



MARK PESTRELLA, Director

**COUNTY OF LOS ANGELES  
DEPARTMENT OF PUBLIC WORKS**

*"To Enrich Lives Through Effective and Caring Service"*

900 SOUTH FREMONT AVENUE  
ALHAMBRA, CALIFORNIA 91803-1331  
Telephone (626) 458-5100  
<http://dpw.lacounty.gov>

ADDRESS ALL CORRESPONDENCE TO:  
P.O. BOX 1460  
ALHAMBRA, CALIFORNIA 91802-1460

IN REPLY PLEASE  
REFER TO FILE

**ADOPTED**

BOARD OF SUPERVISORS  
COUNTY OF LOS ANGELES

29 August 15, 2017

LORI GLASGOW  
EXECUTIVE OFFICER

August 15, 2017

The Honorable Board of Supervisors  
County of Los Angeles  
383 Kenneth Hahn Hall of Administration  
500 West Temple Street  
Los Angeles, California 90012

Dear Supervisors:

**AWARD CONSTRUCTION CONTRACT  
TRANSPORTATION CORE SERVICE AREA  
MUREAU ROAD AT MOUNTAIN VIEW DRIVE  
LANDSCAPED MEDIAN RETROFIT  
IN THE UNINCORPORATED COMMUNITY OF CALABASAS  
(SUPERVISORIAL DISTRICT 3)  
(3 VOTES)**

**SUBJECT**

This action is to award a construction contract to FS Contractors for the Mureau Road at Mountain View Drive project and authorize the Director of Public Works or his designee to execute a construction contract for work in the unincorporated community of Calabasas.

**IT IS RECOMMENDED THAT THE BOARD:**

1. Find that the scope of the project has not materially changed since the Board previously found the project categorically exempt from the provisions of the California Environmental Quality Act.
2. Award and authorize the Director of Public Works or his designee to execute a construction contract with FS Contractors in the amount of \$1,018,778 and establish the effective date following receipt of approved Faithful Performance and Labor and Material Bonds and insurance certificate filed by the contractor for Project ID No. RDC0015968, Mureau Road at Mountain View Drive.

3. Delegate to the Director of Public Works or his designee the following authority in connection with the contract: (1) approve and execute change orders within the same monetary limits delegated to the Director of Public Works under Section 2.18.050 of the Los Angeles County Code relative to the construction of County buildings, (2) accept the project upon its final completion, and (3) release retention money withheld consistent with the requirements of State Public Contract Code Sections 7107 and 9203.

### **PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION**

Approval of the recommended action will award the construction contract to FS Contractors; authorize the Director of Public Works or his designee to execute the construction contract; and establish the effective contract date following receipt of approved Faithful Performance and Labor and Material Bonds and insurance certificate filed by the contractor for the project.

Project ID No. RDC0015968, Mureau Road at Mountain View Drive, will include the construction of median landscaping, an irrigation system, unit pavers, a river-rock lined retention basin, and the performance of other appurtenant work in the unincorporated community of Calabasas.

On April 18, 2017, the Board approved the project; adopted the plans and specifications; and instructed the Executive Officer of the Board of Supervisors to advertise the project.

On May 16, 2017, four bids were received (see enclosure). FS Contractors was the apparent lowest responsive and responsible bidder with a bid price of \$1,018,778. On April 18, 2017, the Board approved the project with an estimated construction contract cost in the range of \$725,000 and \$850,000 and an estimated total project cost of \$1,500,000. The lowest bid is 27 percent higher than the construction cost estimate. This is in part due to escalating costs associated with accelerated growth within the construction industry. After re-analyzing the estimate taking this increased growth into account, we believe that the bids received are reasonable, and we do not believe re-advertising the project will result in lower bids. Accordingly, FS Contractors is recommended to receive the contract.

The contract specifications require the work to be completed in 70 working days. It is anticipated that the work will start in October 2017 and be completed in February 2018.

### **Implementation of Strategic Plan Goals**

The County Strategic Plan directs the provision of Strategy III.3, Pursue Operational Effectiveness, Fiscal Responsibility, and Accountability, and Objective III.3.2, Manage and Maximize County Assets. The recommended action supports ongoing efforts to manage and improve public infrastructure assets.

### **FISCAL IMPACT/FINANCING**

There will be no impact to the County General Fund.

Funding for the project is included in the Third Supervisorial District's Transportation Improvement Program in the Measure R Local Return Fund Fiscal Year 2017-18 Budget.

The annual maintenance cost of the landscaping improvements is estimated to be \$75,000. Commencing in Fiscal Year 2018-19, sufficient appropriation will be included in the Third Supervisorial District's annual Transportation Improvement Program in the Road Fund Budget to finance the ongoing maintenance cost.

### **FACTS AND PROVISIONS/LEGAL REQUIREMENTS**

The contract will be in the form previously reviewed and approved as to form by County Counsel. The recommended contract was solicited on an open competitive basis and is in accordance with applicable Federal, State, and County requirements. The contractor is in compliance with the Chief Executive Officer's and the Board's requirements.

A standard construction contract will be used that contains terms and conditions supporting the Board's ordinances and policies, including but not limited to, the County's Greater Avenues for Independence and General Relief Opportunities for Work Programs, Contract Language to Assist in Placement of Displaced County Workers, and Notice to Employees Regarding the Federal Earned Income Credit (Federal Income Tax Law, Internal Revenue Service's Notice 1015).

Data regarding the bidders' Community Business Enterprise and Local Small Business Enterprise participation is found in the enclosure.

The project plans and specifications include the contractual provisions, methods, and material requirements necessary for the project and are on file with the Department of Public Works.

### **ENVIRONMENTAL DOCUMENTATION**

On April 18, 2017, the Board found the project to be categorically exempt from the provisions of the California Environmental Quality Act.

### **CONTRACTING PROCESS**

The contract was solicited on an open-competitive basis in accordance with the provisions of the State Public Contract Code.

The State Labor Code requires contractors to pay prevailing wage rates to all persons employed on Public Works construction contracts. These rates are determined by the Department of Industrial Relations and include contributions for fringe benefits such as vacations, pension funds, training, and health plans for each employee.

The project will be required to implement the Board-adopted Local and Targeted Worker Hire Policy utilizing Best Efforts as developed by the Chief Executive Office because the total project budget was greater than \$500,000 but less than \$2,500,000.

To increase contractor awareness of Public Works' program to contract work out to the private sector, the project was listed on both the County's "Doing Business with the County" and Public Works' "Business Opportunities" websites for upcoming bids:

<http://www.lacounty.gov/business/doing-business-with-the-county>

<http://dpw.lacounty.gov/general/contracts/opportunities>

Also, Public Works leveraged its social media platform by advertising the solicitation through Twitter.

Public Works received and publicly opened four bids on the solicitation for the advertised project (enclosure). Two bidders were Local Small Business Enterprise certified, three bidders were Community Business Enterprise certified, and one bidder was not certified.

The bidder listed in the enclosure was deemed the apparent lowest responsive and responsible bidder meeting the criteria adopted by the Board with respect to the project identified herein.

To ensure the contract is awarded to a responsible contractor with a satisfactory history of performance, the lowest bidder is required to report violations of the False Claims Act, criminal convictions, civil litigation, defaulted contracts with the County, complaints filed with the Contractor's State License Board, labor law/payroll violations, and debarment actions. As provided for in Board Policy No. 5.140, the information reported by FS Contractors was considered before making this recommendation to award.

The contractor will be in compliance with the Chief Executive Officer's and the Board's requirements.

#### **IMPACT ON CURRENT SERVICES (OR PROJECTS)**

This construction contract will result in improved infrastructure in the unincorporated community of Calabasas.

**CONCLUSION**

Please return one adopted copy of this letter to the Department of Public Works, Construction Division.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Mark Pestrella". The signature is fluid and cursive, with the first name "Mark" written in a larger, more prominent script than the last name "Pestrella".

MARK PESTRELLA

Director

MP:SRB:sm

Enclosures

c: Chief Executive Office (Chia-Ann Yen)  
County Counsel  
Executive Office  
Internal Services Department (Countywide  
Contract Compliance)

**AWARD CONSTRUCTION CONTRACT  
TRANSPORTATION CORE SERVICE AREA  
MUREAU ROAD AT MOUNTAIN VIEW DRIVE  
LANDSCAPED MEDIAN RETROFIT  
IN THE UNINCORPORATED COMMUNITY OF CALABASAS  
(SUPERVISORIAL DISTRICT 3)  
(3 VOTES)**

	Bidder	Bid Amount	LSBE Certified	CBE Certified
1	FS Contractors, Inc. (818) 838-6040	\$1,018,778.00	Yes	Yes
2	Aramexx Group, Inc. dba Aramexx Construction	\$1,009,454.20	No	Yes
3	Martinez Landscape Co., Inc.	\$1,124,265.00	Yes	Yes
4	Los Angeles Engineering, Inc.	\$1,367,200.00	No	No