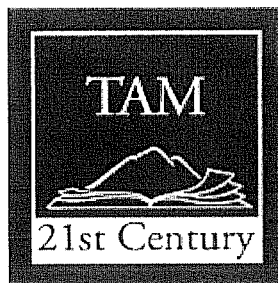


**TAMALPAIS UNION HIGH SCHOOL DISTRICT  
BOARD MEETING AGENDA**

**CONSENT AGENDA  
FACILITIES MODERNIZATION**



**CONSENT AGENDA  
FACILITIES MODERNIZATION**

# Item #40

APPROVE MODIFICATION #4  
ROEBBELEN CONSTRUCTION  
FACILITY LEASE  
DRAKE HIGH SCHOOL  
(2006 BOND)

CONSENT ITEM  
Board of Trustees  
March 2, 2010

Approve Modification #4 to Roebbelen Construction Facility Lease Agreement at Drake High School

Background

On October 23, 2007, the Board ratified the Agreement with Roebbelen for the lease/leaseback construction and modernization for the Drake High School athletic facilities project for a Guaranteed Maximum Price (GMP) of \$7,818,168. The GMP price included a 5% owner contingency of \$352,826 for construction changes. The projects main components were a new swimming pool and a new six-plex classroom building structure.

The lease/leaseback agreement called for the "creek side" portables to be replaced with a modular building and Roebbelen, the lease leaseback developer included this in their Guaranteed Maximum Price (GMP). Roebbelen's cost for the classroom building was based on a quote by a modular building. Roebbelen notified the District that the modular company would not be able to honor their price, alleging that the building quoted was not the building the District now wanted and the cost would be an additional \$546,860 to modify the building. Staff explored options and the District decided to proceed with a conventionally built building instead of a modular structure.

Amendment #1 formalized the decision and amended the original agreement so that completion of the pool is independent of the six-plex. The additional cost for the stick build building was \$410,667, making the new Guaranteed Maximum Price (GMP) \$8,228,835, including a revised owner contingency of \$384,391. Modification # 2 in the amount of \$ 14,292 was approved by the Board on October 13, 2009. Modification #3 (change order #2) in the amount of \$21,225 was approved by the Board on October 27, 2009. Modification #4 (change order #3) in the amount of \$41,322 is for unforeseen additional cost as described in the attached change order.

Fiscal Impact

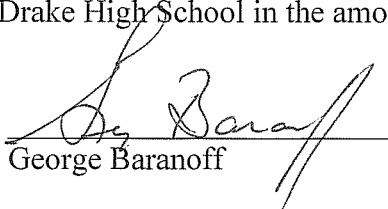
This agreement will be paid from 2006 Bond Modernization funds.

Original Agreement:	\$7,818,168
Modification #1:	\$ 410,667
Modification #2:	\$ 14,292
Modification #3:	\$ 21,225
<u>Modification #4:</u>	<u>\$ 41,322</u>
Total Agreement:	\$8,305,674

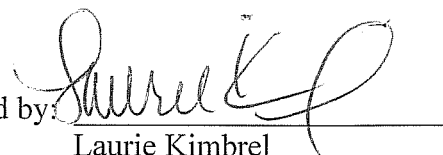
Recommendation

That the Board approve Modification #4 to the Roebbelen Construction Facility Lease Agreement at Drake High School in the amount of \$41,322.

Prepared by:

  
George Baranoff

Approved by:

  
Laurie Kimbrel



**TAMALPAIS UNION HIGH SCHOOL DISTRICT  
MEASURE A MODERNIZATION PROGRAM**

**CHANGE ORDER NO.:**  
**3**

**Project:** Sir Frances Drake High School Incr #3 - Pool and Site Package  
Sir Frances Drake High School Incr #4 - 6-Plex Classroom Building  
DSA Application #108774

**Date:** 2/12/2010

**Contact:** Tamalpais Union High School District  
**Address:** 395 Doherty Drive, Larkspur, CA 94939  
**Phone:** (415) 945-1031  
**Fax:** (415) 945-1038

**To:** Robert McLean  
**Company:** Roebbelen Contracting, Inc.  
**Address:** 1241 Hawks Flight Court  
El Dorado Hills, CA 95762  
**Phone:** (916) 939-4000  
**Fax:** (916) 939-4028

Reference	Description	Cost	Time
CE #91	Roebbelen job trailer	\$10,112.00	0
Requested by:	District		
Performed by:	Roebbelen		
Reason:	Additional costs to move trailer and wait between the pool project and the 6-Plex project.		
CE #105	Security hardware at chain link gate	\$6,575.00	0
Requested by:	Architect		
Performed by:	Crusader Fence		
Reason:	Gate hardware needed at Pool gates to prohibit someone from reaching in and activating the panic hardware and gaining access. per RFI #148		
CE #115.2	Tempered water to Pool Building sinks	\$3,279.00	0
Requested by:	District		
Performed by:	Goza Plumbing		
Reason:	Per ASI #26, provide tempered water to lavatory. This is a Health Department requirement.		
CE #1003	Field weld columns at building corners & additional bolts.	\$806.00	0
Requested by:	Architect		
Performed by:	Ahlborn		
Reason:	Per Submittal #1002 response, change anchor bolts configuration and add field welds to the columns at the building corners.		
CE #1006.1	Window revision	\$1,500.00	0
Requested by:	District		
Performed by:	Roebbelen		
Reason:	Per ASI #1005, modify overall window configuration.		
CE #1018	Additional length at A.0 Columns	\$1,141.00	0
Requested by:	Architect		
Performed by:	Ahlborn		
Reason:	Per Submittal #1002.1 and ASI #1011R, added 6' of length to 8 columns along gridline A.0		
CE #1026	Brace frame 4 footing and utility conflicts	\$1,783.00	0
Requested by:	Architect		
Performed by:	Camblin & Roebbelen		
Reason:	Per RFI #1079, the BF-4 footing was modified to conform with existing footing.		
CE #1027	Conflicts with elevator/building/walkway footing.	\$5,500.00	0
Requested by:	Architect		
Performed by:	Camblin & Roebbelen		
Reason:	Per RFI #1002 series, footing conflicts between the elevator, 6-plex, and elevator walkway.		
CE #1047	Brace frame 2 footing	\$3,772.00	0
Requested by:	Architect		
Performed by:	Benward & Roebbelen		
Reason:	Per RFI #1079, BF-2 footing proximity to building to close and needed to be re-configured.		
CE #1053.1	Elevator room venting	\$658.00	0
Requested by:	Architect		
Performed by:	Roebbelen		
Reason:	Per RFI #1124, the elevator mechanical room requires venting and is not shown in plans.		
CE #1057	Additional flashing at canopy roof	\$1,346.00	0
Requested by:	Roebbelen		
Performed by:	KMS		
Reason:	Per ASI #1010 and RFI #1131, a tapered flashing is required at the North & South ends of the canopy roof with a wrap along gridline C.0 extending to the building.		

**Change Order #3**


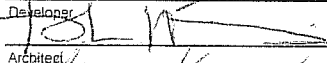
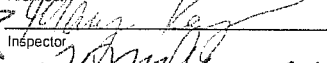
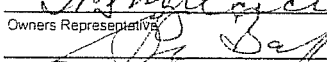
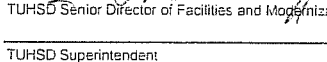
Project: Sir Frances Drake High School Incr #3 Swimming Pool and Site Work  
 Sir Frances Drake High School Incr #4 6-Plex  
 DSA Application #108774

Reference	Description	Cost	Time
CE #1059.1	Canopy to building transition	\$4,850.00	0
Requested by:	Architect		
Performed by:	KMS, Solano County Roofing & Roebbelen		
Reason:	Per RFI #1106 and roof manufacture's recommendations, in order to receive a warranty condition flashing needed to be cut back and vertically add a PermaFlashing.		

Pool and Site Package Inc. #3 GMP	\$6,119,712.00	6-Plex Classroom Inc. #4 GMP	\$1,698,456.00
Previously Approved Change Orders	\$14,292.00	LLB Amendment No. 1	\$410,667.00
Amount for this Change Order	\$0.00	Previously Approved Change Orders	\$21,225.00
New Inc. #3 GMP	\$6,134,004.00	Amount for this Change Order	\$41,322.00
		New Inc #4 GMP	\$2,171,670.00

**New Guaranteed Maximum Price for the LLB Project: \$8,305,674.00**

The undersigned Contractor approves the foregoing as to the changes, if any, and the Contract Price specified for each item and as to the extension of time allowed, if any, for completion of the entire work as stated therein, and agrees to furnish all labor, materials and services, and perform all work necessary to complete any additional work specified for the consideration stated therein. Submission of sums which have no basis in fact or which Contractor knows are false are at the sole risk of Contractor and may be a violation of the False Claims Act set forth under Government Code section 12850 et seq. It is understood that the changes therein to the Contract shall only be effective when approved by the Governing board of the District. It is expressly understood that the value of the extra work or changes expressly includes any and all of the Contractors costs and expenses, both direct and indirect, resulting from additional time required on the project or resulting from delay to the project. Any costs, expenses, damages or time extensions not included are deemed waived.

Agreed by		Date	2-16-10
Accepted by:		Date	02.17.2010
Recommended by:		Date	2-22-10
Recommended by:		Date	2-20-10
Recommended by:		Date	2-22-10
Agreed by:	TUHSD Superintendent	Date	

# Item #41

## APPROVE MODIFICATION TO PURCHASE ORDER MILLER BROWN & DANNIS LEGAL SERVICES (2001 & 2006 BOND)

CONSENT ITEM  
Board of Trustees  
March 2, 2010

### Approve Modification to the Purchase Order for Miller Brown & Dannis for Legal Services for the 2001 and 2006 Bond

#### Background

Miller Brown & Dannis provides professional legal services for the Modernization Department for the 2001 and 2006 Bonds. On July 14, 2009, the Board approved the annual contract and authorized \$30,000 for these services. Staff is requesting a modification to the contract amount to cover anticipated costs through the end of the 2009/2010 school year.

Modification #1      \$45,000 Increase purchase order for legal services

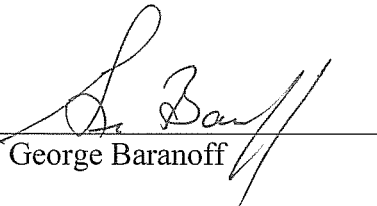
#### Fiscal Impact

The cost of Modification #1 will be paid from both 2001 and 2006 Bond funds.

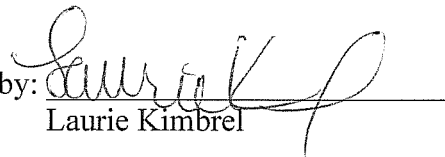
#### Recommendation

That the Board approves Modification #1 in the amount of \$45,000 to the purchase order for legal services provided by Miller Brown & Dannis for the 2001 and 2006 Bonds.

Prepared by:

  
George Baranoff

Approved by:

  
Laurie Kimbrel

# Item #42

NOTICE OF COMPLETION  
MARION LANDSCAPING  
LANDSCAPING PROJECT  
DRAKE HIGH SCHOOL  
(2006 BOND)

CONSENT ITEM  
Board of Trustees  
March 2, 2010

Approve Notice of Completion for Marion Landscaping for the Landscaping Project at Drake High School

Background

Landscaping work at Drake High School is part of the approved 2006 Bond Master Plan. On October 13, 2009, the Board ratified a contract with Marion Landscaping in the amount of \$285, 550.00 for the landscaping along Sir Francis Drake and a courtyard near the bridge.

The project is now complete and staff recommends filing a Notice of Completion.

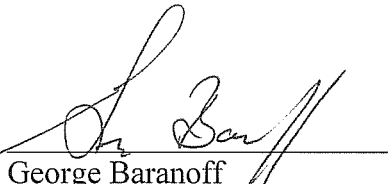
Fiscal Impact

This contract was be paid from 2006 Bond funds.

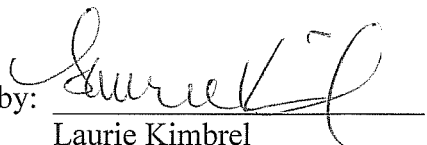
Recommendation

That the Board gives notice and certifies that the Drake High School Landscaping Project has been inspected and that it complies with the plans and specifications; that the contractor has completed the work; that the contract is accepted as complete; and authorizes staff to file a Notice of Completion.

Prepared by:

  
George Baranoff

Approved by:

  
Laurie Kimbrel