

**PERALTA COMMUNITY COLLEGE DISTRICT**  
**Board of Trustees Agenda Report**  
**For the Trustee Meeting Date of July 11, 2017**

**ITEM TITLE:**

Consider Approval of a Contract Award to Future Power Corporation dba Energy Conservation Options (ECO), to complete the Laney College Forum Interior LED Lighting Retrofit.

**SPECIFIC BOARD ACTION REQUESTED:**

*Approval* is requested for a construction contract with Energy Conservation Options to complete the Laney College Forum LED Lighting Upgrade, in the amount not-to-exceed \$83,177.

**ITEM SUMMARY:**

This program qualifies as an “energy conservation” project. Therefore, as an exception to competitive bid and in accordance with the California Government Code, Section 4217.12, the District may enter into this agreement for “energy conservation facility.” This code permits the District to enter into an energy service contract and any necessarily related facility ground lease on terms that its governing body determines are in the best interests of the public agency. A determination is made at a regularly scheduled public hearing, and public notice is given at least two weeks in advance, and if the governing body finds:

*“That the anticipated cost to the public agency for... conservation services provided by the energy conservation facility under the contract will be less than the anticipated marginal cost to the public agency of thermal, electrical, or other energy that would have been consumed by the public agency in the absence of those purchases.”*

The District’s governing body must determine that the benefits exceed the marginal costs of the services. In this case, the District will pay a one-time cost of \$83,177, for projected energy savings proceeds of \$197,656, over a 10-year period. A Notice of Public hearing will inform the public of the District’s intention to enter an agreement, in compliance with the Government Code Section 4217.12. Public comment will be heard at the regular Board of Trustees meeting scheduled for July 11, 2017.

<b>Items</b>	<b>Cost &amp; Quantity</b>
Estimated Total Fixtures	150
Estimated kWh Savings	61,311
Estimated 10-year Cost Savings	197,656

The Chancellor recommends approval.

**SOURCE OF FUNDS (AND FISCAL/BUDGETARY IMPACT):**

Sustainability Rebates from Investor-Owned Utility

**BACKGROUND/ANALYSIS:**

Energy Conservation Options completed Phase I of this project, due to a formal safety request of the Peralta Federation of Teachers. Phase I amounted for 1/3 of the project completion. The remaining 2/3, which is Phase II of the project, will be completed under this agreement. ECO has completed interior LED lighting retrofit projects for Laney Library and Berkeley City College main building.

**DELIVERABLES AND SCOPE OF WORK:**

Deliverables and/or services will include assessment, equipment, labor, commissioning, appropriate disposal and documentation, rebate processing, project closeout, project closeout documentation, training District personnel, and reporting, as required by the District, and also as required by the CCC/IOU partnership program.

**ANTICIPATED COMPLETION DATE:**

The contractor will achieve Substantial Completion of the entire work within ninety (90) days and Final Completion no later than one hundred and twenty (120) Days from the commencement date.

**ALTERNATIVES/OPTIONS**

None

**EVALUATION AND RECOMMENDED ACTION:**

The administration recommends approval of this contract with ECO.

**OTHER DEPARTMENTS IMPACTED BY THIS ACTION (E.G. INFORMATION TECHNOLOGY):**

YES \_\_\_\_\_ NO \_\_\_\_\_

COMMENTS: None

**WHO WILL BE PRESENTING THIS ITEM AT THE BOARD MEETING?** Vice Chancellor Ikharo

(\*Board contract approval is subject to negotiation and execution by the Chancellor.)

**DOCUMENT PREPARED BY:**

Prepared by: Dr. Sadiq B. Ikharo Date: July 11, 2017  
Vice Chancellor of General Services

**DOCUMENT PRESENTED AND APPROVED BY:**

Presented and approved by: Dr. Sadiq B. Ikharo Date: July 11, 2017  
Vice Chancellor of General Services

**FINANCE DEPARTMENT REVIEW**

Finance review required  Finance review *not* required

If Finance review is required, determination is:  Approved  Not Approved

If not approved, please give reason: \_\_\_\_\_

Signature: Christine Williams  
Ron Little, Vice Chancellor for Finance and Administration

**GENERAL COUNSEL (Legality and Format/adherence to Education Codes):**

Legal review required

Legal review *not* required

If Legal review is required, determination is:

Approved

Not Approved

Signature: Nitasha Sawhney

Nitasha Sawhney, Acting General Counsel

**CHANCELLOR'S OFFICE APPROVAL**

Approved, and Place on Agenda

Not Approved, but Place on Agenda

Signature: Jowel C. Laguerre

Dr. Jowel C. Laguerre, Chancellor

**PERALTA COMMUNITY COLLEGE DISTRICT**

**RESOLUTION ???**

**RATIFY AND ACCEPT CONTRACT AWARD TO ENERGY  
CONSERVATION OPTIONS (ECO), TO RETROFIT LANEY COLLEGE  
FORUM INTERIOR WITH LED LIGHTS**

WHEREAS, this Board without advertising bids, and when the Board determines it to be in the best interests of the District, may authorize contracts to purchase services, materials and equipment utilizing piggyback-able Request for Proposal conducted by the Alameda Unified School District.

WHEREAS, this Board does hereby accept the bid of Energy Conservation Options (ECO) and,

NOW, THEREFORE, BE IT RESOLVED that this Board does hereby accept the bid of Energy Conservation Options (ECO), 7770 Pardee Lane Suite 150, Oakland, California 94621 for Total Bid in the amount of EIGHTY-THREE THOUSAND, ONE HUNDRED AND SEVENTY-SEVEN and 00/100 DOLLARS (\$83,177); and

BE IT FURTHER RESOLVED that the Secretary of this Board be and he is hereby authorized and directed to enter into a contract in accordance with law with said Energy Conservation Options for the Laney College Forum LED Interior Lighting Upgrade and the bid bond of said bidder be returned to it upon the acceptance of said contract together with the bonds attached thereto.

PASSED AND ADOPTED this 13<sup>th</sup> of September, 2016. The full Board has voted in support of this resolution, unless the Board meeting minutes reflect otherwise.

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Jowel C. Laguerre, Ph.D.  
Chancellor and Secretary  
Board of Trustees  
Peralta Community College District

