **\$714,300** Bond #: **PRF8999770** Bond Effective Date: **05-10-2010**

We serve as the surety for this contractor on the bond(s) described above. **Without prejudicing your rights or affecting our liability under our bond(s)**, we would appreciate the following information.

Please indicate if the above contract is **complete** or **incomplete** and provide any related details:

CONTRACT IS COMPLETE

1. Final Completion Date _____

2. Final Contract Price _____

CONTRACT IS INCOMPLETE

1. Estimated completion date _____

2. Approximate % completed _____

3. Estimated Final Contract Price _____

Have you been notified of any unpaid bills for labor or materials, claims, stop notices, or liens? Yes No

How would you evaluate the contractor's performance on this project? Excellent Good Fair Poor

Additional remarks: _____

Is there a better way for us to obtain this data? (Website, Fax #, Contact name and address, etc) _____

Name _____ Title _____ Date _____

Phone # _____ Fax # _____ E-mail _____

Region Code **CNNW** Source System **ZSE**

It is understood that the information contained herein is furnished as a matter of courtesy for the confidential use of the surety and is merely an expression of opinion. It is also agreed that in furnishing this information, no guaranty or warranty of accuracy or correctness is made and no responsibility is assumed as a result of reliance by the surety, whether such information is furnished by the owner or by an architect or engineer as the agent of the owner.

We greatly appreciate your cooperation.

A member of the **ZURICH** Financial Services Group

Toll-Free Fax at: **866-772-8391**

OR SEE REVERSE FOR MAILING INSTRUCTIONS

CEPPA180 (10/03)



*32800174 174

John Esposito

From: David Hunter
Sent: Monday, July 18, 2011 9:00 AM
To: John Esposito
Subject: RE: Montera - Painting

Ok, no worries I'll get a quote back A.S.A.P.

From: John Esposito
Sent: Monday, July 18, 2011 8:57 AM
To: David Hunter
Subject: FW: Montera - Painting

Hi David,
Here is the last of the material needed per the email below

John Esposito
Senior Project Manager
Oakland Unified School District
955 High Street
Oakland, CA 94601
(510) 535-7049 (work)
(510) 388-4896 (cell)
(510) 535-7042 (fax)
john.esposito@consultant.ousd.k12.ca.us

From: Vanessa Brisco [mailto:vcrbri@yahoo.com]
Sent: Thursday, July 14, 2011 11:06 AM
To: John Esposito; Tony Hairston; Leon Walters
Subject: Montera

John,

Forgot to include primer:

Duracoat primer - 45 gallons

8/23/2011

John Esposito

From: John Esposito
Sent: Thursday, July 14, 2011 11:18 AM
To: David Hunter
Subject: FW: FW: Montera Exterior Colors;

Hi David,
 Thanks for Walters & Atlantis Painting contact Leon and I met at Montera and the District will be using them to paint the portables. However, because of Leon's quote it was over and above the District's dollar amount for a formal contract so we needed to reduce his price and I (the District) now has to buy the paint. So my question is who do you buy your paint from and that is who I have to order it from based on Tony's email below.
 Thanks,

John Esposito
 Senior Project Manager
 Oakland Unified School District
 955 High Street
 Oakland, CA 94601
 (510) 535-7049 (work)
 (510) 388-4896 (cell)
 (510) 535-7042 (fax)
 john.esposito@consultant.ousd.k12.ca.us

From: Vanessa Brisco [mailto:vcrbri@yahoo.com]
Sent: Thursday, July 14, 2011 10:53 AM
To: John Esposito
Cc: Tony Hairston; Leon Walters
Subject: Re: FW: Montera Exterior Colors;

John:

Please order the following material from Sherwin Williams-Oakland facility:

Exterior body - A-100 Satin Panda White - 160 gallons
 Exterior windows & doors - A-100 Gloss Blue Denim - 10 gallons
 Exterior - A-100 Gloss Cloak Gray - 5 gallons
 Exterior porch & patio for decks - color unspecified - 10 gallons
 Exterior window screens and rails - DTM - 5 gallons
 Roller covers - 3/4" nap - 8 each
 Roller frames - 4 each
 Painter plastic - 2 boxes
 Tape - 1-1/2" white and 1" blue tape - 1 case each
 Spray tips - 517 -2 each; 412 - 2 each
 Paper - 12" - 2 cases

Remainder of material to be determined.

Any questions contact Tony at 650.906.8801.

--- On **Wed, 7/13/11**, **John Esposito** <John.Esposito@consultant.ousd.k12.ca.us> wrote:

8/23/2011

From: John Esposito <John.Esposito@consultant.ousd.k12.ca.us>
Subject: FW: Montera Exterior Colors;
To: vcrbri@yahoo.com
Date: Wednesday, July 13, 2011, 2:36 PM

Hi Vanessa,

And now you and Tony have it. Please have Tony let me know quantities of each color and who to order from.

Thanks,

John Esposito
Senior Project Manager
Oakland Unified School District
955 High Street
Oakland , CA 94601
(510) 535-7049 (work)
(510) 388-4896 (cell)
(510) 535-7042 (fax)
john.esposito@consultant.ousd.k12.ca.us

From: John Esposito
Sent: Wednesday, July 13, 2011 2:32 PM
To: 'leonwalters@sbcglobal.net'
Subject: FW: Montera Exterior Colors;

Hi Tony,

I hope you have access to Leon 's email for here are the colors for the portables.

Thanks,

John Esposito
Senior Project Manager
Oakland Unified School District
955 High Street
Oakland , CA 94601
(510) 535-7049 (work)
(510) 388-4896 (cell)
(510) 535-7042 (fax)
john.esposito@consultant.ousd.k12.ca.us

From: Darrell Jackson [mailto:djackson@hy-arch.com]

8/23/2011

Sent: Thursday, June 30, 2011 11:42 AM
To: John Esposito
Subject: Montera Exterior Colors;

Attached are the Sherwin Williams Colors:

White: Panda White SW 6147

Blue: Denim SW 6523

Gray: Cloak Gray SW 6278

Darrell Jackson



300 - 27th St.
Oakland, CA 94612
office 510.446.2222 ext 224
fax 510.446.2211
www.hy-arch.com