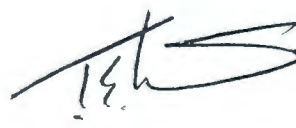


Board Office Use: Legislative File Info.	
File ID Number	12-0902
Committee	Facilities
Introduction Date	4-25-2012
Enactment Number	12-1205
Enactment Date	4-25-12 <i>YS</i>



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 April 25, 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.

	NAME	AMOUNT	FUND NAME	P.O.	LOCATION	DATES	CITY
12-0897	Alameda Electrical Distributors	\$5,272.30	Fund 35	P.O.	Downtown Educational Complex	3-16-2012 thru 5-1-2012	Alameda
11-2575	C&C Development & Associates	\$8,679.58	Fund 35	P.O.	Downtown Educational Complex Relocation	8-15-2011 thru 12-31-2011	Oakland
12-0898	California Business Systems	\$206.73	Measure A	P.O.	Facilities Department	3-16-2012 thru 3-19-2012	Oakland
12-0909	Comack Plumbing Co.	\$586.26	Measure B	PO Increase	Madison Health Center	3-6-2012 thru 12-31-2012	Oakland
12-0899	Creation Engine, Inc.	\$760.25	Measure A	P.O.	Facilities Department	3-21-2012 thru 3-29-2012	Mt. View
12-0900	Economy Lumber	\$4,261.66	Fund 35	P.O.	Downtown Educational Complex Relocation	3-16-2012 thru 5-31-2012	Oakland
12-0901	Geary Pacific Supply	\$1,644.85	Fund 35	P.O.	Downtown Educational Complex Relocation	3-2-2012 thru 5-31-2012	Hayward
12-0902	Kelly Moore	\$1,158.02	Fund 35	P.O.	Downtown Educational Complex	3-16-2012 thru 5-31-2012	Oakland
12-0906	Masterpiece Painting	\$25,000.00	Measure B	P.O.	Highland New Classroom Building	4-1-2012 thru 12-31-2012	Oakland
12-0907	Syserco, Inc.	\$12,358.00	Fund 35	P.O.	Redwood Heights ES	3-13-2012 thru 6-13-2012	Fremont

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

1002897

DATE SUBMITTED: 3/20/2012
SUBMITTED BY: Saya Nhim

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 type="checkbox"/>

LEGISLATIVE FILE
File ID No. 12-0902
Introduction Date 4-25-2012
Enactment No. 12-1205
Enactment Date 4-25-12

[Signature] Date _____ Timothy E. White Asst. Superintendent
[Signature] Date _____ Tadashi Nakadegawa Facilities Director

SECTION II. LOCAL BUSINESS PARTICIPATION PERCENTAGE

Local Business	Small Local Business	Small Local Resident Business	Total Percentage
100.00%	0.00%	0.00%	100.00%

SECTION III. AGREEMENT INFORMATION:

Project Name:	Downtown Educational Complex Relocation	Project No:	07034 <u>1219003821-</u>
Vendor Name:	Kelly Moore	Vendor Contact:	Troy Webb <u>62600</u>
Vendor Phone Number:	(510) 533-7700	Vendor Mailing Address:	4917 International Blvd. Oakland, CA 94601
Agreement Start and Stop Dates:	Start: 3/26/2012 Stop: 5/31/2012	Amounts:	Current Contract Amount: \$0.00 Not to Exceed Amount: \$1,158.02 Revised Contract Amount: \$1,158.02
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: _____ Vendor Number: _____ Fiscal Year: <u>2011-2012</u> P.O. Under \$50K: _____ Date Processed: <u>4-2-2012</u> To: MB <u>12</u> T. DL
Certificate of Insurance Attached <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Date provided: _____	

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 - | |
| 5) Liquidated damages per day - \$ | |

[Signature]
Jody London
President, Board of Education
4/24/12

Scope of Work: (Needed to prepare Executive Summary)
To provide paint supply for the Auto Shop.

Please attach separately along with Vendor's proposal.

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

[Signature]
Edgar Rakesraw, Jr., Sec
4/24/12

Funding Source: Fund 35 Budget Number: 1219003821



Oakland-International
 4917 International Blvd.
 OAKLAND, CA 94601
 Phone (510) 533-7700
 Fax (510) 534-8021

Kelly-Moore Paint Company, Inc.



Manufacturers of Premium Quality Paints

New auto shop

The Painter's Paint Store

S O L D T O	OAKLAND UNIFIED SCHOOL 603-OA8157 BUILDINGS & GROUNDS DEPT. 955 HIGH STREET OAKLAND, CA 94601 USA Phone (510) 879-8381	S H I P T O	OAKLAND UNIFIED SCHOOL BUILDINGS & GROUNDS DEPT. 955 HIGH STREET OAKLAND, CA 94601 USA	ORDER # 603-16999240 INVOICE(S) 603-00000271793 TYPE ORDER STATUS CLOSED ORDER DATE 01/31/2012 TENDER DATE 02/08/2012 PRINTED 3/1/12 10:24 AM ORDER CLERK TWEBB Troy W TENDER CLERK GZEPEDA SALES REP Matt Crawford PO#/JOB NAME BGF91028 AUTH PURCHSR DAVID HUNTER
	Home Store: 603 <i>3/7/12</i> <i>To: Saya</i>	ORDER TAKER Troy Webb REQ DATE 1/31/12 8:00 AM <i>JRM: Stanley</i>		

STATUS	SITE	QTY	ITEM #	ITEM DESCRIPTION	U/M	NET PRICE	EXT PRICE	TAX
DLV	603	15	39827	RUS EPOXYSHILD GLS GRY KIT 1G	1G	70.99	1,064.85	T

RECEIVED
 OAKLAND UNIFIED
 SCH. DIST.
 2012 MAR -6 A 11:01
 OFFICE OF GROUNDS
 BUILDINGS & GROUNDS

B & G Dept.

Site: B&G 988 AUTO SHOP

Payment Approval: [Signature] Date: 3-7-12

Approval: _____ Date: _____

Custom mixed or tinted colors are NOT returnable for refund or exchange. The customer is responsible to confirm the correct color and sheen prior to application. Kelly-Moore will not be liable for the cost of labor to repaint any surface.

N O T E S	
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S I G N A T U R E		<table border="1"> <tr> <th colspan="2">PAYMENT TENDERED</th> </tr> <tr> <th>AMOUNT</th> <th>TYPE</th> </tr> <tr> <td>1,158.02</td> <td>CUST CHG</td> </tr> </table>	PAYMENT TENDERED		AMOUNT	TYPE	1,158.02	CUST CHG	<table border="1"> <tr> <td>TAXABLE</td> <td>\$ 1,064.85</td> </tr> <tr> <td>NON-TAXABLE</td> <td>\$ 0.00</td> </tr> <tr> <td>SUBTOTAL</td> <td>\$ 1,064.85</td> </tr> <tr> <td>TAX AMOUNT</td> <td>\$ 93.17</td> </tr> <tr> <td>TAX RATE</td> <td>8.75%</td> </tr> <tr> <td>ORDER TOTAL</td> <td>\$ 1,158.02</td> </tr> </table>	TAXABLE	\$ 1,064.85	NON-TAXABLE	\$ 0.00	SUBTOTAL	\$ 1,064.85	TAX AMOUNT	\$ 93.17	TAX RATE	8.75%	ORDER TOTAL	\$ 1,158.02
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TAX RATE	8.75%																				
ORDER TOTAL	\$ 1,158.02																				

All claims must be made within 10 days. No materials returned without authorization.

CASH REFUND All claims and returned goods MUST be accompanied by original sales slip. ALL CASH REFUNDS must have signature and address of person receiving money.

"Thank you for this order" - Wm. Moore

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.)	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."	
2.)	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.	
3.)	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.)	
4.)	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	
5.)	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	
6.)	Sole Source / (3) In order to obtain a necessary item that is only available from one source. PUBLIC CONTRACT CODE SECTION 3400-3410	
7.)	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.	