

BERKELEY UNIFIED SCHOOL DISTRICT

RESOLUTION No. 20-053

Authorization to Award Contract for Longfellow Gates Project #127.2001

WHEREAS, in accordance with Uniform Public Construction Cost Accounting procedures, bids were solicited for #127.2001. Bids were opened on April 15, 2020 at 2:00pm, and the following 4 bids were received and deemed qualified as follows:

CONTRACTOR	Total Base Bid
Mar Con Builders, Inc.	\$149,153
A&E Emaar Company	\$190,000
W.A. Thomas Co, Inc.	\$236,000
Bay Construction Co	\$298,000

WHEREAS, **Mar Con Builders, Inc.** is the lowest bidder and is deemed to be responsive, responsible and qualified to complete the work according to the specifications in project number 127.2001 documents;

WHEREAS, Public Contract Code § 20118.4 authorizes a school district to authorize changes or alterations of a contract without further bidding if the cost does not exceed the greater of either (1) the amount specified in Public Contract Code § 20111 or (2) ten percent (10%) of the original contract price;

WHEREAS, Education Code section 17604 authorizes the Board, by a majority vote, to delegate to the District's Superintendent, or to such persons as the Superintendent may designate, the power to contract, subject to limits as to time, money and/or subject matter as specified by the Board, and provided that the Board approve or ratify the transaction by a motion of the board duly passed and adopted;

WHEREAS, the Board desires to delegate to the District's Superintendent, or to the District's Assistant Superintendent and/or the Executive Director of Facilities, the authority at the District's sole discretion to approve change orders for the Project;

NOW, THEREFORE, BE IT RESOLVED that the bid of Mar Con Builders, Inc. for the Total Base Bid in the amount of \$149,153 to be accepted; and the Superintendent, Assistant Superintendent, and Purchasing Agent and/or the Executive Director of Facilities of this District are hereby authorized to enter into a contract with said bidder for said amount in accordance with law and to approve change order(s) up to the bid threshold, provided, however, that no such change order made pursuant to this delegation shall be valid or constitute an enforceable obligation against the District unless and until the change order is approved or ratified by the Board, evidence by a motion of the Board duly passed and adopted. Such contracts and/or change orders may be placed on the Board's consent calendar or otherwise, at the discretion of the Superintendent.

PASSED AND ADOPTED by the Board of Education of the Berkeley Unified School District this 6th day of May 2020.

AYES:

NOES:

ABSENT:

ABSTAIN:

Ka'Dijah Brown
Clerk, Board of Education
Berkeley Unified School District

Public Contract Code: 20111
Board Policy: 3310