



COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

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P.O. BOX 1460
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June 2, 2005

IN REPLY PLEASE
REFER TO FILE: **AE-3**

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

Dear Supervisors:

**JOB ORDER CONTRACTS FOR
REPAIR AND REFURBISHMENT OF COUNTY FACILITIES
AWARD CONTRACT
SPECS. VARIOUS
ALL SUPERVISORIAL DISTRICTS
3 VOTES**

IT IS RECOMMENDED THAT YOUR BOARD:

1. Award two Job Order Contracts to Ace Engineering, Inc., for a maximum cost of \$3 million each to be financed through the capital project budget.
2. Authorize the Acting Director of Public Works to prepare and execute the JOCs in the form previously approved by County Counsel, and establish the effective date following receipt of approved Faithful Performance and Labor and Materials Bonds filed by Ace Engineering, Inc.
3. Authorize the Acting Director of Public Works to execute work orders not to exceed the maximum amount of each contract upon authorization from the Chief Administrative Office.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

We are recommending that your Board award two separate JOCs to the apparent lowest responsive bidder for repair and refurbishment of County facilities for a maximum not to exceed fee of \$3 million for each one-year contract.

The JOC is a flexible, cost-effective unit price contracting technique to accomplish repair and refurbishment of County facilities without extensive plans and specifications. This relatively simple and straightforward process reduces administrative requirements and lowers direct construction costs while meeting all Federal, State, and County procurement requirements.

We are currently administering ten active JOCs. The most recent JOCs for repair and refurbishment of County facilities were awarded by your Board on April 12, 2005. These JOCs will help expedite, as the need arises, capital improvement and earthquake repair of facilities in the courts, health, justice, and general project areas.

Public Contract Code Section 20128.5 allows individual JOCs to have a one-year term and a maximum value of \$3 million.

We will report activity on the JOC to your Board quarterly along with our regular report on delegated contracting activity.

Implementation of Strategic Plan Goals

These actions meet the County's Strategic Plan Goals of Service Excellence and Organizational Effectiveness as this construction contract will improve public facilities and restore them fully into service sooner than with traditional construction contracting.

FISCAL IMPACT/FINANCING

The recommended two construction contracts with the apparent lowest responsive bidder are \$3 million each. There is no anticipated fiscal impact to the County as a result of this action. Repair or refurbishment work will be financed through the capital project budget. No work will be assigned to these JOCs without the prior review and funding authorization from the Chief Administrative Office.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

A standard contract, in the form previously approved by County Counsel, will be used. The standard Board-directed clauses for contract terminations, renegotiations, and hiring qualified displaced County employees will be included.

The project specifications also contain provisions requiring the contractor to report solicitations of improper consideration by County employees and allowing the County to terminate the contracts if it is found that the contractor offered or gave improper consideration to County employees.

As requested by your Board on August 12, 1997, and as a threshold requirement for consideration for contract award, Ace Engineering, Inc., is willing to consider Greater Avenues for Independence Program/General Relief Opportunity for Work participants for future employment.

Ace Engineering, Inc., as required on all publicly funded projects in excess of \$1,000, will be required to pay prevailing State wage rates to all persons employed on these JOCs.

As required by your Board, language has been incorporated into the project specifications stating that the contractor shall notify its employees, and shall require each subcontractor to notify its employees, about Board Policy 5.135, the Safely Surrendered Baby Law, and that they may be eligible for the Federal Earned Income Credit under the Federal income tax laws.

Ace Engineering, Inc., is in full compliance with Los Angeles County Code Chapter 2.200 (Child Support Compliance Program) and Chapter 2.203 (Contractor Employee Jury Service Program).

ENVIRONMENTAL DOCUMENTATION

The implementation of each work order under these JOCs shall be subject to prior determination and documentation by Public Works that the work order is categorically exempt from the California Environmental Quality Act. In the event the work order is not exempt, your Board will be requested to approve the appropriate environmental finding and documentation prior to implementation.

CONTRACTING PROCESS

On February 16 and 17, 2005, using the JOC Unit Price Book and Specifications adopted by your Board on February 15, 2005, we issued a Request for Bids for a total of seven JOCs. On April 12, 2005, your Board awarded four JOCs. Competitive bids for the recommended JOCs were received on March 29, 2005. The bid results are summarized in Enclosure A. We will return to your Board in the near future to recommend award of the remaining JOC. Bidders were required to submit a set of cost adjustment factors that would be applied to the unit prices for work in the JOC Unit Price Book. Bids were determined by calculating a composite factor using a predetermined and advertised formula. Ace Engineering, Inc., was the apparent lowest responsive bidder meeting the criteria adopted by your Board. The JOC Unit Price Book and the contractor's adjustment factors will be incorporated in the awarded contracts.

Ace Engineering, Inc.'s, three-year contracting history is on file with Public Works.

To ensure the contracts are awarded to responsible contractors with a satisfactory performance history, bidders were required to report violations of the False Claims Act, their civil litigation history, and information regarding prior criminal convictions. The information reported by Ace Engineering, Inc., was considered before making this recommendation to approve execution of the contracts.

As requested by your Board on February 3, 1998, the JOC opportunities were listed on the "Doing Business with Us" website. Copies of the website postings are included as Enclosure B for your reference.

Public Works has evaluated and determined that the Living Wage Program (County Code Chapter 2.201) does not apply to the recommended contracts as these contracts are for non-Proposition A services.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

The use of these contracts will expedite the completion of repair or refurbishment work managed by Public Works. Minor impacts to tenant departments may occur while repair or refurbishment work is underway.

The Honorable Board of Supervisors
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CONCLUSION

Please return one adopted copy of this letter to Public Works.

Respectfully submitted,

DONALD L. WOLFE
Acting Director of Public Works

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Enc. 2

cc: Chief Administrative Officer
County Counsel
Department of Public Social Services (GAIN/GROW Program)
Office of Affirmative Action Compliance

June 2, 2005

ENCLOSURE A

**JOB ORDER CONTRACTS FOR
MARTIN LUTHER KING, JR./DREW MEDICAL CENTER
AWARD CONTRACT
SPECS. VARIOUS**

Bid Opening Date: March 29, 2005

Bid Summary:

<u>Bidder</u>	<u>Total Composite Factor</u>
1. ACE Engineering, Inc.	1.0930
2. Mackone Development, Inc.	1.1550
3. MTM Construction, Inc.	1.4650

Bid Opening Date: March 29, 2005

Bid Summary:

<u>Bidder</u>	<u>Total Composite Factor</u>
1. ACE Engineering, Inc.	1.0930
2. Mackone Development, Inc.	1.1550
3. MTM Construction, Inc.	1.4650

Award information has not been added at this time.

Bid Information

Bid Number : AEDM000032

Bid Title : Job Order Contract No. 28

Bid Type : Construction

Department : Public Works

Commodity : BUILDING CONSTRUCTION SERVICE, NON- RESIDENTIAL (OFFICE BLDG., ETC.)

Open Date : 2/17/2005

Closing Date : 3/29/2005 10:45 AM

Notice of Intent to Award : [View Detail](#)

Bid Amount : \$ 3,000,000

Bid Download : Not Available

Bid Description : This JOC will be used to repair and refurbish Los Angeles County facilities. Public Works will hold a mandatory pre-bid conference at 9:30 a.m., on March 3, 2005, in Conference Room C, 900 S. Fremont Ave., Alhambra, CA 91803, to provide information on the Job Order Contract, bidding process, and answer any questions that potential bidders may have. It is strongly recommended that the pre-bid conference be attended by a principal of the company or a person authorized to make decisions for the company. The maximum dollar value of the contract is \$3,000,000.

Amendment Date : 3/10/2005 Notice to Bidders "A"

Add the following form as part of your Bid Submittals (see Attachment).

Download Available Notice to Bidders "A" - Insurance Requirements Form [WORD 26.62 K InsReqForms.doc](#)

Amendment Date : 3/17/2005 Notice To Bidders "B" - Extends Bid Due Date from March 17 to March 29, 2005. An additional mandatory pre-bid meeting is scheduled for March 22, 2005, 2:00 p.m. at the DPW Headquarters. For more details and/or to request a copy of the Notice, please contact Mr. Dennis Morelos at (626)458-2180.

Contact Name : Dennis Morelos

Contact Phone# : (626) 458-2180

Contact Email : dmorelos@ladpw.org

Last Changed On : 3/17/2005 8:39:18 AM

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