



KERN HIGH SCHOOL DISTRICT

5801 Sundale Avenue
Bakersfield, CA 93309-2924
(661) 827-3154 FAX: (661) 827-3301

BOARD OF TRUSTEES

Special Meeting
July 22, 2008

OFFICIAL MINUTES

PRELIMINARY

Call to Order

The July 22, 2008 Special Meeting of the Board of Trustees of the Kern High School District was called to order at 8:30 a.m. by Board President, J. Bryan Batey, in the Board Room of the Administrative and Support Services Office, Kern High School District, 5801 Sundale Avenue, Bakersfield.

Members Present:

J. Bryan Batey, President
Joel Heinrichs, Vice President
Ken Mettler, Clerk
Bob J. Hampton, Member
Chad Vegas, Member

Member(s) Absent:

None

Administrative Staff Member(s) Present:

Dennis Scott, Associate Superintendent, Business
Joe Thompson, Assistant Superintendent, Instruction
Rebecca A. Shipley, Administrative Assistant to the Board of Trustees and Superintendent

Administrative Staff Member(s) Absent:

Donald E. Carter, Superintendent
William R. Jones, Assistant Superintendent, Personnel

Adoption of Agenda For Closed Session

Associate Superintendent Scott announced one change to the Closed Session agenda and asked for Board action to adopt. It was moved by Trustee Vegas, seconded by Trustee Hampton and carried that the agenda for Closed Session be adopted.

**Hearing of Citizens
on Closed Session
Agenda**

President Batey asked if any citizen was present who wished to address the Board of Trustees on any item to be considered in Closed Session. Hearing no request to make comments, the Board adjourned to Closed Session at 8:30 a.m.

ADJOURNMENT TO CLOSED SESSION

**Adjournment to
Closed Session**

The following Closed Session agenda items were considered by the Board of Trustees:

Public Employee Administrative Appointment:
Assistant Director, Food Services

Conference with Legal Counsel - Anticipated Litigation: One (1) Case
Significant Exposure to Litigation Pursuant to Subdivision (b) of Section 54956.9
Report from Legal Counsel Regarding Settlement Agreement with Continental
Labor and Staffing Resources

ADJOURNMENT FROM CLOSED SESSION

**Adjournment from
Closed Session**

The Board of Trustees adjourned Closed Session at 8:41 a.m.

RECONVENING IN OPEN SESSION

**Reconvening in
Open Session**

The Board of Trustees reconvened in Regular Session at 8:42 p.m. in the Board Room of the Kern High School District Administrative and Support Services Office.

**Adoption of
Final Agenda**

It was moved by Trustee Hampton, seconded by Trustee Mettler and carried that the Final Agenda be approved with changes as announced by Associate Superintendent Scott.

REPORT FROM CLOSED SESSION

**Report from
Closed Session**

The Board of Trustees approved appointment of Brittany Lorimer to the position of Assistant Director of Food Services. Ms. Lorimer is currently employed as an Aramark Clinical Dietician by Kern Medical Center, a position she has held since September, 2007.

No other action was taken by the Board of Trustees in Closed Session. The next Regular Board of Trustees meeting is scheduled for Monday, August 4, 2008.

SUPERINTENDENT'S REPORT

No report

COMMUNICATIONS

Communications

No communications were shared with Trustees at the Board meeting. Superintendent Carter reported that all communications received for the Board of Trustees have been forwarded to the Trustees under separate cover.

HEARING OF CITIZENS

Hearing of Citizens

No requests were submitted to address the Board of Trustees.

SUPERINTENDENT'S OFFICE

No items

INSTRUCTIONAL SERVICES

No items

PERSONNEL SERVICES

No items

BUSINESS SERVICES

No items

ADMINISTRATIVE REPORT

Items required by law and/or items in accordance with the District Administrative Code and/or the Education Code

Administrative Report

Prior to asking for a motion and second to adopt the Administrative Report, Trustee Mettler asked that Item #8, "Approval to enter into an agreement with the Law Offices of Klein, Denatale, Golden, Cooper, Rosenlieb & Kimball LLP..." be pulled from the Business Division Administrative Report and action taken separately to approve this item. With that request, Board President Batey called for a motion to approve. It was moved by Trustee Mettler that the Agreement be approved as presented with the addition of monthly reports to the Board of Trustees on aggregate costs. The motion was seconded by Trustee Heinrichs and unanimously approved.

Board President Batey then called for a motion to approve Items #1 through #7, and #9 through #32 on the Administrative Report. It was moved by Trustee Hampton, seconded by Trustee Vegas and carried with a unanimous vote that the items be approved as requested.

Superintendent's Office

No items.

Instruction Division

No items.

Personnel Division

No items.

Business Division

1. Approval to accept a donation of three engines for repairing and training from Ken Hale to be used as learning tools within the Agriculture Mechanic/Diesel program at the Regional Occupational Center.
2. Authorization to enter into an Agreement between Kern High School District/Special Education Maxim Healthcare Services to provide nursing services to special education students. Term of agreement is July 1, 2008 to June 30, 2009.
3. Authorization for Associate Superintendent, Business to award Bid No. 2279 – Arvin High School Portable Classrooms 2008 Electrical, based on California Public Contract Code Section 22032 not to exceed \$125,000.00, subject to ratification by the Board of Trustees at its next scheduled Board meeting.
4. Authorization to enter into a Short-Term Consultant Agreement with Wendy Yuan-Sway, CPA to perform Food Service and inventory systems assessment. Term dates are July 28, 2008 to October 26, 2008 or less.
5. Approval for the University of LaVerne to hold ten class sessions in the Starrh Classroom from September through November 2008. Dennis Scott will be instructing the classes.
6. Approval of Food Services Cafeteria Price List for students and adults and Catering Price List for the 2008-2009 school year. Lunch and A La Carte prices have increased from the prior school year due to higher food and transportation costs.
7. Approval of request by Davis Moreno Construction, Inc., awardee for Bid No. 1610 – District Office Records Retention Facility to authorize the substitution of Sub-Contractor. Due to non-licensed California contractor, Frontier Steel Buildings Corp. will be unable to perform the metal building erection portion of work as proposed on the Sub-Contractor's List. Davis Moreno Construction, Inc. has requested approval to utilize Davis Moreno Construction, Inc. for this portion of the project.
8. Approval to enter into an agreement with the Law Offices of Klein,

Denatale, Goldner, Cooper, Rosenlieb & Kimball LLP and authorization for Dennis Scott, Associate Superintendent, Business to sign agreement on behalf of the Board of Trustees.

9. Approval of Local Agreement for Child Development Services Number CCTR-8090 between Kern High School District/Bakersfield Adult School and California Department of Education/Child Development Programs. The proposed agreement will provide funds to support the Child Care Center at Bakersfield Adult School which serves children from 0-10 years old for fiscal year 2008-2009. Term of agreement is July 1, 2008 to June 30, 2009.
10. Ratification of recordation of the Notice of Completion for Bid No. 1506 – Frontier High School: Off-Site Improvements. This Notice of Completion recorded on May 23, 2008.
11. Approval of Change Order No. 3 for Bid No. 1610 – District Office Records Retention Facility:

Contractor:	Davis Moreno Construction, Inc.
Original Contract Amount:	\$ 2,796,000.00
Adjusted Contract Amount:	\$ 2,886,584.44
This <u>Increase</u> :	\$ 3,676.02
New Total:	\$ 2,890,260.46
12. Approval of Change Order No. 13 for Bid No. 1749 – Shafter High School Growth Expansion Modernization and New Cafeteria: Electrical, Communications, Fire Alarm and Detection Systems – Buildings 100, 200, 300, 400, 600, 700, 800, 900, 1000, 1100 and 1200: (Modernization)

Contractor:	A-C Electric Company
Original Contract Amount:	\$ 2,774,755.00
Adjusted Contract Amount:	\$ 2,859,979.59
This <u>Increase</u> :	\$ 3,552.00
New Total:	\$ 2,863,531.59
Increase of 5 calendar days to February 7, 2008	
13. Approval of Change Order No. 2 for Bid No. 1759 - Shafter High School Growth Expansion Modernization and New Cafeteria: Painting - Buildings 100, 200, 300, 400, 600, 700, 800, 900, 1000, 1100, and 1200: (Growth)

Contractor:	Nike Construction Co.
Original Contract Amount:	\$ 89,000.00
Adjusted Contract Amount:	\$ 96,399.70
This <u>Increase</u> :	\$ 1,445.00
New Total:	\$ 97,844.70
Increase of 4 calendar days to November 28, 2007	
14. Approval of Change Order No. 3 for Bid No. 1759 - Shafter High School Growth Expansion Modernization and New Cafeteria: Painting - Buildings 100, 200, 300, 400, 600, 700, 800, 900, 1000, 1100, and 1200: (Modernization)

Contractor:	Nike Construction Co.
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Original Contract Amount: \$ 242,000.00
Adjusted Contract Amount: \$ 0.00
This Increase: \$ 495.00
New Total: \$ 242,495.00
Increase of 1 calendar day to November 29, 2007

15. Approval of Change Order No. 1 for Bid No. 1795 - Shafter High School Growth Expansion Modernization and New Cafeteria: Exterior Painting and Anti-Graffiti Coating (Modernization)

Contractor: Nike Construction Co.
Original Contract Amount: \$ 119,000.00
Adjusted Contract Amount: \$ 0.00
This Increase: \$ 1,815.00
New Total: \$ 120,815.00
Increase of 3 calendar days to February 4, 2008

16. Approval of Change Order No. 14 for Mira Monte High School (Comprehensive High School No. 1-2004) Portion Two for a total of \$113,881.29, as follows:

- a. Bid No. 1814-01 – Structural Concrete and Reinforcement

Contractor: Santa Clarita Concrete
Original Contract Amount: \$ 4,749,500.00
Adjusted Contract Amount: \$ 0.00
This Increase: \$ 4,320.69
New Total: \$ 4,753,820.69

- b. Bid No. 1816-01 – Rough Carpentry

Contractor: Cuyamaca Const., Inc.
Original Contract Amount: \$ 8,975,000.00
Adjusted Contract Amount: \$ 0.00
This Increase: \$ 10,133.00
New Total: \$ 8,985,133.00

- c. Bid No. 1816-02 – Rough Carpentry

Contractor: Cuyamaca Const., Inc.
Original Contract Amount: \$ 8,975,000.00
Adjusted Contract Amount: \$ 8,985,133.00
This Increase: \$ 9,012.00
New Total: \$ 8,994,145.00

- d. Bid No. 1816-03 – Rough Carpentry

Contractor: Cuyamaca Const., Inc.
Original Contract Amount: \$ 8,975,000.00
Adjusted Contract Amount: \$ 8,994,145.00
This Increase: \$ 48,830.00
New Total: \$ 9,042,975.00

- e. Bid No. 1820-03 – HVAC, DDC/EMS and Flashing

Contractor: American Incorporated
Original Contract Amount: \$ 8,790,000.00
Adjusted Contract Amount:\$ 8,790,048.95
This Increase: \$ 20,830.60
New Total: \$ 8,810,879.55

f. Bid No. 1831-01 – Telescoping Bleachers

Contractor: Sierra School Equipment Company
Original Contract Amount: \$ 187,200.00
Adjusted Contract Amount:\$ 0.00
This Increase: \$ 3,400.00
New Total: \$ 190,600.00

g. Bid No. 1831-02 – Telescoping Bleachers

Contractor: Sierra School Equipment Company
Original Contract Amount: \$ 187,200.00
Adjusted Contract Amount:\$ 190,600.00
This Increase: \$ 9,975.00
New Total: \$ 200,575.00

h. Bid No. 1837-05 – Painting and Special Coatings

Contractor: Ro's Precise Painting, Inc.
Original Contract Amount: \$ 428,100.00
Adjusted Contract Amount:\$ 450,568.27
This Increase: \$ 7,380.00
New Total: \$ 457,948.27

17. Approval of Change Order No. 15 for Independence High School (Comprehensive High School No. 2-2004) for a total of \$278,142.54, as follows:

a. Bid No. 2007-05 – Landscape and Irrigation

Contractor: Kern Sprinkler Landscaping, Inc.
Original Contract Amount: \$ 1,364,000.00
Adjusted Contract Amount:\$ 1,418,290.50
This Decrease: \$ (25,000.00)
New Total: \$ 1,393,290.50

b. Bid No. 2010-06 – Chain Link Fencing

Contractor: Ace Fence Company
Original Contract Amount: \$ 675,000.00
Adjusted Contract Amount:\$ 760,180.83
This Increase: \$ 7,106.00
New Total: \$ 767,286.83

c. Bid No. 2012-11 – Concrete

Contractor: Tumblin Company
Original Contract Amount: \$ 7,767,000.00
Adjusted Contract Amount:\$ 7,796,633.00

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|--|------------------------|-----------------|
| | This <u>Decrease</u> : | \$ (40,000.00) |
| | New Total: | \$ 7,756,633.00 |
- d. Bid No. 2015-07 – Structural Steel and Miscellaneous Iron
Contractor: Kern Steel Fabrication, Inc.
Original Contract Amount: \$ 3,360,000.00
Adjusted Contract Amount: \$ 3,380,573.00
This Decrease: \$ (1,308.00)
New Total: \$ 3,379,265.00
- e. Bid No. 2018-07 – General Construction
Contractor: Piper & DeVries, Inc.
dba Omega Construction
Original Contract Amount: \$ 318,000.00
Adjusted Contract Amount: \$ 318,805.00
This Decrease: \$ (21,000.00)
New Total: \$ 297,805.00
- f. Bid No. 2025-11 – Metal Studs, Lath, Plaster and Drywall
Contractor: Frye Construction, Inc.
Original Contract Amount: \$ 7,191,000.00
Adjusted Contract Amount: \$ 7,202,112.29
This Increase: \$ 1,892.00
New Total: \$ 7,204,004.29
- g. Bid No. 2029-03 – Resilient Flooring and Carpet
Contractor: Donald M. Hoover Co.
Original Contract Amount: \$ 349,525.00
Adjusted Contract Amount: \$ 351,302.00
This Decrease: \$ (25,000.00)
New Total: \$ 326,302.00
- h. Bid No. 2031-10 – Painting
Contractor: Ro's Precise Painting, Inc.
Original Contract Amount: \$ 393,200.00
Adjusted Contract Amount: \$ 402,577.00
This Increase: \$ 843.00
New Total: \$ 403,420.00
- i. Bid No. 2038-02 – Food Service Equipment
Contractor: Boelter Contract and Design of
California, Limited Partnership
Original Contract Amount: \$ 725,000.00
Adjusted Contract Amount: \$ 720,839.00
This Increase: \$ 1,461.63
New Total: \$ 722,300.63
- j. Bid No. 2043-12 – Plumbing
Contractor: HPS Mechanical, Inc.
Original Contract Amount: \$ 3,571,287.00

Adjusted Contract Amount: \$ 3,507,397.00
This Increase: \$ 6,658.00
New Total: \$ 3,514,055.00

k. Bid No. 2045-08 – HVAC & Sheet Metal
Contractor: American Incorporated
Original Contract Amount: \$10,923,000.00
Adjusted Contract Amount: \$10,941,175.35
This Decrease: \$ (195,255.34)
New Total: \$10,745,920.01

l. Bid No. 2046-10 – Electrical
Contractor: A-C Electric Company
Original Contract Amount: \$10,600,000.00
Adjusted Contract Amount: \$10,617,122.00
This Increase: \$ 1,014.00
New Total: \$10,618,136.00

18. Approval of Change Order No. 16 for Independence High School (Comprehensive High School No. 2-2004) for a total of \$197,052.66, as follows:

a. Bid No. 2007-06 – Landscape and Irrigation
Contractor: Kern Sprinkler Landscaping, Inc.
Original Contract Amount: \$ 1,364,000.00
Adjusted Contract Amount: \$ 1,393,290.50
This Increase: \$ 1,961.00
New Total: \$ 1,395,251.50

b. Bid No. 2008-03 – Asphalt Concrete Paving
Contractor: Griffith Company
Original Contract Amount: \$ 1,583,729.00
Adjusted Contract Amount: \$ 1,602,334.00
This Increase: \$ 94,081.84
New Total: \$ 1,696,415.84

c. Bid No. 2010-07 – Chain Link Fencing
Contractor: Ace Fence Company
Original Contract Amount: \$ 675,000.00
Adjusted Contract Amount: \$ 767,286.83
This Increase: \$ 13,987.00
New Total: \$ 781,273.83

d. Bid No. 2012-12 – Concrete
Contractor: Tumblin Company
Original Contract Amount: \$ 7,767,000.00
Adjusted Contract Amount: \$ 7,756,633.00
This Increase: \$ 59,446.00
New Total: \$ 7,816,079.00

- e. Bid No. 2014-02 – Concrete Block Masonry
Contractor: Nibbelink Masonry
Construction Corporation
Original Contract Amount: \$ 2,130,000.00
Adjusted Contract Amount:\$ 2,127,845.60
This Decrease: \$ (1,616.00)
New Total: \$ 2,126,229.60

- f. Bid No. 2014-03 – Concrete Block Masonry
Contractor: Nibbelink Masonry
Construction Corporation
Original Contract Amount: \$ 2,130,000.00
Adjusted Contract Amount:\$ 2,126,229.60
This Decrease: \$ (8,696.00)
New Total: \$ 2,117,533.60

- g. Bid No. 2014-04 – Concrete Block Masonry
Contractor: Nibbelink Masonry
Construction Corporation
Original Contract Amount: \$ 2,130,000.00
Adjusted Contract Amount:\$ 2,117,533.60
This Decrease: \$ (16,405.65)
New Total: \$ 2,101,127.95

- h. Bid No. 2016-06 – Ornamental Metal
Contractor: Kern Steel Fabrication, Inc.
Original Contract Amount: \$ 285,000.00
Adjusted Contract Amount: \$ 313,160.30
This Increase: \$ 1,170.00
New Total: \$ 314,330.30

- i. Bid No. 2019-07 – Architectural Woodwork/Casework
Contractor: Lozano Caseworks, Inc.
Original Contract Amount: \$ 834,000.00
Adjusted Contract Amount: \$ 873,023.00
This Increase: \$ 2,556.00
New Total: \$ 875,579.00

- j. Bid No. 2025-12 – Metal Studs, Lath, Plaster and Drywall
Contractor: Frye Construction, Inc.
Original Contract Amount: \$ 7,191,000.00
Adjusted Contract Amount: \$ 7,204,004.29
This Increase: \$ 1,326.58
New Total: \$ 7,205,330.87

- k. Bid No. 2029-04 – Resilient Flooring and Carpet
Contractor: Donald M. Hoover Co.
Original Contract Amount: \$ 349,525.00
Adjusted Contract Amount: \$ 326,302.00

This Decrease: \$ (5,056.00)
New Total: \$ 321,246.00

l. Bid No. 2045-09 – HVAC & Sheet Metal
Contractor: American Incorporated
Original Contract Amount: \$10,923,000.00
Adjusted Contract Amount: \$10,745,920.01
This Decrease: \$ (2,282.76)
New Total: \$10,743,637.25

m. Bid No. 2045-10– HVAC & Sheet Metal
Contractor: American Incorporated
Original Contract Amount: \$10,923,000.00
Adjusted Contract Amount: \$10,743,637.25
This Increase: \$ 16,405.65
New Total: \$10,760,042.90

n. Bid No. 2046-11 – Electrical
Contractor: A-C Electric Company
Original Contract Amount: \$10,600,000.00
Adjusted Contract Amount: \$10,618,136.00
This Increase: \$ 40,175.00
New Total: \$10,658,311.00

19. Approval of Change Order No. 1 for Rebid No. 2239 – Golden Valley High School: Stadium Project:

Contractor: James E. Thompson, Inc.
dba JTS Construction
Original Contract Amount: \$ 586,700.00
Adjusted Contract Amount: \$ 0.00
This Increase: \$ 17,301.13
New Total: \$ 604,001.13

20. Approval of Change Order No. 1 for Bid No. 2264 – Interior Painting of Classrooms at Ridgeview, Liberty and Centennial High Schools:

Contractor: Everlast Painting Co.
Original Contract Amount: \$ 71,000.00
Adjusted Contract Amount: \$ 0.00
This Increase: \$ 6,800.00
New Total: \$ 77,800.00

21. Approval for settlement agreement and release of claims between the Kern High School District and Continental Labor Staffing Resources.

22. Award of Bid No. 1903 – East Bakersfield High School Modernization 2005: Asbestos Abatement and Building Demolition to CST Environmental, Inc. in the total base bid amount of \$297,800.00. The District received one other bid as follows:

CONTRACTOR

BID AMOUNT

Envirotech Industries, Inc. \$672,000.00

23. Award of Bid No. 1909 – East Bakersfield High School Modernization 2005: Masonry and Glass Block to O’Neal Masonry Partners in the total base bid amount of \$27,500.00. The District received one other bid as follows:

<u>CONTRACTOR</u>	<u>BID AMOUNT</u>
Southwest Masonry, Inc.	\$139,450.00

24. The District received no bids for Bid No. 1913 – East Bakersfield High School Modernization 2005: Finish Carpentry. Staff will review and redefine the scope of work for the project. Authorization to resolicit bids for the project at a future date.

25. Award of Bid No. 1919 – East Bakersfield High School Modernization 2005: Lath, Plaster and Spray-Applied Fireproofing to Frye Construction, Inc. in the total base bid amount of \$42,018.00. The District received no other bids.

26. Award of Bid No. 2105 – Arvin High School Modernization 2005: Asbestos Lead Abatement and Selective Demolition to APC Contractors, Inc. in the total base bid amount of \$633,000.00. The District received other bids as follows:

<u>CONTRACTOR</u>	<u>BID AMOUNT</u>
PARC Environmental	\$910,000.00
Tri Span, Inc.	\$1,331,000.00

27. Award of Bid No. 2107 – Arvin High School Modernization 2005: Structural Steel to Medford Construction, Inc. in the total base bid amount of \$688,500.00. The District received one other bid as follows:

<u>CONTRACTOR</u>	<u>BID AMOUNT</u>
Kern Steel Fabrication, Inc.	\$1,128,000.00

28. Award of Bid No. 2108 – Arvin High School Modernization 2005: Rough Carpentry to Cuyamaca Construction, Inc. in the total base bid amount of \$685,000.00. The District received no other bids.

29. Award of Bid No. 2113 – Arvin High School Modernization 2005: Electrical to A-C Electric Company in the total base bid amount of \$5,827,536.00. The District received no other bids.

30. Award of Bid No. 2114 – Arvin High School Modernization 2005: HVAC to Journey Air Conditioning Company, Inc. in the total base bid amount of \$857,363.00. The District received other bids as follows:

<u>CONTRACTOR</u>	<u>BID AMOUNT</u>
Circulating Air Inc.	\$991,000.00

Hillcrest Air Conditioning \$993,650.00

31. Award of Bid No. 2259 – District-wide Portable Classrooms 2008: Asphalt Concrete Paving, Grading, Site Clearing, and Demolition to Quickie Patch Paving, Inc. total bid amount of \$86,466.05 with unit prices as follows:

<u>ITEMS AWARDED</u>	<u>UNIT PRICES</u>
2" Hot Applied Asphalt Concrete 1,000 Sq. Ft. or less	\$5.55 per square foot
2" Hot Applied Asphalt Concrete 1,001 – 3,000 Sq. Ft.	\$4.90 per square foot
4" Hot Applied Asphalt Concrete 1,000 Sq. Ft. or less	\$6.90 per square foot
4" Hot Applied Asphalt Concrete 1,001 – 3,000 Sq. Ft.	\$6.15 per square foot
Backfil (Over Excavation) and Compaction 100 Cu. Yd.	\$75.00 per cubic yard
Backfil (Over Excavation) and Compaction 300 Cu. Yd.	\$55.00 per cubic yard
Class 2 Aggregate Base Installed 100 Ton or Less	\$195.00 per cubic yard
Class 2 Aggregate Base Installed 101 – 300 Ton	\$155.00 per cubic yard
Concrete Paving Saw Cutting at 4 Inch Thickness	\$1.50 per linear feet
Demolition and Removal of Asphalt Concrete Paving	\$10.00 per square foot

All work not to exceed \$100,000.00

The District received one other bid from Burtch Construction, Inc in the total bid amount of \$92,319.20.

32. Award of Bid No. 2277 – East Bakersfield High School Portable Classrooms 2008: Electrical to Leo Black Electric, Inc. in the total base bid amount of \$72,979.00. The District received other bids as follows:

<u>CONTRACTOR</u>	<u>BID AMOUNT</u>
Turnupseed Electric Service, Inc.	\$86,454.00
Performance Electric	\$101,682.30

A-C Electric Company

\$119,500.00

ADJOURNMENT

Adjournment

President Batey adjourned the Special Meeting of July 22, 2008 at 8:02 p.m.

J. Bryan Batey, President

Ken Mettler, Clerk

JBB/KM:bs