

BOARD OF TRUSTEES AGENDA

<input type="checkbox"/> Workshop	<input checked="" type="checkbox"/> Regular	<input type="checkbox"/> Special
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(A) Report Only Recognition

Presenter(s):

Briefly describe the subject of the report or recognition presentation.

(B) Action Item **Presenter(s):** GILBERTO GONZALEZ, SUPERINTENDENT OF SCHOOLS
ISMAEL MIJARES, DEPUTY SUPT. FOR BUSINESS AND FINANCE
EDUARDO TREVINO, DEPUTY SUPT. FOR DISTRICT OPERATIONS
LUIS VELEZ, PURCHASING DIRECTOR
PEDRO FELAN, FACILITIES AND MAINTENANCE DIRECTOR
DAVIS POWELL, ARCHITECT OF RECORD

Briefly describe the action required.

CONSIDER AND TAKE APPROPRIATE ACTION ON THE REQUEST TO APPROVE CHANGE ORDER NUMBER ONE (1) ON SEALED PROPOSAL 163604 ON EAGLE PASS AND C.C. WINN HIGH SCHOOL FIELD HOUSE ADDITION AS PER BOARD POLICY CV, AND STATE GUIDELINES, AND AMEND THE GENERAL FUND AND SPECIAL PROJECTS FUND BUDGETS.

(C) **Funding source: Identify the source of funds if any are required.**


BUDGETED FUNDS

(D) **Clarification: Explain any question or issues that might be raised regarding this item.**

SEE ATTACHED MEMORANDUM



EAGLE PASS INDEPENDENT SCHOOL DISTRICT

To: Mr. Ismael Mijares, Deputy Superintendent for Business and Finance
From: Luis A. Vélez, Purchasing Director  Luis A. Vélez
Date: Thursday, August 24, 2017 2017.08.24 11:51:26
Subject: **Change order number 1 on Sealed Proposal 163604 on Eagle Pass and C.C. Winn High School Field House addition**
-05'00'

In accordance with Board Policy CV, attached for your review is the written cost estimate of the proposed change to sealed proposal 163604 on Eagle Pass and C.C. Winn High School field house addition submitted to us by Mr. Davis Powell, Architect of Record for the district. As required by board policy CV (Local), a change order of \$1,000 or more requires Board approval.

Should you have any questions regarding this matter, please do not hesitate to contact me.

Page 1 of 1

1420 EIDSON ROAD ● EAGLE PASS, TEXAS 78852 ● TEL. (830) 773-5181 ● WWW.EAGLEPASSISD.NET

AN EQUAL OPPORTUNITY EMPLOYER



1152 ferry street suite b
eagle pass, tx 78852
830-757-6750

August 24, 2017

Mr. Gilbert Gonzalez, Superintendent
Eagle Pass Independent School District
1420 Eidson Road
Eagle Pass, TX 78852

Re: Proposal Request #3
Field House Projects

Dear Mr. Gonzalez,

We were recently asked by Administration if there were any improvements we should consider to enhance the Field House projects. Our response was adding brick/stone/stucco to the rear elevations of the buildings that are currently scheduled as Metal Panels. (These elevations are not visible from the typical paths of circulation on the campuses)

To acquire the cost for this revision, we issued Proposal Request 3 to replace metal panels with brick, stone, and stucco on the rear elevations of the building. The work would include a 4" wider foundation for the additional thickness of the material.

The proposed cost of the work is **\$46,657.00** for both schools.

The cost represents an increase of \$8.60 per square foot of wall area and is therefore reasonable and worthy of consideration.

We appreciate your consideration of this information. Please call 757-6750 with any questions or comments.

Thank you,

A handwritten signature in black ink, appearing to read 'Davis Powell', written in a cursive style.

Davis Powell, Architect

FACILITIES CONSTRUCTION

CV
(LEGAL)

4. The impact on the ability of the district to comply with rules relating to historically underutilized businesses.
5. The offeror's safety record.
6. The offeror's proposed personnel.
7. Whether the offeror's financial capability is appropriate to the size and scope of the project.
8. Any other relevant factor specifically listed in the request for bids, proposals, or qualifications.

Gov't Code 2269.055

OUT-OF-STATE
BIDDERS

A board shall not award a contract for general construction, improvements, services, or public works projects or for purchase of supplies, materials, or equipment to a bidder whose principal place of business is not in this state, unless the nonresident underbids the lowest bid submitted by a responsible resident bidder by an amount that is not less than the greater of the amount by which a resident bidder would be required to underbid a nonresident bidder to obtain a comparable contract in the state in which the nonresident's principal place of business is located or a state in which a majority of the manufacturing relating to the contract will be performed. *Gov't Code 2252.001-.002*

This requirement shall not apply to a contract involving federal funds. A district shall rely on information published by the comptroller in evaluating the bids of a nonresident bidder. *Gov't Code 2252.003-.004*

PUBLISHING
CRITERIA

A district shall publish in the request for proposals or qualifications the criteria that will be used to evaluate the offerors and the applicable weighted value for each criterion. *Gov't Code 2269.056(b)*

SUBMISSION

A person who submits a bid, proposal, or qualification to a governmental entity shall seal it before delivery. *Gov't Code 2269.059*

SELECTION

A district shall base its selection among offerors on applicable criteria listed for the particular method used. *Gov't Code 2269.056(b)*

MAKING EVALUATIONS
PUBLIC

A district shall document the basis of its selection and shall make the evaluations public not later than the seventh day after the date the contract is awarded. *Gov't Code 2269.056(c), .105*

CHANGE ORDERS

If a change in plans or specifications is necessary after the performance of a contract is begun or if it is necessary to decrease or increase the quantity of work to be performed or of materials, equipment, or supplies to be furnished, the district may approve

change orders making the changes. The district may grant general authority to an administrative official to approve the change orders.

The total contract price may not be increased because of the changes unless additional money for increased costs is approved for that purpose from available money or is provided for by the authorization of the issuance of time warrants.

A contract with an original contract price of \$1 million or more may not be increased by more than 25 percent. If a change order for a contract with an original contract price of less than \$1 million increases the contract amount to \$1 million or more, the total of the subsequent change orders may not increase the revised contract amount by more than 25 percent of the original contract price.

Education Code 44.0411

INSPECTION,
VERIFICATION AND
TESTING

Independently of the contractor, construction manager-at-risk, or design-build firm, a district shall provide or contract for the construction materials engineering, testing, and inspection services and the verification testing services necessary for acceptance of the facility by the district. The district shall select the services for which it contracts in accordance with Government Code 2254.004. *Gov't Code 2269.058*

IMPACT FEES

A district is not required to pay impact fees imposed under Local Government Code Chapter 395 unless the board consents to the payment of the fees by entering a contract with the political subdivision that imposes the fees. The contract may contain terms the board considers advisable to provide for the payment of the fees. *Local Gov't Code 395.022*

ENERGY SAVINGS
PERFORMANCE
CONTRACTS

The contracting and delivery procedures for construction projects described at Government Code Chapter 2269 do not apply to energy savings performance contracts described at Education Code 44.901. *Education Code 44.901(j)* [See CL]

PROFESSIONAL
SERVICES
ARCHITECTS AND
ENGINEERS

An architect or engineer required to be selected or designated under Government Code Chapter 2269 has full responsibility for complying with Occupations Code Chapter 1051 or 1001, as applicable.

If the selected or designated architect or engineer is not a full-time employee of the district, the district shall select the architect or engineer on the basis of demonstrated competence and qualifications as provided by Government Code 2254.004 [see PROCURING PROFESSIONAL SERVICES, below].

Gov't Code 2269.057

FACILITIES CONSTRUCTION

CV
(LOCAL)

COMPLIANCE WITH
LAW

The Superintendent shall establish procedures that ensure that all school facilities within the District comply with applicable laws and local building codes.

CONSTRUCTION
CONTRACTS

Prior to advertising, the Board shall determine the project delivery/contract award method to be used for each construction contract valued at or above \$50,000. To assist the Board, the Superintendent shall recommend the project delivery/contract award method that he or she determines provides the best value to the District. [See CV series]

For construction contracts valued at or above \$20,000, the Superintendent shall also submit the resulting contract to the Board for approval. Lesser expenditures for construction and construction-related materials or services shall be at the discretion of the Superintendent and consistent with law and policy. [See also CH]

INITIAL PHASE

Bidding for District construction projects for which the architect is contracted shall be handled by the architect, who will be responsible for receiving and recording all bonds, deposits, and other documents as required. Performance and pay bonds in the amount of the estimated cost of the project shall be required before contracts for construction are signed.

CHANGE ORDERS

Change orders permitted by law shall be approved prior to any changes being made in the approved plans or the actual construction of the facility.

Change orders valued at or above \$1,000 shall require Board approval. The Superintendent shall be authorized to approve change orders of a lesser amount.

In all change orders, the District's architect shall give a written cost estimate of the proposed change and submit it to the administration. The signature of the Superintendent or designee shall be required before a change order may be executed.

EMERGENCY

When emergencies arise that require an immediate response, the architect may issue a field order when the amount in question is not over \$1,000. However, a cost estimate shall be submitted and verbal approval given by the Superintendent or designee before proceeding. The field order shall then be followed by a written change order as indicated above.

PROJECT
ADMINISTRATION

All construction projects shall be administered by the Superintendent or designee.

The Superintendent shall keep the Board informed concerning construction projects and also shall provide information to the general public.

EAGLE PASS INDEPENDENT SCHOOL DISTRICT

BUDGET CHANGE REQUEST

ATHLETICS
Fund 181-7

DATE: 08/28/17

REFERENCE NO. _____

ACCOUNT NUMBER

FUND	FUNC.	OBJ.	SUB-OBJ.	ORG.	PROG.	DESCRIPTION	NOM.	AMOUNT INCREASE/(DECREASE)
181	36	6XXX			7XX	CO-CURRICULAR ACTIVITIES	-	50,000
181	51	6XXX			7XX	PLANT MAINTENANCE AND ACQ.	+	(50,000)
TOTAL								0

REASON FOR REQUEST: REALIGNMENT OF FUNDS.

ORIGINATOR 8-28-17

 DATE
 FINANCE 8-28-17
 DATE

_____ SUPERINTENDENT _____ DATE
 _____ BOARD OFFICER _____ DATE

DISAPPROVAL: _____ NAME _____ DATE _____

REASON FOR DISAPPROVAL:

PROCESSED BY ACCOUNTING: _____ NAME _____ DATE _____

EAGLE PASS INDEPENDENT SCHOOL DISTRICT

BUDGET CHANGE REQUEST

M & O

Fund 199-7

DATE: 08/24/17

REFERENCE NO. _____

ACCOUNT NUMBER

FUND	FUNC.	OBJ.	SUB-OBJ.	ORG.	PROG.	DESCRIPTION	NOM.	AMOUNT INCREASE/(DECREASE)
199	00	8XXX			7XX	TRANSFER OUT-SPECIAL PROJECTS	-	46,657
199	00	3XXX			7XX	BUDGETARY FUND DRAWING	+	46,657
TOTAL								0

REASON FOR REQUEST: TO TRANSFER FUNDS FOR CHANGE ORDER OF THE FIELD HOUSES AT BOTH HIGH SCHOOLS.

ORIGINATOR 8-24-17

8-24-17
 FINANCE DATE

 SUPERINTENDENT

 BOARD OFFICER

 DATE

 DATE

DISAPPROVAL: _____
 NAME

 DATE

REASON FOR DISAPPROVAL:

PROCESSED BY ACCOUNTING: _____
 NAME

 DATE

EAGLE PASS INDEPENDENT SCHOOL DISTRICT

BUDGET CHANGE REQUEST

CAPITAL PROJECTS
FUND 616-6


DATE: 08/24/17

REFERENCE NO. _____

ACCOUNT NUMBER								
FUND	FUNC.	OBJ.	SUB- OBJ.	ORG.	PROG.	DESCRIPTION	NOM.	AMOUNT INCREASE/(DECREASE)
616	81	6XXX			7XX	FACILITIES ACQUISITION AND CONTRUCTION	-	46,657
616	00	7XXX			7XX	TRANSFER IN- M&O	+	46,657
TOTAL								0

REASON FOR REQUEST: TO TRANSFER FUNDS FOR CHANGE ORDER OF THE FIELD HOUSES AT BOTH HIGH SCHOOLS.

ORIGINATOR 

 FINANCE	DATE <u>8-24-17</u>	SUPERINTENDENT	DATE
_____	DATE	BOARD OFFICER	DATE

DISAPPROVAL: _____ NAME _____ DATE _____

REASON FOR DISAPPROVAL:

PROCESSED BY ACCOUNTING: _____ NAME _____ DATE _____