

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

RESOLUTION NO. 04-1718

AUTHORIZING THE ELECTION TO INCREASE RETENTION

WHEREAS, the Public Contract Code Section 3400(c)(2) retention that can be withheld by a public entity from a general contractor has been reduced from ten (10) percent to five (5) percent; and

WHEREAS, AB 1705 amends Public Contract Code Section 7201 and 10261 allows Districts to withhold up to ten (10) percent of the Project retention in cases where the Governing Board has found that the Project is substantially complex and that the unique project is not regularly, customarily, or routinely performed by the agency or licensed contractors; and

WHEREAS, Chabot-Las Positas Community College District has decided it is in the best interest of the District's students, faculty, staff and the facilities modernization program to bid out the Biological Science Building 2100 Annex, Chabot College ("Project") under the election to increase retention;

WHEREAS, the Governing Board of the Chabot-Las Positas Community College District finds the election to increase retention for the Project which involves the construction of substantially complex two story Biological Building, housing five instructional laboratories, cadaver teaching space, and greenhouse, this project also includes the addition of a Fire Sprinkler System to the adjacent building all on a student occupied campus;

NOW, THEREFORE, that the Chabot-Las Positas Community College District Board of Trustees authorizes the election to increase retention, pursuant to Public Contract Code Section 7201 to ten (10) percent and that this fact be disclosed in the Project bid documents.

PASSED AND ADOPTED by the following roll call vote this 15 day of August 2017 by the Governing Board of Chabot-Las Positas Community College District of Alameda County, State of California.

AYES:

NOES:

ABSENT:

ABSTENTIONS:

Date

Secretary of the Board of Trustees of the
Chabot-Las Positas Community College District,
State of California, County of Alameda