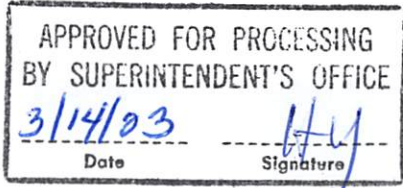


Simi Valley Schools

SIMI VALLEY UNIFIED SCHOOL DISTRICT

**BOARD APPROVED
ITEMS FROM THE
3.14.23 BOE
MEETING**



TITLE: APPROVAL OF AGREEMENT NO. R23-03812 BETWEEN SIMI VALLEY UNIFIED SCHOOL DISTRICT AND JORDAN, GILBERT & BAIN LANDSCAPE ARCHITECTS, INC. FOR THE IRRIGATION MODIFICATION AT SYCAMORE ELEMENTARY SCHOOL

Business & Facilities
Consent #7

March 14, 2023
Page 1 of 1

Prepared by: Ron Todo, Associate Superintendent
Business & Facilities

Background Information

On March 21, 2017 the Board of Education approved the list of selected firms for on-call landscape architect services for the Measure X Bond Program. The firm of Jordan, Gilbert & Bain (JGB) Landscape Architects, Inc. is on the approved list, A17.424.

Re-routing of the existing irrigation is required to prepare the area for the new inclusive play yard equipment at Sycamore Elementary School. JGB will prepare the documents for bid and will monitor the work during construction.

Fiscal Analysis

- \$6,730.00 Base Contract
- \$1,600.00 Construction Administration (Not to Exceed Fee)
- \$ 200.00 4% Reimbursable
- \$ 8,530.00 Total Fee, funded by Measure X

Recommendation

It is recommended that the Board of Education approve Agreement R23-03812 for landscape architectural services, for the Irrigation Modification at Sycamore ES.

On motion # 114 by Trustee Smollen, seconded by Trustee Pine and carried by a vote of 3/0/2, the Board of Education, by a roll-call vote, approved Agreement R23-03812 for landscape architectural services for Irrigation Modification at Sycamore ES.

Ayes: Smollen
Pine
LaBelle Noes: 0 Absent: Bagdasaryan
Jubran Abstained: 0

PROJECT ASSIGNMENT AMENDMENT (PAA)
AGREEMENT NO. R23-03812

This Project Assignment Amendment (“PAA”) is entered by and between Simi Valley Unified School District and Jordan, Gilbert & Bain Landscape Architects, Inc. Landscape Architect (“Architect”) on March 14, 2023.

Whereas, the District entered into a written Agreement entitled Agreement A17.423 for On-Going Landscape Architect Services (“Agreement”) generally establishing terms and conditions for the Architect’s design professional services for Projects assigned by the District to the Architect.

Whereas, this PAA sets forth the specific terms and conditions applicable to the District assignment of the Assigned Project to the Architect for completion of design professional services.

NOW THEREFORE, the District and Architect and agree as follows:

1. **Assigned Project Description.** The Assigned Project is described as follows: **Sycamore Elementary School Irrigation Modification** per the attached Proposal (Attachment 1 – For Fee Only) from Architect dated February 10, 2023.
2. **Assigned Project Construction Budget.** The Construction Budget for the Assigned Project is not identified at the time of execution of this agreement.
3. **Assigned Project Basic Services.** The Basic Services Phases for the Assigned Project are:

Basic Services Phases
Construction Documents
Bidding
Construction Administration

4. **Assigned Project Design Disciplines and Design Consultants.** The Design Disciplines included within the scope of the Assigned Project include the following; the Architect shall complete all services for the Design Disciplines noted below with its own employees or by Design Consultants to the Architect.
5. **Assigned Project Schedule.** The Architect’s Completion of Basic Services for the Assigned Project shall be in accordance with the following:

Basic Services Phases	Completion Date
Construction Documents	Monday, May 01, 2023
Bidding	Thursday, May 25, 2023
Construction Administration	Friday, June 30, 2023

6. **Assigned Project Contract Price.** The Contract Price for the Assigned Project is a **price of Eight Thousand, Three Hundred, and Thirty Dollars (\$8,330.00) which does not include a 4% reimbursable allowance.** The Contract Price for the Assigned Project is allocated to the Basic Services Phases as follows:

Basic Services Phases	Contract Price Allocation
Construction Documents	\$6,090.00
Bidding	\$640.00
Construction Administration Hourly NTE	\$1,600.00
Reimbursable Printing Allowance	<u>\$200.00</u>
Total Contract Price:	\$8,530.00

- 7. **Design Consultants.** Design Consultants to the Architect for the design disciplines required for the Assigned Project are as set forth in the Architect’s RFQ Response.

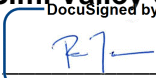
- 8. **Agreement Terms.** All terms of the Ongoing Agreement A17.423 for Landscape Architect Services are incorporated herein and applicable to the Assigned Project, except as modified by the terms of this PAA.

IN WITNESS HEREOF, the District and the Architect have executed this Project Assignment Amendment as of the date set forth above.

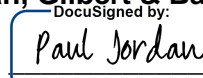
District
Simi Valley Unified School District

Architect
Jordan, Gilbert & Bain Landscape Architects

By:

DocuSigned by:

Ron Todd
09C4DEF1F690455...

By:

DocuSigned by:

Paul Jordan
A629F84717124EC...

Title: Associate Superintendent, Business & Facilities

Title: President

DS


Attachment 1 - Fee Only

REQUEST FOR PURCHASE ORDER FOR L.A. SERVICES – FEBRUARY 10, 2023

PROJECT: SYCAMORE ELEMENTARY SCHOOL
IRRIGATION REPAIR
2100 RAVENNA STREET
SIMI VALLEY, CALIFORNIA, 93065

LANDSCAPE ARCHITECT: JORDAN, GILBERT & BAIN LANDSCAPE ARCHITECTS, INC.
459 NORTH VENTURA AVENUE
VENTURA, CALIFORNIA 93001

CLIENT: SIMI VALLEY UNIFIED SCHOOL DISTRICT
101 WEST COCHRAN STREET
SIMI VALLEY, CALIFORNIA 93065

ATTENTION: MICHAEL HANDBERG

A. PROJECT OVERVIEW

This request is for Professional Landscape Architectural Services that consists of revising the existing irrigation system on campus to allow the proposed installation of a new Dave Bang Play Equipment area. The new play area shall be furnished with poured in place rubber safety surfacing. The existing irrigation mainline, remote control valves, and related sprinkler heads and lateral piping shall be repositioned to prevent overspray onto the new play equipment as well as to position the irrigation piping to enhance long term maintenance of the irrigation system.

B. SCOPE OF WORK

1. Prepare a base sheet using a combination of historical irrigation record drawings, Dave Bang's proposed play equipment layout, and related field measurements.
2. Prepare a new irrigation design to reposition piping and sprinklers to prevent conflicts with the new play equipment installation and maintenance.
3. Prepare irrigation details.
4. Prepare specifications.
5. Participate in job walk and respond to RFI's during the bidding process.
6. Construction Administration – if required by the District

C. FEES

1.	Preparation of Base Sheet and Cover Sheet.....	\$	1,200.00
2.	Preparation of Irrigation Plan.....	\$	3,250.00
4.	Preparation of Irrigation Details	\$	1,000.00
5.	Preparation of Specifications	\$	640.00
6.	Bidding Phase	\$	640.00
	TOTAL FEE.....	\$	6,730.00

7. Construction Administration Phase, if required and requested by SVUSD Staff, shall be hourly at the rate of \$160/hour.

BY:  DATE February 10, 2023
JOHN J. BAIN, III, LANDSCAPE ARCHITECT #3193
JORDAN, GILBERT & BAIN LANDSCAPE ARCHITECTS, INC.

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	Simi Valley, CA 93065
	bondcontracts@simivalleyusd.org
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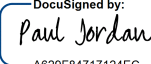
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Signer Events

Paul Jordan
 paul@jordan-gilbert.com
 Security Level: Email, Account Authentication (None)

Signature

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
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Maria Nieto
 maria.nieto@simivalleyusd.org
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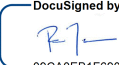
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Ron Todo
 ron.todo@simivalleyusd.org
 Security Level: Email, Account Authentication (None)

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Electronic Record and Signature Disclosure

ELECTRONIC RECORD AND SIGNATURE DISCLOSURE

From time to time, Simi Valley Unified School District (we, us or Company) may be required by law to provide to you certain written notices or disclosures. Described below are the terms and conditions for providing to you such notices and disclosures electronically through the DocuSign system. Please read the information below carefully and thoroughly, and if you can access this information electronically to your satisfaction and agree to this Electronic Record and Signature Disclosure (ERSD), please confirm your agreement by selecting the check-box next to 'I agree to use electronic records and signatures' before clicking 'CONTINUE' within the DocuSign system.

Getting paper copies

At any time, you may request from us a paper copy of any record provided or made available electronically to you by us. You will have the ability to download and print documents we send to you through the DocuSign system during and immediately after the signing session and, if you elect to create a DocuSign account, you may access the documents for a limited period of time (usually 30 days) after such documents are first sent to you. After such time, if you wish for us to send you paper copies of any such documents from our office to you, you will be charged a \$0.00 per-page fee. You may request delivery of such paper copies from us by following the procedure described below.

Withdrawing your consent

If you decide to receive notices and disclosures from us electronically, you may at any time change your mind and tell us that thereafter you want to receive required notices and disclosures only in paper format. How you must inform us of your decision to receive future notices and disclosure in paper format and withdraw your consent to receive notices and disclosures electronically is described below.

Consequences of changing your mind

If you elect to receive required notices and disclosures only in paper format, it will slow the speed at which we can complete certain steps in transactions with you and delivering services to you because we will need first to send the required notices or disclosures to you in paper format, and then wait until we receive back from you your acknowledgment of your receipt of such paper notices or disclosures. Further, you will no longer be able to use the DocuSign system to receive required notices and consents electronically from us or to sign electronically documents from us.

All notices and disclosures will be sent to you electronically

Unless you tell us otherwise in accordance with the procedures described herein, we will provide electronically to you through the DocuSign system all required notices, disclosures, authorizations, acknowledgements, and other documents that are required to be provided or made available to you during the course of our relationship with you. To reduce the chance of you inadvertently not receiving any notice or disclosure, we prefer to provide all of the required notices and disclosures to you by the same method and to the same address that you have given us. Thus, you can receive all the disclosures and notices electronically or in paper format through the paper mail delivery system. If you do not agree with this process, please let us know as described below. Please also see the paragraph immediately above that describes the consequences of your electing not to receive delivery of the notices and disclosures electronically from us.

How to contact Simi Valley Unified School District:

You may contact us to let us know of your changes as to how we may contact you electronically, to request paper copies of certain information from us, and to withdraw your prior consent to receive notices and disclosures electronically as follows:

To contact us by email send messages to: sean.goldman@simivalleyusd.org

To advise Simi Valley Unified School District of your new email address

To let us know of a change in your email address where we should send notices and disclosures electronically to you, you must send an email message to us at sean.goldman@simivalleyusd.org and in the body of such request you must state: your previous email address, your new email address. We do not require any other information from you to change your email address.

If you created a DocuSign account, you may update it with your new email address through your account preferences.

To request paper copies from Simi Valley Unified School District

To request delivery from us of paper copies of the notices and disclosures previously provided by us to you electronically, you must send us an email to sean.goldman@simivalleyusd.org and in the body of such request you must state your email address, full name, mailing address, and telephone number. We will bill you for any fees at that time, if any.

To withdraw your consent with Simi Valley Unified School District

To inform us that you no longer wish to receive future notices and disclosures in electronic format you may:

- i. decline to sign a document from within your signing session, and on the subsequent page, select the check-box indicating you wish to withdraw your consent, or you may;
- ii. send us an email to sean.goldman@simivalleyusd.org and in the body of such request you must state your email, full name, mailing address, and telephone number. We do not need any other information from you to withdraw consent.. The consequences of your withdrawing consent for online documents will be that transactions may take a longer time to process..

Required hardware and software

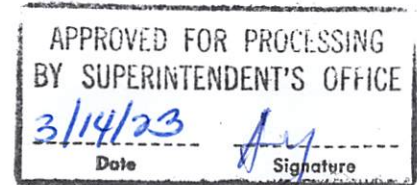
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Acknowledging your access and consent to receive and sign documents electronically

To confirm to us that you can access this information electronically, which will be similar to other electronic notices and disclosures that we will provide to you, please confirm that you have read this ERSD, and (i) that you are able to print on paper or electronically save this ERSD for your future reference and access; or (ii) that you are able to email this ERSD to an email address where you will be able to print on paper or save it for your future reference and access. Further, if you consent to receiving notices and disclosures exclusively in electronic format as described herein, then select the check-box next to ‘I agree to use electronic records and signatures’ before clicking ‘CONTINUE’ within the DocuSign system.

By selecting the check-box next to ‘I agree to use electronic records and signatures’, you confirm that:

- You can access and read this Electronic Record and Signature Disclosure; and
- You can print on paper this Electronic Record and Signature Disclosure, or save or send this Electronic Record and Disclosure to a location where you can print it, for future reference and access; and
- Until or unless you notify Simi Valley Unified School District as described above, you consent to receive exclusively through electronic means all notices, disclosures, authorizations, acknowledgements, and other documents that are required to be provided or made available to you by Simi Valley Unified School District during the course of your relationship with Simi Valley Unified School District.



TITLE: APPROVAL OF AMENDMENT 2 TO AGREEMENT NO. R22-02903 BETWEEN SIMI VALLEY UNIFIED SCHOOL DISTRICT AND BALFOUR BEATTY CONSTRUCTION, LLC FOR THE MASTER AGREEMENTS AT ROYAL HIGH SCHOOL

Business & Facilities
Consent #8

March 14, 2023
Page 1 of 1

Prepared by: Ron Todo, Associate Superintendent
Business & Facilities

Background Information

On January 18, 2022 the Board of Education approved Balfour Beatty Construction, LLC as the Lease Leaseback Contractor for the projects at Royal High School.

On February 15, 2022 the Board of Education approved Agreement No. R22-02903 being utilized as the Master Construction Agreement for assigning projects to Balfour Beatty Construction, LLC.

On February 21, 2023 approved Balfour Beatty Construction for Preconstruction services for the new Simi Valley MPR / Kitchen / Classroom building.

The District is incorporating the Simi Valley High School MPR project into the Master Agreement R22-02903.

Fiscal Analysis

None

Recommendation

It is recommended that the Board of Education approve Amendment 2 to Agreement R22-02903 for Master Construction Services.

On motion # 114 by Trustee Smollen, seconded by Trustee Pine and carried by a vote of 3/0/0, the Board of Education, by a roll-call vote, approved Amendment 2 to Agreement R22-02903 for Master Construction Services Agreement.

Ayes: Smollen
Pine
LaBelle Noes: 0 Absent: Bagdasaryan
Subran Abstained: 0

AMENDMENT NO. 2

(Master Lease-Leaseback Agreement Royal High School Projects)

This Amendment No. 1 (“Amendment”) to the Master Lease-Leaseback Agreement (which is comprised of the Master Site Lease, Master Sublease, and Master Construction Services Agreement, collectively referred to as the “Master Lease-Leaseback Agreement”) between Simi Valley Unified School District (“District”) and Balfour Beatty Construction, LLC (“Contractor”) is hereby amended as follows:

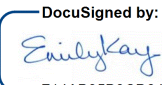
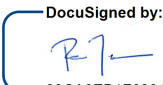
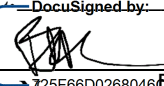

WHEREAS, District and Contractor entered into the Master Lease-Leaseback Agreement for the Royal High School Measure X Projects on or about January 18, 2022;

WHEREAS, the District wishes to amend the “Project” or “Projects”; and

WHEREAS, the District and Contractor agree to amend the Master Lease-Leaseback Agreement; and

NOW THEREFORE, DISTRICT AND CONTRACTOR AGREE AS FOLLOWS:

1. To include Simi Valley High School new MPR / Kitchen / Classroom building and all related scope as part of the “Project” or “Projects”.
2. This Amendment shall be binding upon and inure to the benefit of the Parties hereto and their respective successors and assigns. If any provision of this Amendment shall be held invalid or unenforceable by a court of competent jurisdiction, such holding shall not invalidate or render unenforceable any other provision of this Agreement or the Master Lease-Leaseback Agreement.
3. This Amendment may be executed and delivered in any number of counterparts, each of which so executed and delivered shall be deemed an original and all of which shall constitute one and the same instrument.
4. In the event of any inconsistency between the terms of this Amendment and the Master Lease-Leaseback Agreement, the terms of this Amendment shall control.

CONTRACTOR	DISTRICT:
BALFOUR BEATTY CONSTRUCTION, LLC	SIMI VALLEY UNIFIED SCHOOL DISTRICT
By:  <small>DocuSigned by: 714AB95B3C08481</small> Name Emily Kay Title Vice President	By:  <small>DocuSigned by: 09CA0EB1F690455...</small> Name Ron Todo Title Associate Supt. Bus & Facilities
DATE: 3/14/2023 By:  <small>DocuSigned by: 725E66D02680468</small> Name Brian Cahill Title Division President	DATE: 3/16/2023
DATE: 3/16/2023	

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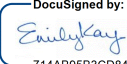
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Signer Events

Emily Kay
 ekay@balfourbeattyus.com
 Vice President
 Security Level: Email, Account Authentication (None)

Signature

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Brian Cahill
 bcahill@balfourbeattyus.com
 Division President
 Security Level: Email, Account Authentication (None)


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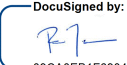
Maria Nieto
 maria.nieto@simivalleyusd.org
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DS

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Ron Todo
 ron.todo@simivalleyusd.org
 Security Level: Email, Account Authentication (None)

DocuSigned by:

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Certified Delivery Events	Status	Timestamp
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Witness Events	Signature	Timestamp
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Notary Events	Signature	Timestamp
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Electronic Record and Signature Disclosure

ELECTRONIC RECORD AND SIGNATURE DISCLOSURE

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You may contact us to let us know of your changes as to how we may contact you electronically, to request paper copies of certain information from us, and to withdraw your prior consent to receive notices and disclosures electronically as follows:

To contact us by email send messages to: sean.goldman@simivalleyusd.org

To advise Simi Valley Unified School District of your new email address

To let us know of a change in your email address where we should send notices and disclosures electronically to you, you must send an email message to us at sean.goldman@simivalleyusd.org and in the body of such request you must state: your previous email address, your new email address. We do not require any other information from you to change your email address.

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To request delivery from us of paper copies of the notices and disclosures previously provided by us to you electronically, you must send us an email to sean.goldman@simivalleyusd.org and in the body of such request you must state your email address, full name, mailing address, and telephone number. We will bill you for any fees at that time, if any.

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- Until or unless you notify Simi Valley Unified School District as described above, you consent to receive exclusively through electronic means all notices, disclosures, authorizations, acknowledgements, and other documents that are required to be provided or made available to you by Simi Valley Unified School District during the course of your relationship with Simi Valley Unified School District.