

Board of Trustees Agenda Item

Board Meeting Date: March 1, 2010

Title of Item: Award a Contract Pursuant to Bid Document 1178-205 Seminar Building & Multicultural Center – De Anza College

Background and Analysis:

The Project will upgrade and modernize office space and classrooms in the Seminar Building and Multicultural Center at De Anza College. It is designed to obtain the minimum LEED certification level of “Certified.” The Seminar Building modernization includes upgrades of the interior with a new bathroom; hazardous material abatement; and electrical, mechanical, plumbing and telecommunications improvements. Upgrades to the building exterior include paint, window, and door replacement; ADA and Title 24 improvements; as well as tile roof repairs. The Multicultural Center modernization includes upgrades to the interior including a new bathroom; hazardous material abatement; and electrical, mechanical, plumbing and telecommunications improvements. Upgrades to the building exterior include a new building entry; site landscaping and lighting; paint, window, and door replacement; ADA and Title 24 improvements; as well as tile roof repairs. The alternate work includes additional work to clean the existing hot water reheat coils and seal the supply and exhaust air ducts (Alternate #3 that combines Alternate #1 and Alternate #2), as well as work to upgrade the pedestrian pathways at the Multicultural Center to be concrete (Alternate #4). Noll & Tam Architects and Planners prepared the construction documents. A complete set of all bid documents are on file in the Purchasing Services Department.

At its January 20, 2009 meeting, the Board of Trustees approved a list of ten (10) General Contractors as pre-qualified to bid on the project. Bid 1178-205 was legally advertised on December 8 and December 15, 2009. The “Invitation to Bid” was also sent to nine (9) builder’s exchanges, and advertised in the Daily Pacific Builder, as well as posted on “BidNet” at www.govbids.com. Bids were publicly opened and read on February 2, 2010 at 2 p.m. in Purchasing Services. Seven (7) of the ten (10) pre-qualified contractors submitted bids. Bid results are below:

General Contractors	Base Bid Price plus Alternates 3 and 4
<i>John Plane Construction Inc.</i>	\$2,706,200
Roek Construction	\$2,761,975
Swenson & Associates	\$2,863,500
James R. Griffin, Inc.	\$2,956,400
Zolman Construction and Development, Inc.	\$3,210,035
Kinetics Mechanical Service	\$3,388,189
R. C. Benson & Sons, Inc.	\$3,465,600

John Plane Construction Inc. is a pre-qualified contractor and the District checked its listed project references during the pre-qualification process. John Plane Construction Inc. has completed several projects for the District and is currently performing work on the Baldwin Winery and East Cottages renovation project. Furthermore, John Plane Construction Inc. and its listed subcontractors have each signed the “Agreement To Be Bound” of the Project Stabilization/Construction Careers Agreement between the District and the Santa Clara & San Benito Counties Building and Construction Trades Council.

The bid price submitted by John Plane Construction Inc. is well within the estimated construction budget of \$4,200,000 for this project and shall be funded through Measure C.

Recommendation:

Authorize the Director of Purchasing Services, Carmen Redmond, to award a contract pursuant to 1178-205 Seminar Building & Multicultural Center in the amount of \$2,706 200 for the Base Bid amount plus Alternate #3 and Alternate #4 to John Plane Construction Inc.

Submitted by:	Carmen Redmond, Director of Purchasing Services
Additional contact names:	Charles Allen, Tom Armstrong, Gina Bailey
Is backup provided?	Yes

DOCUMENT 00 41 13

BID PROPOSAL (REVISED 12/22/09)

TO: **FOOTHILL-DE ANZA COMMUNITY COLLEGE DISTRICT**, a California Community College District, acting by and through its Board of Trustees ("the District").

FROM: **John Plane Construction, Inc.**

(Name of Bidder)
100 North Hill Dr. #12
 (Address)
Brisbane, CA 94005
 (City, State, Zip Code)
94-3177025
 (Federal Tax I. D.)
415-468-0555 415-468-0540
 (Telephone/Facsimile)
JP@JOHNPLANE.COM
 (E-Mail Address of Bidder's Representative(s))
JOHN PLANE / PAUL J. GROCH
 (Name(s) of Bidder's Authorized Representative(s))

1. Bid Proposal

- 1.1 **Base Bid Proposal Amount.** The undersigned Bidder proposes and agrees to perform the Contract including, without limitation, providing and furnishing any and all of the labor, materials, tools, equipment and services necessary to perform the Contract and complete **Seminar Building and Multicultural Center** for the sum of TWO MILLION ~~SIX HUNDRED THIRTY NINE THOUSAND~~ Dollars (\$ 2,619,000). The Bidder confirms that it has checked all of the above figures and understands that neither the District nor any of its agents, employees or representatives shall be responsible for any errors or omissions on the part of the undersigned Bidder in preparing and submitting this Bid Proposal. NINETEEN 2,619,000

- 1.2 **Alternate Bid Items.** The Bidder's price proposal(s) for Alternate Bid Item is/are set forth in the form of Alternate Bid Item Proposal included here with, pursuant to Public Contract Code 20103.8 and Document 00 21 13 Instruction to Bidders, Section 12.2, Award of Contract. Reference Section 01 23 00 for the description of the Alternates required and entered the calculated amount below.

Additive Alternate #1 EIGHT THOUSAND = \$ 8,000
 Seminar Building and Multicultural Center HVAC: Vacuum clean the existing hot water reheat coils. Install access doors on both sides of the hot water coils.

Additive Alternate #2 EIGHTY THOUSAND = \$ 80,000
 Seminar Building and Multicultural Center HVAC: Seal the new and existing supply and exhaust air ducts using Aeroseal technology.

Additive Alternate #3 EIGHTY SIX THOUSAND = \$ 86,000
 Seminar Building and Multicultural Center HVAC: Both Additive Alternates #1 and #2 performed together.

Additive Alternate #4 TWELVE HUNDRED = \$ 12,000
 Multicultural Center: Change pedestrian path north of building to concrete.

- 1.3 Acknowledgment of Bid Amendments.** The Bidder confirms that this Bid Proposal incorporates and is inclusive of, all items or other matters contained in Bid Amendments issued by or on behalf of the District.

Amendment to the Bid Document No's. 1,243 have
been received and acknowledged and incorporate the following Architectural
Addendum No's. 1 & 2 into the Bid Documents. DS (initial)

- 2. Documents Accompanying Bid.** The Bidder has submitted with this Bid Proposal the following: (a) Bid Security; (b) Proposed Subcontractors Form; (c) Non-Collusion Affidavit; and (d) Project Stabilization/Construction Careers Agreement To Be Bound and Construction Careers Program Agreement of Contractors. The Bidder acknowledges that if this Bid Proposal and the foregoing documents are not fully in compliance with applicable requirements set forth in the Notice to Contractors Calling for Bids, the Instructions to Bidders and in each of the foregoing documents, the Bid Proposal may be rejected as non-responsive.
- 3. Award of Contract.** If the Bidder submitting this Bid Proposal is awarded the Contract, the undersigned will execute and deliver to the District the Agreement in the form attached hereto within five (5) working days after notification of award of the Contract. Concurrently with delivery of the executed Agreement to the District, the Bidder awarded the Contract shall deliver to the District: (a) Certificates of Insurance evidencing all insurance coverages required under the Contract Documents; (b) the Performance Bond; (c) the Labor and Material Payment Bond; (d) the Certificate of Workers' Compensation Insurance; and (e) the Drug-Free Workplace Certificate. Failure of the Bidder awarded the Contract to strictly comply with the preceding may result in the District's rescission of the award of the Contract and/or forfeiture of the Bidder's Bid Security. In such event, the District may, in its sole and exclusive discretion elect to award the Contract to the responsible Bidder submitting the next lowest Bid Proposal, or to reject all Bid Proposals.
- 4. Contractor's License.** The undersigned Bidder is currently and duly licensed in accordance with the California Contractors License Law, California Business & Professions Code §§7000 et seq., under the following classification(s) (B) bearing License Number(s) 071090, with expiration date(s) of 9/31/11. The Bidder certifies that: (a) it is duly licensed, in the necessary class(es), for performing the Work of the Contract Documents; (b) that such license shall be in full force and effect throughout the duration of the performance of the Work under the Contract Documents; and (c) that all Subcontractors providing or performing any portion of the Work shall be so properly licensed to perform or provide such portion of the Work.
- 5. Acknowledgment and Confirmation.** The undersigned Bidder acknowledges its receipt, review and understanding of the Drawings, the Specifications and other Contract Documents pertaining to the proposed Work. The undersigned Bidder certifies that the Contract Documents are, in its opinion, adequate, feasible and complete for providing, performing and constructing the Work in a sound and suitable manner for the use specified and intended by the Contract Documents. The undersigned Bidder certifies that it has, or has available, all necessary equipment, personnel, materials, facilities and technical and financial ability to complete the Work for the amount bid herein within the Contract Time and in accordance with the Contract Documents.

(Corporate Seal)

By: Paul J. Grech

(Signature)

Printed Name: Paul J. Grech

Title: Vice President/Secretary

END OF DOCUMENT

Department of Consumer Affairs
Contractors State License Board

Contractor's License Detail - License # 671890



DISCLAIMER: A license status check provides information taken from the CSLB license database. Before relying on this information, you should be aware of the following limitations.

CSLB complaint disclosure is restricted by law ([B&P 7124.6](#)). If this entity is subject to public complaint disclosure, a link for complaint disclosure will appear below. Click on the link or button to obtain complaint and/or legal action information.

Per [B&P 7071.17](#), only construction related civil judgments reported to the CSLB are disclosed.

Arbitrations are not listed unless the contractor fails to comply with the terms of the arbitration.

Due to workload, there may be relevant information that has not yet been entered onto the Board's license database.

License Number: 671890 **Extract Date:** 02/18/2010

Business Information: JOHN PLANE CONSTRUCTION INC
100 NORTH HILL DR #12
BRISBANE, CA 94005
Business Phone Number: (415) 468-0555

Entity: Corporation

Issue Date: 05/25/1993

Expire Date: 05/31/2011

License Status: This license is current and active. All information below should be reviewed.

	CLASS	DESCRIPTION
Classifications:	A	<u>GENERAL ENGINEERING CONTRACTOR</u>
	B	<u>GENERAL BUILDING CONTRACTOR</u>

CONTRACTOR'S BOND

This license filed Contractor's Bond number **8021846** in the amount of **\$12,500** with the bonding company
FIDELITY AND DEPOSIT COMPANY OF MARYLAND.

Effective Date: 01/01/2007
Contractor's Bonding History

Bonding:

BOND OF QUALIFYING INDIVIDUAL

1. The Responsible Managing Officer (RMO) JOHN PRESTON PLANE certified that he/she owns 10 percent or more of the voting stock/equity of the corporation. A bond of qualifying individual is **not** required.

Effective Date: 05/09/1996
BQI's Bonding History

This license has workers compensation insurance with the
STATE COMPENSATION INSURANCE FUND

Workers' Compensation: **Policy Number:** 7676194

Effective Date: 04/01/2007

Expire Date: 04/01/2010

Workers' Compensation History

Personnel listed on this license (current or disassociated) are listed on other licenses.

