



Board Agenda Item #	Agenda # II C
Date:	September 7, 2017
To:	Magnolia Board of Directors
From:	Caprice Young, Ed.D., CEO & Superintendent
Staff Lead:	Nanie Montijo - CFO
RE:	Approval of Payment of Change Order from Whillock Contracting, Inc. for San Diego Project

Proposed Board Recommendation

I move that the board approve the payment of the change order submitted by Whillock Contracting, Inc. The contract addition is to “shut down, disconnect and cap sewer, water, gas and electric, fire alarm, intrusion, clock and pass bell systems of 7 portable buildings” at the new site.

Background

The CEO & Superintendent entered into a contract for abatement and demolition of the existing structures with Whillock Contracting, Inc as approved by the board on March 9, 2017. The contract amount of \$59,560.00 did not include disconnection of all existing utility lines with the assumption that these would be handled by SDUSD.

After MPS was notified that SDUSD would not cover the cost of the utility disconnections, a change order request was submitted by Whillock and approved by the CEO in order to finish the work order in a timely manner. The change order amount is within the CEO’s approval limit, however, payment of the change order amount is still unpaid as of today due to the later direction by the board that all change orders come to the board. An invoice from Whillock Contracting, Inc. for additional \$11,456.68 was received on July 27, 2017. This is a routine item.

Budget Implications

- Change Order Amount: \$11,456.68
- Funding Source: 2017 Bond

How Does This Action Relate/Affect/Benefit All MSAs?

N/A

Name of Staff Originator:

Nanie Montijo, CFO

Exhibits (attachments):

Whillock Original Proposal  
Whillock Change Order Request Form

**Proposal**

**WHILLOCK CONTRACTING, INC.**

License No. 872217 DIR #: 1000001767

P.O. Box 2322

La Mesa, CA 91943-2322

(619) 579-0700 Fax (619) 579-0955

SBE Certified

<b>PROPOSAL SUBMITTED TO</b> Magnolia Public Schools	<b>PHONE</b> 323-422-9129	<b>Email</b> frank@whillockgroup.org	<b>DATE</b> 3-8-17
<b>STREET</b> 250 E. 1 <sup>st</sup> Street #1500	<b>JOB NAME</b> De Anza Child Development Center/SDUSD Partnering with Magnolia Public Schools		
<b>CITY, STATE AND ZIP CODE</b> Los Angeles, CA 90012	<b>JOB LOCATION</b> 6525 Estrella Ave., San Diego, CA 92120 Buildings: 0250, 0115, 3459, 3460A, 7003(CC1), 7004(CC2) and 7005(CC3).		
<b>ARCHITECT</b> N/A	<b>DATE OF PLANS</b> N/A	<b>JOB PHONE</b> N/A	

We hereby submit specifications and estimates for:

**DEMOLITION:**

7,296 SF Remove and dispose of building trash.

**ABATMENT:**

Remove and dispose of asbestos containing materials per survey by JMR 1/12/17.

**EXCLUSIONS:**

Removal of tenant trash.  
Utility disconnects.  
PSA, IDIQ or Union work.

**STIPULATIONS:**

Temporary fabric barrier adjacent to the residential properties and toilet will be supplied for two months.  
Water to be supplied onsite by others.  
Route to be free and clear of obstructions.

In the event a suit is instituted to collect the contract price, Magnolia Public Schools, agrees to pay the Whillock Contracting, Inc.'s reasonable attorney's fees and all court cost. Any sums due and not paid shall bear interest at the maximum rate permitted by law, compounded annually until paid, also collection agency fees. Excluded by this proposal unless otherwise specified in writing are: Waiver of subrogation, backfilling, blasting, rock moving, import, export, material processing, planting, dewatering, erosion control, traffic control, re-compaction, engineering, soils engineering, staking, bunds, permits, footings extending 18 inches below surface, removal of any subsurface material, shoring, demolition and removal of materials attached to adjoining buildings or any hazardous waste, or any unknown conditions. Whillock Contracting, Inc. not responsible for damage to offsite or onsite for ingress or egress. All salvage rights retained by Whillock Contracting, Inc.

All work to be completed in a workmanlike manner according to standard practices. Any alteration or deviation from above specifications involving extra costs shall, at the election of the Whillock Contracting, Inc., be executed only upon the grading whether written or oral, shall become an extra charge over and above the estimate. All estimates are based upon the grading plans, topographical maps, and soils reports submitted to us on, N/A, which the owner warrants to be accurate.

We propose hereby to complete in accordance with above specifications, for the sum of:

Fifty nine thousand five hundred sixty and no/100\*\*\*\*\*dollars (\$59,560.00\*)

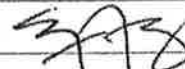
Payment to be made as follows:

Billed on the first, paid on the fifteenth, billed on the fifteenth, paid on the first, anytime job stopped, paid to date. Paid on completion.

One signing this Proposal is responsible for accurate Preliminary information, to be given at time of signing.

Contractors are required by law to be licensed and regulated by the Contractors' State License Board which has jurisdiction to investigate complaints against contractors if a complaint regarding a patent act or omission is filed within four years of the date of the alleged violation. A complaint regarding a latent act or omission pertaining to structural defects must be filed within 10 years of the date of the alleged violation. Any questions concerning a contractor may be referred to the Registrar, Contractors' State License Board, P.O. Box 26000, Sacramento, CA 95826.

Authorized Signature

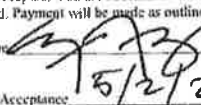
 Caprice Young 5/2/2017

Note: This proposal may be withdrawn by us if not accepted within 3 days.

Acceptance of Proposal - The above price specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined above.

Signature

Date of Acceptance

 Caprice Young 5/2/2017

# Whillock Contracting, Inc.

PO Box 2322  
 LaMesa, CA 91943-2322  
 619-579-0700  
 License No. 572217

# Invoice

Date	Invoice #
5/31/2017	1483-1

<b>Bill To</b>
Magnolia Public Schools 250 E. 1st Street #1500 Los Angeles, CA 90012

P.O. No.	Terms	Project
		1483 - Estrella Ave.

Quantity	Description	Rate	Amount
0.2	PORTION OF CONTRACT - Partial Demolition and Abatement. Complete at 20%	59,560.00	11,912.00
1	Contract Addition - Shut down, disconnect and cap sewer, water, gas and electric. Fire Alarm, Intrusion, clock, and pass bell systems at 7 portable buildings	11,456.68	11,456.68

Reviewed by Frank Gonzalez



July 27, 2017

<p><i>Thank you for your business. A charge of 1 1/2% per month will be charged on all delinquent accounts.</i></p>	<p><b>Total</b> \$23,368.68</p>
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**SAN DIEGO UNIFIED SCHOOL DISTRICT -ADAMS ES, 11 EA  
CONTRACTOR CHANGE ORDER REQUEST - COST WORKSHEET**

COR # 017-501 DESCRIPTION: Shut down, disconnect and cap sewer, water, gas and electric.  
 DATE 04/25/17 Disc. Fire Alarm, Intrusion, Clock & pass bell systems  
at 7 portable buildings

Contractor Direct Costs			
Labor: (detail by classification, dates, etc.)			
	Hours	Rate	Extended
Operator	16.00	91.08	1,457.30
Labor	16.00	62.88	1,002.82
			-
			-
			-
			-
Subtotal Labor			2,460.12
		Labor Burden _____ (percentage)	-
<b>1 Total Labor</b>			\$ 2,460.12

Material: (describe)			
	Each	Unit Pr.	Extended
CONCRETE BOX, 13X19 #3	7	21.04	147.28
CAST IRON LID #3	7	22.87	160.09
8 CAST IRON GATE CAP	7	23.03	161.21
3" PVC DWV RAISED CO PLUG	7	23.03	161.21
3" PVC DWV FEM ADPT	7	2.27	15.89
3/4" GALV MI 150# CAP	7	5.48	38.36
1" PVC CAP WTR	7	8.26	57.82
TAX @ 8.75%			
	741.86	0.0875	64.91
<b>Total Material</b>			\$ 806.77
<b>2</b>			

Equipment: (operators are included in #1)				
	Hr/Day/Wk/Mc	Qty	Unit Pr.	Extended
TOOL TRUCK	HR	16	36.04	576.64
PC - 78	HR	16	65.80	1,052.80
				-
				-
				-
				-
				-
				-
				-
				-
<b>Total Equipment</b>				\$ 1,629.44
<b>3</b>				

**4 Contractor Subtotal - Direct Costs (1+2+3)** \$ 4,896.34

Subcontractors:	Sub Contr		Tier Sub		Sub Markup		Tier Sub		Total Sub.
	Direct Cost	Sub Markup	Direct Cost	on Tier Sub	on Tier Sub	Markup	Markup		
A DUDEK ELECTRIC, INC	3,975		-	-	-	-	-	3,975.00	
B Standard Electric	1,450		-	-	-	-	-	1,450.00	
C			-	-	-	-	-	-	
D			-	-	-	-	-	-	
E			-	-	-	-	-	-	
F			-	-	-	-	-	-	
<b>5 Total Subcontractors</b>								\$ 5,425	

**Mark-up:** Includes incidental overhead support costs and profit. Such incidental costs include: estimating and purchasing; indirect supervision and project management; home office overhead; site overhead including facilities and utilities; change order coordination; course of construction and liability insurance; small tools; and all other miscellaneous support costs.

	11%	538.60
<b>11 Contractor Markup on Net Direct Cost of subs</b>	11%	

A	3,975	437
B	1,450	160
C	-	-
D	-	-
E	-	-
F	-	-
		\$ 596.75

<b>SUBTOTAL</b>		\$ 11,456.68
<b>BOND</b>		

**Change Order Request Total** \$ 11,456.68

Time Extension:  
 Total Days Requested:  Days Approved: