



February 2, 2018

Mr. Daniel Gonzales
Hayward Unified School District
24411 Amador Street
Hayward, CA 94554

Re: Chabot College Parking Lot Project: Final Memorandum of Understanding

Dear Mr. Gonzales,

On August 31, 2017, Chabot-Las Positas Community College District (CLPCCD) reached out to your Program management team, Vanir Construction Management, with a request to use a space at Ochoa MS, adjacent to the Chabot College for a construction project staging area. After discussions with Haywards Maintenance, Bond and Transportation department, the two parties have come to an agreement for the requested use.

The parties agreed the space at Ochoa MS, identified in Exhibit "A" attached, was a viable area for use by the Chabot College during the construction period of March 5, 2018 through November 1, 2019.

The two parties have agreed to the following terms:

1. Area of use would be a 100 ft. x 100 ft. identified in Exhibit "A", attached and will be a **No Smoking Zone**.
2. Access by the contractor to the laydown area will only be off the Chabot Campus on the Service Road off Depot road.
3. Gravel/Base Rock to be placed on top of grass within fenced area and Removed at end of project. A 24" Fiber weed block will be installed along fence line, with weed control being applied to control weeds. Contractor must provide 48 hours' notice to the District prior to spraying Round up and post notice of spraying for 72 hours. There will be NO Spraying while school is in session or outdoor activities are taking place.
4. Curb cut will be installed, removed and curb reestablished at fenced entrance for Contractor access at no expense to HUSD.
5. Contractor will install/remove 7 ft. high post driven fence with green windscreen, rolling gate and lock for contractor's use during construction. Original fence will be re-established at end of project at no expense to HUSD.
6. CLPCCD will have topographic survey, underground survey completed and provided to HUSD prior to construction starting for informational use.

7. CLPCCD will have Rotor-Rooter camera the storm drains, catch basins, etc. at area of use prior to start of construction project and at end of project and will provide copies to HUSD.
8. Chabot and HUSD Grounds Supervisors will survey and test irrigation lines, map, removed heads and cap prior to contractor taking possession of staging area.
9. Any previously identified working utility or irrigation lines damaged during course of use by contractor, will be repaired by Chabot College/Contractor and at NO expense to HUSD.
10. The area identified for use, at the end of the project will be restored, aerated, and hydro seeded.
11. CLPCCD will trim and clear trees and brush on both sides of existing fence at identified area, see exhibit "A" for access prior to start of construction.
12. CLPCCD will replace any tree's removed at Ochoa MS site for access and use of staging area with 15 gal Redwoods.
13. CLPCCD will include in the contract documents for Bid 18-05, under Article 6 and Special Conditions, Insurance & Indemnity Requirements to "Include Hayward USD, their officers, employees, agents and representatives". See Exhibit B, attached.
14. Contractor must follow CLPCCD Standards when using HUSD area for laydown during construction.
15. Contractor cannot store any Chemicals in the laydown area at any time during use.
16. Security of the laydown area is the responsibility of the Contractor and at NO time is HUSD responsibly for security during use by CLPCCD.

Thank you for your assistance and working with CLPCCD and Chabot College to obtain a successful project. If the terms of this agreement are acceptable to you, please sign below and return the letter to me. Please call me with any questions.

Regards,

Doug Horner
 Vice Chancellor, Facilities & Bond Programs
 Chabot-Las Positas Community College District

 Doug Horner, Vice Chancellor
 Facilities & Bond Programs CLPCCD

Date: _____

 Daniel Gonzales, Facilities Coordinator III
 Hayward Unified School District

Date: _____