



MARK PESTRELLA, Director

COUNTY OF LOS ANGELES DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

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IN REPLY PLEASE
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ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

October 04, 2022

42 October 4, 2022

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

CELIA ZAVALA
EXECUTIVE OFFICER

Dear Supervisors:

**CONSTRUCTION CONTRACT
WATER RESOURCES CORE SERVICE AREA
ADOPT, ADVERTISE, AND AWARD
OWEN TANK REPLACEMENT PROJECT
PROJECT ID NO. WWD2900041
IN THE UNINCORPORATED COMMUNITY OF TOPANGA
(SUPERVISORIAL DISTRICT 3)
(3 VOTES)**

SUBJECT

Public Works is seeking Board approval to procure a construction contract for the Owen Tank Replacement Project in the unincorporated community of Topanga.

IT IS RECOMMENDED THAT THE BOARD ACTING AS THE GOVERNING BODY OF THE LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 29, MALIBU

1. Determine that the recommended actions are within the scope of the Owen Tank Replacement Project impacts analyzed in the Mitigated Negative Declaration previously adopted by the Board.
2. Adopt the plans and specifications that are on file in Project Management Division III of Public Works for the previously approved Owen Tank Replacement Project at an estimated construction contract cost between \$3,000,000 and \$4,600,000.
3. Instruct the Executive Officer of the Board of Supervisors to advertise for bids in accordance with the Instruction Sheet for Publishing Legal Advertisement and which are to be received before 11 a.m. on November 15, 2022, in accordance with the Notice Inviting Bids.

4. Delegate authority to the Director of Public Works or his designee to determine whether the bid of the apparent responsible contractor with the lowest apparent responsive bid is, in fact, responsive and, if not responsive, to determine which apparent responsible contractor submitted the lowest responsive bid.
5. Delegate authority to the Director of Public Works or his designee to award and execute a construction contract for the Owen Tank Replacement Project with the responsible contractor with the lowest responsive bid within or less than the estimated cost range of \$3,000,000 and \$4,600,000 or exceeds the estimated cost range by no more than 15 percent if additional and appropriate funds have been identified.
6. Delegate to the Director of Public Works or his designee the following authority in connection with this contract: (1) extend the date and time for the receipt of bids consistent with the requirements of State Public Contract Code, Section 4104.5; (2) allow substitution of subcontractors and relief of bidders upon demonstration of the grounds set forth in State Public Contract Code, Sections 4100 et seq. and 5100 et seq., respectively; (3) 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; (4) accept the project upon its final completion; and (5) 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 actions will comply with the California Environmental Quality Act (CEQA) and allow Public Works to construct the Owen Tank Replacement Project, which includes construction of a 500,000 gallon tank to replace an existing 100,000-gallon tank in the unincorporated community of Topanga (see Enclosure). The project will improve system reliability and operations.

The existing 50-year-old, 100,000-gallon tank is at the end of its useful life and does not meet current domestic and fire protection requirements for existing customers, as established by the District and the Los Angeles County Fire Department. The new tank volume will be 500,000 gallons and will be approximately 31 feet high and 60 feet in diameter on the existing County-owned Owen Tank site in the unincorporated community of Topanga. The project will improve system reliability for the surrounding community.

It is anticipated that the work will start in March 2023 and be completed in December 2023.

Implementation of Strategic Plan Goals

These recommendations support the County Strategic Plan: Strategy III.3, Pursue Operational Effectiveness, Fiscal Responsibility, and Accountability, Objective III.3.2, Manage and Maximize County Assets by supporting ongoing efforts to manage and improve public infrastructure assets

FISCAL IMPACT/FINANCING

There will be no impact to the County General Fund.

The estimated construction cost to complete this project is in the range of \$3,000,000 and \$4,600,000. The total project cost is estimated to be \$6,047,000. In addition to the construction cost, the total project cost includes the preparation of plans and specifications, construction engineering, contract administration, change order contingency, and other County services.

Funding for this project is included in the Los Angeles County Waterworks District No. 29, Malibu, Accumulative Capital Outlay Fund N33 (Capital Assets – Infrastructure) Fiscal Year 2022-23 Budget.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

This project will be advertised in accordance with Section 20602 of the State Public Contract Code.

The contract award will comply with applicable Federal and State requirements and Board policies and mandates. The contract documents will require the contractor to comply with these same requirements, policies, and mandates. The construction contract will be in the form previously reviewed and approved as to form by County Counsel.

As required by Board Policy No. 5.140, information such as defaulted contracts with the County, complaints filed with the Contractors State License Board, labor violations, and debarment actions will be considered before a contract is awarded.

Documents related to award of this contract will be available at Los Angeles County Public Works, Project Management Division III, 900 South Fremont Avenue, 8th Floor, Alhambra, CA 91803.

ENVIRONMENTAL DOCUMENTATION

On October 17, 2017, the Board adopted the Mitigated Negative Declaration (MND) and approved the Mitigation Monitoring and Reporting Program for the Owen Tank Replacement Project. The MND found that the project will not have a significant effect on the environment in accordance with the provisions of CEQA.

The recommended action is within the scope of the project in the previously adopted MND because there are no changes to the project or to the circumstances under which the project will be undertaken that require further review under CEQA.

The location of the documents and other materials constituting the record of the proceedings upon which the Board's decision is based in this matter is Public Works, 1000 South Fremont Avenue, Building A9-E, 4th Floor, Alhambra, CA 91803, and at the Public Works website at this location:

<https://pw.lacounty.gov/wwd/web/SystemImprovements/DistrictNo29.aspx>

The custodian of such documents and materials is the Waterworks Division, Project Management Section.

Upon the Board's approval of the project, the Department will file a Notice of Determination with the Registrar-Recorder/County Clerk in accordance with Section 21152 of the California Public Resources Code.

CONTRACTING PROCESS

In accordance with the Board's consolidated Local and Targeted Worker Hire Policy, the contract documents will require that at least 30 percent of the total California craft worker hours for construction of the project be performed by Local Residents and at least 10 percent be performed by Targeted Workers facing employment barriers.

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

<https://lacounty.gov/business/doing-business-with-la-county/>

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

Also, the contract solicitation will be advertised through web-based and social media platforms, including Twitter.

In addition, in order to increase opportunities for small businesses, Public Works will be coordinating with the Office of Small Business at the Department of Consumer and Business Affairs to maximize outreach, as well as offering preferences to Local Small Business Enterprises, Social Enterprises, and Disabled Veteran Business Enterprises in compliance with Los Angeles County Code, Chapters 2.204, 2.205, and 2.211.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

When the project is completed, it will have a positive impact by strengthening water supply reliability, thereby protecting the health and safety of existing customers.

CONCLUSION

Please return an adopted copy of this letter to Public Works, Project Management Division III.

Respectfully submitted,

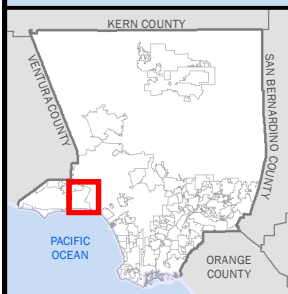
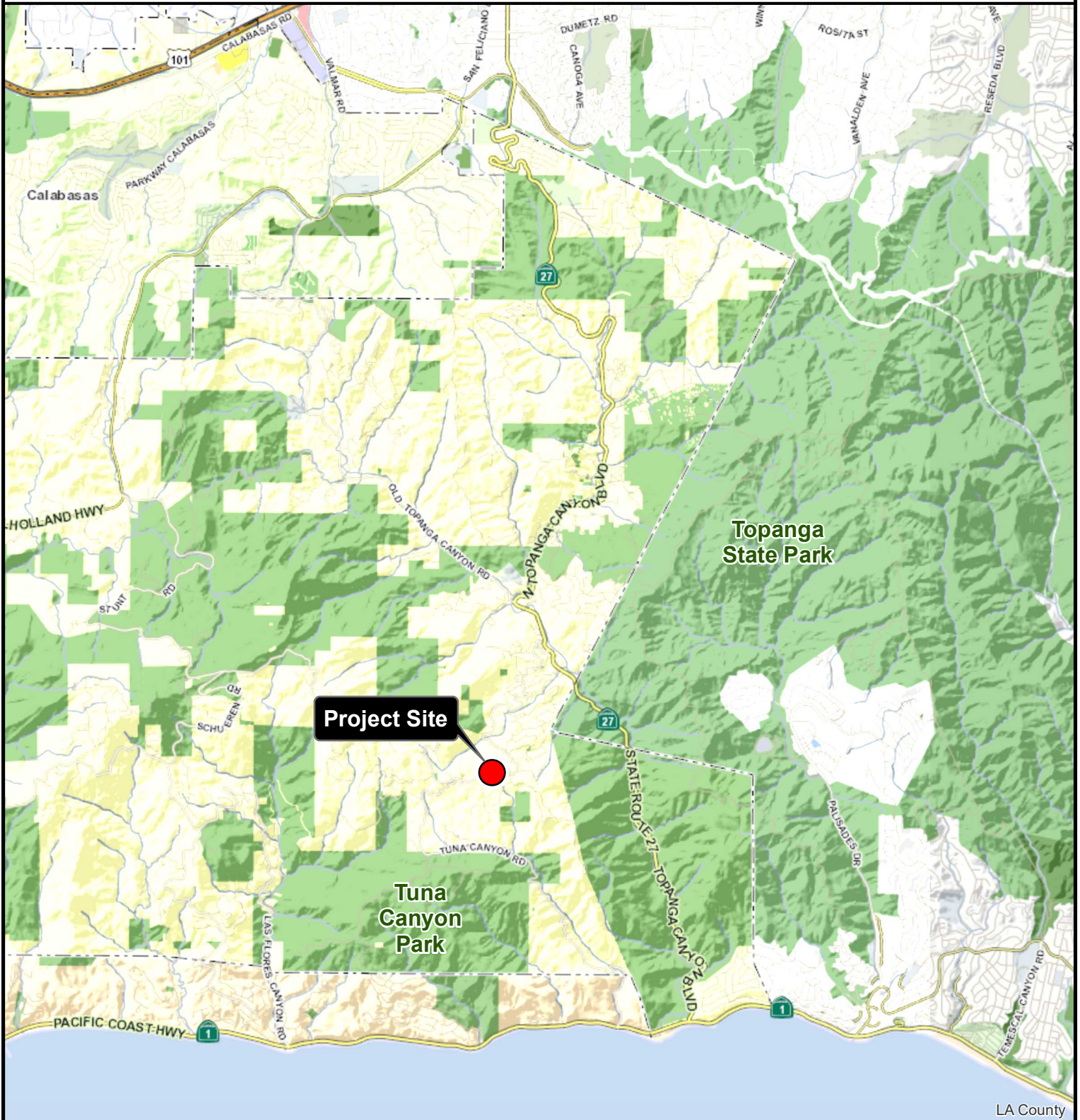
A handwritten signature in black ink, appearing to read "Mark Pestrella". The signature is fluid and cursive, with the first name "Mark" and last name "Pestrella" clearly distinguishable.

MARK PESTRELLA, PE
Director

MP:RLG:dw

Enclosures

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



 Project Location

