

OHLONE COMMUNITY COLLEGE DISTRICT

MEMORANDUM

TO: Board of Trustees

FROM: Douglas Treadway

DATE: April 11, 2007

SUBJECT: Approval of Contract Amendment #2 with Consolidated Engineering Laboratories for Special Inspection and Materials Testing Services, Ohlone College Newark Center for Health Sciences and Technology

The Board of Trustees originally approved Contract #206-0505-001 with Consolidated Engineering Laboratories for Special Inspection and Material Testing Services for the Ohlone College Newark Center for Health Sciences and Technology on June 8, 2005, and additionally approved Amendment #1 to this contract on October 11, 2006.

The Ohlone Community College District will incur additional expenses for testing and inspection services due to additional requests of the Inspector of Record (IOR) in accordance with the Department of State Architect (DSA) requirements. The cost increase is attributed to 1) additional testing & inspections completed to date in the amount of \$28,994 and 2) an estimated cost of \$34,840 to complete the project, for a total additional cost of \$63,834.

Amendment #2 will increase Consolidated Engineering Laboratories contract of \$242,966 by \$63,834, to an amended total of \$306,800.

RECOMMENDATION

The President/Superintendent recommends that the Board of Trustees approve Contract #206-0505-001, Amendment #2 with Consolidated Engineering Laboratories, for testing and inspection of the Ohlone College Newark Center for Health Sciences and Technology in the amount of \$63,834 for a total contract amount of \$306,800.

Attachment: Amendment #2

Ohlone Community College District

CONTRACT AMENDMENT #2

Contract #206-0505-001
Date of original contract: June 8, 2005
Date of Amendment: April 11, 2007

This is an amendment to the Agreement dated June 8, 2005, between **Consolidated Engineering Laboratories ("Contractor")** and **Ohlone Community College District ("District")** for Services relating to **Special Inspection and Materials Testing for the Ohlone College Newark Center for Health Sciences and Technology**.

The parties agree to the following changes and/or additions to the Agreement:

1. **Fees will be paid for additional time and services for Special Inspection and Materials Testing for the Ohlone College Newark Center for Health Sciences and Technology as detailed in Consolidated Engineering Laboratories Proposal dated 2/15/07. The Total Fee for the additional time and services shall not exceed \$63,834.00. With this Amendment, the total contract amount will be \$306,800.00, which consists of the original contract amount of \$137,143.26, amendment #1-\$105,822.74 and amendment #2-\$63,834.00.**

In all other respects, the terms of the original agreement remain in full effect. However, if there is a conflict between this Amendment and the original agreement, the terms of the original agreement will prevail.

Mr Gary M. Cappa, President/CEO
Consolidated Engineering Laboratories
2001 Crow Canyon Road, Suite 100
San Ramon, CA 94583-5387

Marian Castaneda
Director of Purchasing, Contract Administration,
Auxiliary Services
Ohlone Community College District
43600 Mission Blvd.
Fremont, CA 94539

Signature

Signature

Date

Date



CONSOLIDATED ENGINEERING
LABORATORIES

February 15, 2007

Mr. Simon Barros
Director of Facilities
Ohlone Community College District
43600 Mission Boulevard
Fremont, California 94539

Subject: *Ohlone College – Center for Health Sciences and Technology
Materials Testing and Special Inspection Budget*

Dear Mr. Barros:

Consolidated Engineering Laboratories (CEL) has extended our estimated budget for the Center for Health Sciences and Technology project. In order to assist in the reduction of cost, CEL has strived to maintain a limited amount of time on the project. However, due to the contractor's schedule, means and methods, and reworked items it was necessary for the Inspector of Record (IOR) to call for our services more than anticipated. I can assure you that CEL was only on the project, at the required time, to fulfill Division of the State Architect's (DSA) Special Inspection and Testing Requirements.

At this time the general contractor is unable to provide a real time schedule for the work to be performed by the subcontractor near project completion. This makes it difficult to assume the costs for testing and inspection associated with these activities.

I have had discussions with the site personnel and project superintendent attempting to get definitive quantities without success.

Following is CELs budget status:

Original Estimated Budget	\$137,143.26
Amendment #1	\$105,822.74
Total Contract Amount	\$242,966.00
CEL Billing through February 13, 2007	\$271,960.69
Estimated Cost to completion	\$33,430.00 (see attached Estimated Cost to Complete Breakdown)
Summary:	
Budget Overage	\$28,994.00
Estimated Cost to Complete	<u>\$34,840.00</u>
Requested Change Order	\$63,834.00

Consolidated Engineering Laboratories is requesting our contract budget be extended by \$63,834.00.

CEL understands the added strain put upon Ohlone Colleges' budget due to many unforeseen circumstances. Consequently, the result of these unforeseen circumstances, are the result of CEL's request for this change order. To eliminate some of the strain, CEL upon acceptance of this change order, will reduce our hourly billing rate from \$60.00 to \$55.00 for the remainder of the project. This will effectively reduce the change order amount by approximately \$2,000.00.



CEL has participated in the project in a professional manner, while ensuring that all DSA Codes and Specification requirements are met. Most importantly, we have responded to service calls only when requested by the IOR. Unless otherwise notified, CEL will continue to respond to dispatch and service request by the IOR as authorized. I look forward to your timely response.

Sincerely

CONSOLIDATED ENGINEERING LABORATORIES

A handwritten signature in black ink, appearing to read 'Cal Dickerman', written in a cursive style.

Cal Dickerman
Vice President, Marketing

CD:rb



CONSOLIDATED ENGINEERING
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ESTIMATED COST TO COMPLETE BREAKDOWN

<i>Description</i>	<i>Quantity</i>	<i>Unit Rate</i>	<i>Subtotals</i>	
Concrete Sampling	60 Hours	\$ 58.00	\$ 3,480.00	
Concrete Cylinders	60 Each	\$ 27.00	\$ 1,620.00	
Cylinder Pick-Ups	15 Each	\$ 58.00	\$ 870.00	
Asphalt Paving	16 Hours	\$ 58.00	\$ 928.00	
Paving Maximum Density	2 Each	\$ 450.00	\$ 900.00	
Fireproofing Inspection	24 Hours	\$ 58.00	\$ 1,392.00	
Fireproof Test	10 Each	\$ 45.00	\$ 450.00	
Welding Shop	60 Hours	\$ 58.00	\$ 3,480.00	
Welding Field	120 Hours	\$ 58.00	\$ 6,960.00	
Epoxy Dowels	40 Hours	\$ 58.00	\$ 2,320.00	
Anchor Proof Load	40 Hours	\$ 58.00	\$ 2,320.00	
Contingency			\$ 10,000.00	
SUBTOTAL:				\$ 34,720.00
	MAN-HOURS	360	GRAND TOTAL:	\$ 34,720.00