

# LEGISLATIVE FILE


File ID No. 12-0219  
Introduction Date 1-25-2012  
Enactment No. 12-0187  
Enactment Date 1-25-12  
By Bj

OAKLAND UNIFIED SCHOOL DISTRICT  
Office of the Board of Education  
January 25, 2012

To: Board of Education

From: Tony Smith, Ed.D., Superintendent  
Timothy E. White, Assistant Superintendent of Planning & Management,  
Building & Grounds and Custodial Services

Subject: Change Order No. 2 with B-Side, Inc for Roosevelt Fire Alarm Replacement in an amount of (-\$2,000.00) decreasing the current contract from \$497,223.00 to \$495,223.00.



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## ACTION REQUESTED

Authorize the President and Secretary of the Board to enter into and execute Change Order No. 2 on behalf of the District with B-Side, Inc for additional work due to District requested improvements and DSA or Agency requested changes to Roosevelt Fire Alarm Replacement in the amount not to exceed \$(2,000.00), decreasing the current contract amount from \$497,223.00 to \$495,223.00.

## BACKGROUND

The scope of work for the original contract was to provide modernization construction services for the **Roosevelt Fire Alarm Replacement**. Funding for the project is General Obligation Bond-Measure B.

All costs associated with this change order have been thoroughly monitored and documented by the Architect, Inspector of Record, and Project Manager.

All changes pertaining to this change order, amount to -0.38%% of original contract sum, have been categorized as to source. Percentage figures relate amount of change (by source), to the original contract sum of \$532,300.00.

Changes due to Unforeseen Condition	Amount \$	Percent %
<i>(Preliminary Change Order Nos. )</i>		
Changes Due to Owner Requested Change		
<i>(Preliminary Change Order Nos. )</i>	-\$2,000.00	-0.38%
DSA and Agency Requested Change		
<i>(Preliminary Change Order Nos.3)</i>		
Design Error or Omission		
<i>(Preliminary Change Order Nos. 4,5 )</i>		
<b>TOTAL</b>	-\$2,000.00	-0.38%

**DISCUSSION**

The work added by this change order includes:

Item No.	Description	Reason	Requested by
PCO 4	Credit for Attorney Fees for Release of OUSD from Litigation	Owner Requested Change  Reason: There was a stop notice filed by the IBEW for this project. \$2,000.00 represents the costs incurred by the District for release and final discharge from litigation filed by the IBEW.	District

Under a separate series of actions not related to this change order approval, the District will review and adjust the consultant fees to acknowledge costs resulting from their errors and omissions.

Original Contract Sum:	\$532,300.00
Sum of previously approved Change Orders:	<u>-\$35,077.00</u>
Contract sum prior to this Change Order:	\$497,223.00
Cost of current Change Order No. 01	<u>\$- 2,000.00</u>
New Contract Sum:	\$495,223.00
Current Change Order(s) as % of contract	-0.38%
Contract completion date as of this Change Order No. 02	No Change

**RECOMMENDATION**

Authorize the President and Secretary of the Board to enter into and execute Change Order No. 2 on behalf of the District with B-Side, Inc for additional work due to District requested improvements and DSA or Agency requested changes to Roosevelt Fire Alarm Replacement in the amount not to exceed \$(2,000.00), decreasing the current contract amount from \$497,223.00 to \$495,223.00.

All remaining portions of the agreement shall remain in full force and effect as originally stated.

**FUNDING SOURCE**

The funding source for this change order is the General Obligation Bond-Measure B. The scope of work is included in the Board of Education approved total budget for the Roosevelt Fire Alarm Replacement. The total budget for this project is \$495,223.00.

**ATTACHMENT**

Change Order No. 2 which includes: Roosevelt Fire Alarm Replacement PCO (Preliminary Change Order) Number: 4

Key Codes: 2129901893-6271

# OAKLAND UNIFIED SCHOOL DISTRICT

Division of Facilities Planning and Management - Phone 510-879-8385 - FAX 510-879-1860

**CHANGE ORDER NO. 02**

V059856

**PROJECT:** Roosevelt  
Fire Alarm Replacement

**OWNER:** Oakland Unified School District

**CONTRACTOR:** B-Side, Inc.  
8105 Edgewater Dr., Suite 205  
Oakland, CA 94621

**DATE:** 10/13/2011

**DSA FILE NO.:** 1-29

**DSA APP NO.:** 01-110626

**OUSD PROJECT#:** 07099

**PROJECT MGR.:** April Chu




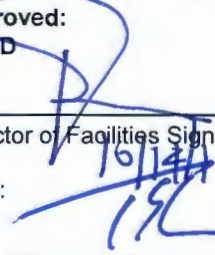
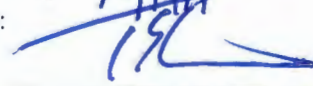

The Contractor is authorized to make the changes listed in the **Summary** and described in **Change Order Attachment** when this Change Order has been approved.

Original Contract Sum  
Net Change by previously authorized Change Orders  
The Contract sum prior to this change order  
The Contract sum will be increased/descreased  
The New Contract Sum including the Change Order will be  
Change Order percentage of base contract  
The Contract is changed by **(0) Zero Calendar Days**  
Contract completion date as of this Change Order therefore is:

**LEGISLATIVE FILE**

File ID Number	12-0219	\$495,223.00
Introduction Date	1-25-12	-0.38%
Enactment Number	12-0187	0 days
Enactment Date	1-25-12	

Summary reference attached items : 4

<p><b>Approved:</b> Architect of Record</p> <div style="text-align: center;">  </div> <p>Signature: _____</p> <p>Date: 10/26/11</p>	<p><b>Approved:</b> General Contractor</p> <p style="text-align: center;">               _____              Signature              Date: 10/13/2011                Jody London              President, Board of Education         </p>	<p><b>Approved:</b> OUSD</p> <p style="text-align: center;">               _____              Director of Facilities Signature              Date: 10/14/11                Asst. Superintendent Signature              Date: _____         </p>
<p><b>Approved:</b> Electrical or Structural Engineer</p> <p>Signature: _____</p> <p>Date: _____</p>	<p><b>Approved:</b> Mechanical Engineer</p> <p style="text-align: center;">               Edgar Rakestraw, Jr., Secretary              Board of Education              10966 Edgewater Dr., Suite 205              Oakland, CA 94601              510-879-1860              11-3-2011              PLANNING DEPARTMENT         </p>	<p><b>Approved:</b> Division of the State Architect</p> <p style="text-align: center; color: red; font-size: 2em; font-weight: bold;">RECEIVED</p> <p style="text-align: center; color: red;">11-3-2011</p>

212 9901893-6271

# OAKLAND UNIFIED SCHOOL DISTRICT

Division of Facilities Planning and Management - Phone 510-879-8385 - FAX 510-879-1860

Change Order 1-2 (Revised 1/19/2006)

## SUMMARY OF CHANGE ORDER NO. 02

<b>PROJECT:</b>	Roosevelt Fire Alarm Replacement	<b>DATE:</b>	10/13/2011
<b>OWNER:</b>	Oakland Unified School District	<b>DSA FILE NO.:</b>	1-29
<b>CONTRACTOR:</b>	B-Side, Inc. 8105 Edgewater Dr., Suite 205 Oakland, CA 94621	<b>DSA APP NO.:</b>	01-110626
		<b>OUSD PROJECT#:</b>	07099
		<b>PROJECT MGR.:</b>	April Chu

1	PCO # 4	<b>DEDUCT</b>	(\$2,000.00)
		<b>ADD/DEDUCT</b>	

Description: Credit for Attorney Fees for Release of OUSD from Litigation  
Reason: There was a stop notice filed by the IBEW for this project. \$2000 represents the costs incurred by the District for release and final discharge from litigation filed by the IBEW.  
Requested By: 2 Owner Requested Change  
DSA Prelim approval date:

<b>CO #2 (1 PCO's)</b>	
<b>Total:</b>	(\$2,000.00)

Change Order 2-2 (Revised 1/19/2006)

# OAKLAND UNIFIED SCHOOL DISTRICT

Division of Facilities Planning and Management - Phone 510-879-8385 - FAX 510-879-1860

## PRELIMINARY CHANGE ORDER NO. 4

PROJECT: **Roosevelt  
Fire Alarm Replacement**

DATE: **10/13/2011**

CONTRACTOR: **B-Side, Inc.**

DSA FILE: **1-29**

PROJECT MGR: **April Chu**

DSA APP: **01-110626**

OUSD PROJ: **07099**

You are hereby directed to make the indicated change(s) in the Contract. When signed by the Owner and received by the Contractor, this document becomes effective immediately and the Contractor shall proceed as with the changes described below. An official change order shall be issued to follow up on this preliminary change proposal as soon as possible.

### CONTRACTOR TO COMPLETE THIS SECTION ONLY

#### DESCRIPTION:

Statutory attorneys' fees related to release and final discharge of District from litigation filed by IBEW.

CODE: 2 Owner Requested Change

#### REASON:

There was a stop notice filed by the IBEW for this project. \$2000 represents the costs incurred by the District for release and final discharge from litigation filed by the IBEW.

ATTACHMENTS: Journal Entry dated 8/30/11 and Legal Department Invoice

### The proposed basis of adjustment to the Contract Price and Contract Time are as follows:

Amount of Change:  ADD  DEDUCT  Lump Sum  Time / Materials Not To Exceed

Final Price: (\$2,000.00)  
Date: 10/13/11 *AC*

Contractor to proceed with work described herein, cost not to exceed (\$2,000); final cost to be determined after review and negotiation.

Time Extension: 0 calendar days

INITIATED BY:

REVIEWED BY:

ACKNOWLEDGED BY:

*[Signature]* 10/26/11  
Architect of Record Date

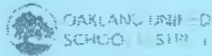
*[Signature]* 10/13/11  
Project Manager Date

*[Signature]* 10/13/2011  
Contractor Date

OAKLAND UNIFIED SCHOOL DISTRICT APPROVAL

*[Signature]* 10/14/11  
Director of Facilities Date

*[Signature]*  
Assistant Superintendent Date



# PROFESSIONAL SERVICES CONTRACT ROUTING FORM

Project Information			
<b>Project Name</b>	Roosevelt Fire Alarm Replacement	<b>Site</b>	Roosevelt Middle School
Basic Directions			
Services cannot be provided until the contract is fully approved and a Purchase Order has been issued.			
<b>Attachment Checklist</b>	<input type="checkbox"/> Proof of general liability insurance, including certificates and endorsements, if contract is over \$15,000 <input type="checkbox"/> Workers compensation insurance certification, unless vendor is a sole provider		

Contractor Information							
Contractor Name	B-Side, Inc.	Agency's Contact	Anton Kalafati				
OUSD Vendor ID #	V059856	Title	Project Manager				
Street Address	8105 Edgewater Drive, Suite 205	City	Oakland	State	CA	Zip	94621
Telephone	510-969-7527	Policy Expires					
Contractor History	Previously been an OUSD contractor? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		Worked as an OUSD employee? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				
OUSD Project #	07099						

Term			
Date Work Will Begin	10-14-2010	Date Work Will End By <small>(not more than 5 years from start date)</small>	3-13-2011

Compensation			
Total Contract Amount	\$	Total Contract Not To Exceed	\$ 495,223.00
Pay Rate Per Hour (If Hourly)	\$	If Amendment, Changed Amount	\$ - 2,000.00
Other Expenses		Requisition Number	

Budget Information				
<i>If you are planning to multi-fund a contract using LEP funds, please contact the State and Federal Office before completing requisition.</i>				
Fund #	Resource Name	Org Key	Object Code	Amount
2122	GO Bond-Measure B	2129901893	6271	\$ -2,000.00
				\$

Approval and Routing (in order of approval steps)						
Services cannot be provided before the contract is fully approved and a Purchase Order is issued. Signing this document affirms that to your knowledge services were not provided before a PO was issued.						
1.	Division Head	Charles Love	Phone	510-535-7081	Fax	510-879-3673
	Capital Program Contract & Accounting Manager					
	Signature		Date Approved	1-4-2012		
2.	General Counsel, Department of Facilities Planning and Management					
	Signature		Date Approved			
3.	Assistant Superintendent, Facilities Planning and Management					
	Signature		Date Approved			
4.	President, Board of Education					
	Signature		Date Approved			