



Ad Hoc Committee Agenda Item #:	II B ACTION ITEM
Date:	June 13, 2019
To:	Magnolia Educational & Research Foundation dba Magnolia Public Schools (“ MPS ”) Ad Hoc Committee (the “ Committee ”)
From:	Alfredo Rubalcava, CEO & Superintendent
Staff Lead:	Patrick Ontiveros, General Counsel & Director of Facilities
RE:	MSA-7 – Play Surface Replacement – REVISED AUTHORIZATION

I. Proposed Recommendation(s)

Staff recommends that the Ad Hoc Committee approve the replacement of the play surfaces at Magnolia Science Academy 7 Northridge (the “**Project**”) at a revised cost of **\$170,000** (**\$163,385.50** bid amount plus a **\$6,614.50** contingency) and that Great Western Recreation be awarded the contract for said scope of work.

II. Background

At a meeting on June 3, 2019, the Ad Hoc Committee approved the replacement of the play surfaces at Magnolia Science Academy 7 Northridge (“**MSA-7**”) at 18355 Roscoe Boulevard in Northridge and the award of the contract for such work to Great Western Recreation (“**Great Western**”).

Subsequent to such approval but before execution of a contract, Great Western informed MPS Staff that they made in error in their bid, specifically they left out a large segment of poured in place (“PIP”) material from their bid, approximately 5,0000 square feet. The Committee approved a budget of **\$125,000** for the Project. The difference, therefore, is **\$45,000.00** (inclusive of a **\$6,614.50** contingency that MSA-7 will hold for unforeseen cost increases).

MPS Staff argued with Great Western to honor their original bid but they will not do so. Their re-bid was originally \$170,000 but after much back and forth they lowered it to \$163,385.50. Concurrent with such negotiations MPS Staff reached out to other vendors who had bid on the Project. None was able to match or beat Great Western’s revised pricing. A copy of Great Western’s revised bid is attached as Exhibit A. The original bid is attached as Exhibit B.

MSA7 is the recipient of a Charter School Facility Incentive Grant (“**CSFIG**”). The total CSFIG is **\$414,975**. It previously spent a portion of its grant, approximately **\$148,562.90**, to repair the pavement at its



facilities. MSA7 would now like to spend a portion of its remaining grant on the Project. **\$266,412.10** of the CSFIG remains. Assuming a budget of **\$170,000** for the Project (the bid price plus a contingency), approximately **\$96,412.00** remains to complete the restroom capital improvement project (compared to the **\$141,412** that was previously reported). MPS Staff has discussed the restroom capital improvement project with a vendor and such vendor will do as much of the restroom capital improvement project as possible within the revised budget.

III. Procurement Process

The procurement process was described in the June 3, 2019 Committee Report. It is reiterated here for convenience.

*An RFP was issued to multiple contractors producers and installers of play surfacing. See Exhibit [C] attached hereto. Staff received bids from three (3) companies. After a review of the bids, the selection committee decided to interview two (2) bidders. Such interviews occurred on April 24th at the MSA-7 campus. Base on the bids received and the interviews conducted, the selection committee recommends approval of the award of the contract for the Project to Great Western Resources. The bid received [was] for **\$100,851.10**.*

IV. Budget Impacts

The Project will be paid for with CSFIG funds. CSFIG funds must be spent on or before August 31, 2019.

*** PENDING CFO REVIEW AND APPROVAL

Exhibits (attachments):

- A. Great Western Revised Bid
- B. Great Western Original Bid
- C. RFP



Exhibit A

Revised Bid

(see following pages)



A PLAYCORE Company

Great Western Recreation 975 S. Hwy 89-91
Logan, UT 84321 435-245-5055
www.gwpark.com

QUOTE
#99353

06/05/2019

Magnolia Science Academy 7 Surfacing and Sitework Option 2B

Magnolia Science Academy
Attn: F. Metin
18355 Roscoe Blvd.
Northridge, CA 91325
Phone: 818-806-0585
fmetin@magnoliapublicschools.org

Project #: P69695
Ship To Zip: 91325

ANNOTATIONS BY PATRICK ONTIVEROS

	Quantity	Part #	Description	Unit Price	Amount
[1]	7570	PIP	GT-Impax - Poured in Place Surfacing, Delivered and Installed - 7570 Total Sq Ft (2 pads adjacent to each other) 2,570 sf, 3.5" depth AND 5,000 sf, 3.5" depth Includes 50/50 Standard EPDM and Black - TBD Aromatic Binder, PREVAILING Wages Based on good job access and no design	\$11.55	\$87,433.50
[2]	1	INSTALL	Game Time - Site Prep, Area 1 - Remove and dispose of sand 2570 SFT at 19.5" deep Provide and install 4" aggregate base Remove and dispose of 150 ln ft of 2 course block perimeter wall	\$26,473.00	\$26,473.00
[3]	1	INSTALL	Game Time - Equipment Lowering, Area 1	\$6,267.00	\$6,267.00
[4]	1	INSTALL	Game Time - Site Prep, Area 2 - Remove and dispose of 12" sand at 5000 SFT Provide and install 4" aggregate base Remove and dispose of 350 ft of 2 course block perimeter wall	\$33,089.00	\$33,089.00
[5]	1	INSTALL	Game Time - Equipment Lowering, Area 2	\$10,123.00	\$10,123.00

PO

Site:
18355 Roscoe Blvd
Northridge, CA 91325

SubTotal: \$163,385.50
Total Amount: \$163,385.50

Prevailing Wages

DIR# 1000015526 CSLB#855664

***Note: If you are issuing a P.O. or CONTRACT please make it payable to GameTime c/o Great Western. Checks should also be made payable to GameTime c/o Great Western**





Exhibit B

Original Bid

(see following pages)



Great Western Recreation
 975 S. Hwy 89-91
 Logan, UT 84321
 435-245-5055
 www.gwpark.com

QUOTE
 #97992

03/19/2019

Magnolia Science Academy 7 Surfacing and Sitework Bid 2019 Option 1A

Magnolia Science Academy
 Attn: F. Metin
 18355 Roscoe Blvd.
 Northridge, CA 91325
 Phone: 818-806-0585
 fmetin@magnoliapublicschools.org

Project #: P69695
 Ship To Zip: 91325

Quantity	Part #	Description	Unit Price	Amount
2570	PIP	GT-Impax - Poured in Place Surfacing, Delivered and Installed - 2,570 sf, 3.5" depth Includes 50/50 Standard EPDM and Black - TBD Aromatic Binder, PREVAILING Wages Based on good job access and no design	\$12.73	\$32,716.10
1	SS	GT-Impax - Site Security	\$530.00	\$530.00
1	INSTALL	Game Time - Site Prep, Area 1 - Remove and dispose of sand 2570 SFT at 19.5" deep Provide and install 4" aggregate base Remove and dispose of 150 ln ft of 2 course block perimeter wall	\$28,030.00	\$28,030.00
1	INSTALL	Game Time - Equipment Lowering, Area 1	\$6,640.00	\$6,640.00
1	INSTALL	Game Time - Site Prep, Area 2 - Remove and dispose of 12" sand at 5000 SFT Provide and install 4" aggregate base Remove and dispose of 350 ft of 2 course block perimeter wall	\$35,040.00	\$35,040.00
1	INSTALL	Game Time - Equipment Lowering, Area 2	\$10,720.00	\$10,720.00

Site:
 18355 Roscoe Blvd
 Northridge, CA 91325

SubTotal: \$113,676.10
Total Amount: \$113,676.10

Prevailing Wages
 DIR# 1000015526 CSLB#855664

***Note: If you are issuing a P.O. or CONTRACT please make it payable to GameTime C/O Great Western. Checks should also be made payable to GameTime C/O Great Western Recreation**





Exhibit C

RFP

(see following pages)



MAGNOLIA PUBLIC SCHOOLS

Request for Proposal to Provide
Playground Surface Installation Services for
Magnolia Science Academy 7

Due Date:

Monday, March 18, 2019

I. Overview & Background

Magnolia Education & Research Foundation doing-business as Magnolia Public Schools ("MPS") and headquartered in Los Angeles is a charter school management organization that operates Magnolia Science Academy 7 ("MSA 7"). MPS is seeking a contractor to design, permit and re-construct a playground on MSA 7's campus. The existing playground has two large areas filled with sand that MSA 7 would like to remove and replace with a rubber surface.

MPS expects to pay for the Services described in this RFP with a federal grant administered by the California School Finance Authority—the Charter School Facility Incentive Grant. **Therefore, all work must be prevailing wage.**

MPS is a network of 10 high-performing public charter schools that serves students in Los Angeles, Orange, and San Diego Counties. For more than a decade, MPS has delivered high quality education emphasizing science, technology, engineering and math. MPS is regularly recognized as having some of the top-performing-schools in the nation.

II. Scope of Services to be Provided

MSA-7, the subject of this Request for Proposal ("RFP"), is located at 18355 Roscoe Boulevard in the City of Northridge. See Exhibit A for location of the School which rents space at the location from a church. The existing playground has two large areas filled with sand (see Exhibit B). MSA 7 would like to remove the sand and replace it with a rubber surface, artificial turf, or another suitable material. Exhibit C shows some of the highest points of the playground equipment for planning purposes.

The scope of services covered by this RFP (the "Services") shall include the following:

- Determine the feasibility and constructability of the desired playground improvements.
- Design and submit drawings for permits, if needed, to LADBS
- Construct the improvements which shall include the following:
 - Remove existing sand and brick perimeter
 - Remove existing play structures
 - Install a new rubber play surface
 - Reinstall play structures

The MPS Board of Directors, upon recommendation by MPS management, will approve the selected firm (the "Provider") to provide the Services. Further, the Services will be provided under a contract approved by the MPS Board of Directors.

MPS will be responsible for the following tasks in order to facilitate the provision of the Services by the Provider.

- Arrange access to the School site.
- Provide any plans that exist.
- Provide such other support as shall be necessary to facilitate the completion of the Services

according to the desired completion date cited herein.

III. Timetable for Selecting a Provider

The proposed timetable for selecting a Provider to provide the requested Services and the provision of Services by said Provider is as follows:

Date	Description
Wednesday, March 6, 2019	Issue RFP
TBD on a case by case basis – Week of March 11, 2019	MSA7 Site Visits for Interested Vendors
Monday, March 18, 2019	Proposal Responses Due
Tuesday-Wednesday, March 19-21, 2019	Selection of Service Provider
On or about March 28, 2019	Recommendation and Board or Ad Hoc Committee Approval
Monday, April 15, 2019	Commencement of Services
Sunday, April 21, 2019	Completion of Services

MPS understands that the commencement and duration of the work will be impacted by any permitting and inspections that may be required by the City of Los Angeles Department of Building and Safety.

If it is not feasible to complete the work during the time period set forth above (during a school break), the Work may be done commencing June 10, 2019.

IV. Questions and Submission

All questions regarding this RFP should be directed to the following person, preferably by e-mail, as shown below.

Mr. Patrick Ontiveros, Esq.
General Counsel and Director of Facilities
Magnolia Public Schools
250 East 1st Street, Suite 1500 Los Angeles, CA 90012
pontiveros@magnoliapublicschools.org
Office: (213) 628-3634 x103
Mobile: (323) 490-0701

All proposals are due ***no later than 5:00 p.m. on Thursday, October 18, 2018*** and may be delivered either by email or in hard copy form to the person indicated above. Samples may be delivered to the above referenced address.

V. Proposal Format

Proposals may not exceed twelve (12) pages including any exhibits but excluding any surfacing samples. Proposals are to include the following content:

A. Vendor Qualifications and Experience.

- (1) State the name, size of you firm, the size of the staff, the location of the office from which the work on this engagement is to be performed, and the number and nature of the professional staff to be employed in this engagement. If you are sole proprietor, please state this fact.
- (2) Provide a summary of the firm's experiences over the past five (5) years in providing directly relevant services.
- (3) Disclose relationships that have been terminated and the circumstances around such terminations.
- (4) Describe your experience with prevailing wage jobs and ability to meet the applicable rules and regulations governing prevailing wage jobs.

B. Qualifications and Experience of Key Personnel.

- (1) Contractor's license and in good standing.
- (2) Identify the person that will be principally responsible for working with MPS and leading this engagement.

C. References. Provide three (3) references of clients for whom you have provided a similar scope of services over the past three (3) years. Please include full name, position, telephone number and email address and a description of the engagement.

D. Insurance Requirements. MPS will require that the Provider possess certificates of insurance evidencing required coverage and the minimums as indicated below. MPS will require that Provider procure and maintain for the duration of its engagement with MPS insurance against claims for injuries to persons or damages to property which may arise from or in connection with the performance of work by the Provider, its agents, representatives or employees. It is required that broad coverage include the following:

- (1) Commercial General Liability on an occurrence basis for bodily injury and property damage including products completed operations, personal injury and advertising;
- (2) Automobile Liability for bodily injury and property damage;

- (3) Workers Compensation Insurance as required by the State of California with Statutory Limits, and Employer's Liability;
- (4) And, such other insurance as MPS may reasonably require.
- (5) Given the foregoing requirements, please provide a statement as to the willingness and ability of your firm to provide the required minimums.

E. Conflicts of Interest. Please disclose each of the following:

- (1) Any violations of federal, state or local regulations/laws within the past three (3) years regardless of how resolved;
- (2) All threatened, pending or current disputes (including litigations) and the status of said disputes;
- (3) Arrangements with other firms that may pose a potential conflict of interest to the MPS engagement; any arrangements that are likely to be made in order to deliver upon the MPS engagement; and
- (4) If none of the above apply, provide a statement to that effect.

F. Cost Proposal. Please present a cost proposal as a not to exceed amount based on the scope of the Services identified in this RFP and the site walk. Proposals should include **ALL** standard costs associated with providing the services described in the Scope of Work.

- (1) Include specifications for the new proposed play surface, including but not limited to any options to choose from and provide the pros and cons of each.
- (2) Proposals may include a compensation that includes the hourly rate for each individual who would be assigned to MPS, and a cost by category for all major activities.
- (3) Provide separate line items for material and labor. For labor, provide separate line items for the removal and disposal of the sand and the balance of the work.
- (4) Be clear as to any services that might be typically provided with an engagement such as the one outlined in this RFP and which may fall outside your cost proposal. If there are none, ensure that you make a statement to that effect.
- (5) Please provide an estimated overall cost for the Services based on the information provided in this RFP and the site-walk including taking into account the desired completion timeframe and the prevailing wage requirements set forth herein.
- (6) Provide a description of the warranty provided.

G. Form of Agreement. The successful responder will agree to enter into an agreement substantially similar to AIA Document A105™–2017 Standard Short Form of Agreement Between Owner and Contractor or another mutually agreeable contract form. Any objections to this form of agreement should be indicated in your response and an alternative agreement should be proposed.

H. Site Visit. MPS expects that interested contractors will visit the site on the dates set forth above to understand and define the exact scope of work.

VI. Evaluation of Proposals and Negotiations.

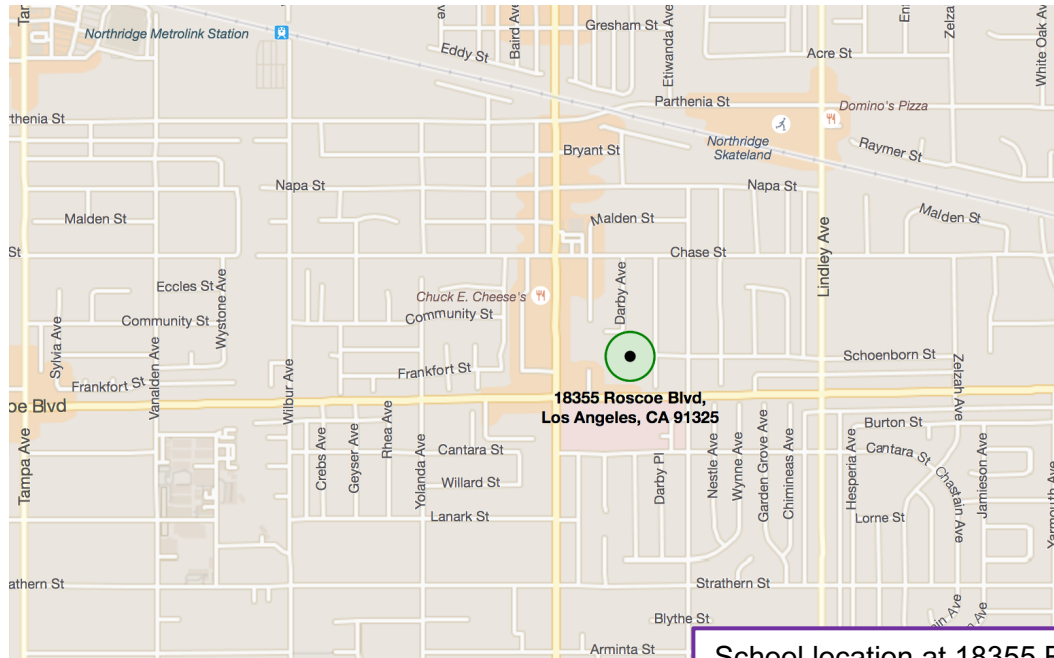
Overall responsiveness made within the response to this RFP are important factors in the overall evaluation process. MPS will select a firm that has the highest suitability for the work with MPS and the ability to meet the stated deadline for completion at a competitive price point.

VII. Award.

MPS reserves the right to reject any and all proposals; to waive any informality in the proposal process; and to accept the proposal that appears to be in its best interests. Further, MPS reserves the right to modify or issue amendments to this RFP and to cancel or reissue this RFP at any time.

End of Request for Proposal

EXHIBIT A
MAP OF SCHOOL LOCATION



School location at 18355 Roscoe Blvd

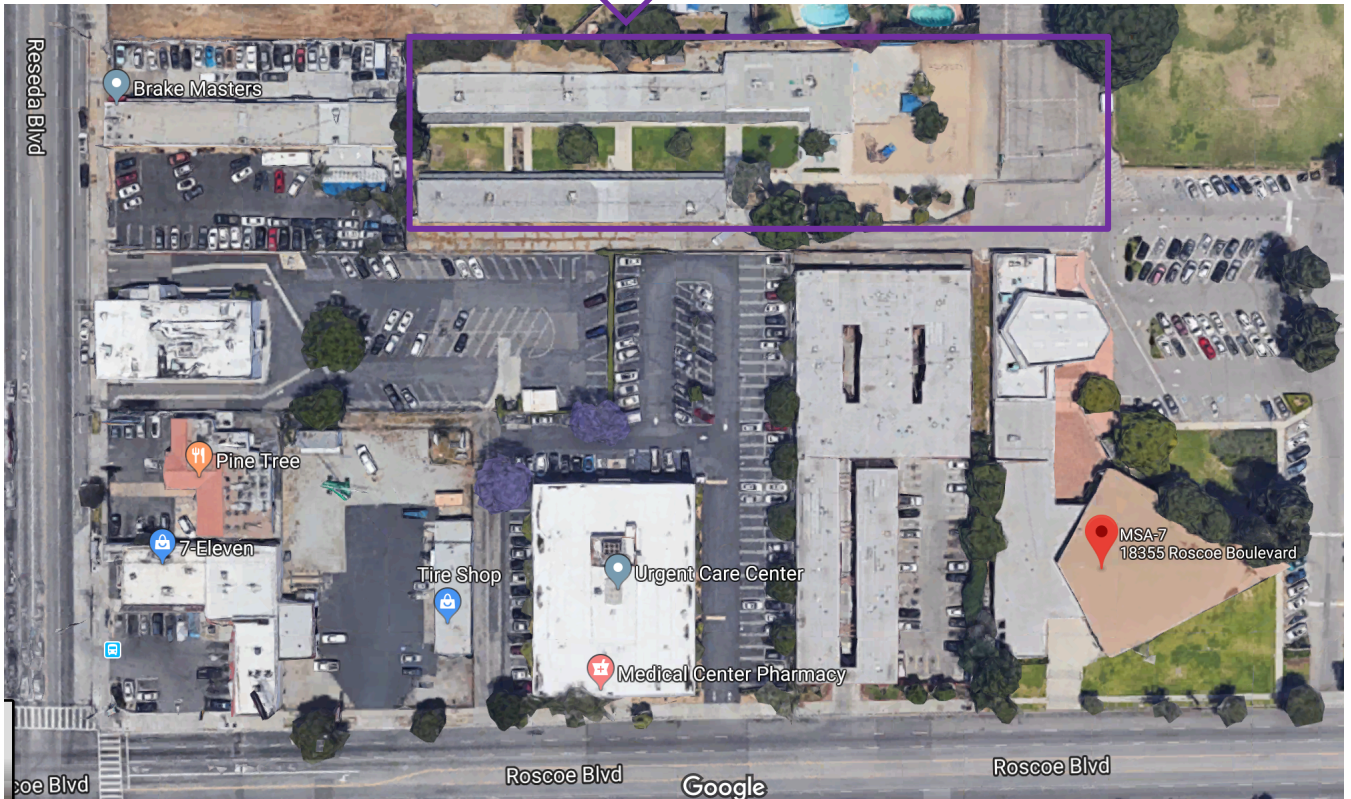


EXHIBIT B

Plan of Improvement



Exhibit C

