



# COUNTY OF LOS ANGELES

## DEPARTMENT OF PUBLIC WORKS

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

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IN REPLY PLEASE  
REFER TO FILE: **C-1**

June 5, 2007

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:

**AWARD OF PUBLIC WORKS CONSTRUCTION CONTRACTS  
ALL SUPERVISORIAL DISTRICTS  
3 VOTES**

**IT IS RECOMMENDED THAT YOUR BOARD:**

Award and authorize the Director of Public Works, or his designee, to prepare the construction and maintenance services contracts in the form previously approved by County Counsel, execute the contracts, and establish the effective dates following receipt of approved Faithful Performance and Labor and Material bonds filed by the contractors for the following:

Project ID No. FCC0001007 - MTD 622 and CDR 539 Upgrade CMP, vicinities of Calabasas and Malibu (3), to Wesco Infrastructure Technologies, L.P., in amount of \$ 350,905.00.

Project ID No. FCC0001023 - CDR 233 Upgrade CMP, vicinities of Baldwin Hills and Lennox (2), to Excel Paving Company, in amount of \$358,142.00.

Project ID No. FMD0003093 - Channel Right of Way Clearing, 2007, South Maintenance Area, vicinities of Santa Fe Springs, Carson, Culver City, Downey, Lakewood, Long Beach, and Whittier (1, 2, and 4), to Travers Tree Service, Inc., in amount of \$194,845.00.

Project ID No. RDC0014538 - Avenue L-8, vicinity of Lancaster (5), to Granite Construction Company, in amount of \$896,525.00.

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

We are recommending that your Board award these construction and maintenance services contracts and authorize the Director of Public Works, or his designee, to execute the contracts and establish the effective contract dates following receipt of approved bonds and insurance filed by contractors for each of these projects.

The enclosure for each project includes the project description, the call for bids and bid opening dates, a tabulation of bids, and financial information. The certified record of receipt of bids and the original bid proposals for each project are also enclosed, including addenda to the contract specifications for Project ID Nos. FCC0001023, FMD0003093, and RDC0014538.

The recommended construction and maintenance services contracts are necessary to execute Board-directed and approved Public Works projects in support of operational missions. Your Board's approval of the recommended contract awards and our subsequent execution of the contracts will ensure the timely completion of the projects.

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

The award of these construction and maintenance services contracts is consistent with the County Strategic Plan Goal of Service Excellence since these contracts will provide improved infrastructure to better serve the public.

### **FISCAL IMPACT/FINANCING**

The enclosure for each project includes the amount of the recommended contract as compared with the engineer's estimate and the other bids received.

These projects are included in the 2006-07 Department of Public Works Budget. The enclosure for each project includes more detailed fiscal and financial information.

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

Recommended contract awards are to the lowest responsible bidders in accordance with the California Public Contract Code and your Board's directives.

On October 27, 1981, your Board adopted a program for the use of small Minority and Women-owned Businesses (MWBES) on Federal- and State-funded highway construction contracts. Companies meeting these requirements are certified by the State as Disadvantaged Business Enterprises (DBEs). An overall goal for subcontracting portions of the work to DBEs is established for each project. Contracts are recommended for award to the lowest responsible bidder who meets the goal or documents a good faith effort to do so in conformance with the program.

We have also developed an outreach program to encourage all qualified contractors to participate in the bidding and contracting process on our projects. Under this program, we place notices of upcoming bids in local and minority newspapers throughout the County. These notices indicate that copies of plans and specifications are available at specified libraries and the Public Works Headquarters building. This allows interested contractors to view the plans and specifications at convenient locations. We also provide telephone numbers (including one for Spanish-speaking contractors) to obtain further information on bidding and subcontracting opportunities.

To further increase contractor awareness of contracting opportunities with Public Works, each of these projects was listed on the County website for upcoming bids.

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.

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, that they may be eligible for the Federal Earned Income Credit under the Federal income tax laws.

The contracts will be in the form previously approved by County Counsel. We will also review and approve the faithful performance and payment bonds filed by the contractors.

### **ENVIRONMENTAL DOCUMENTATION**

Each of these projects was found to be categorically exempt from the provisions of the California Environmental Quality Act at the time your Board called for bids. The specifics of these findings are included in the enclosure for each project.

### **CONTRACTING PROCESS**

The contracts were solicited on an open competitive basis in accordance with the provisions of the Public Contract Code.

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

Public Works has confirmed that all of the respective contractors are in compliance with the County's Child Support Compliance Program and the requirements of the Contractor Employee Jury Service Program. In addition, the contracts will include language requiring compliance with the Newborn Abandonment Law (Safely Surrendered Baby Law).

The project specifications also contain a provision that, should the contractor require additional or replacement personnel to fill employment openings, consideration shall be given to hiring qualified participants in the County's Greater Avenues for Independence or General Relief Opportunities for Work Programs.

To ensure that the contracts are awarded to responsible contractors with satisfactory performance histories, bidders are required to report False Claims Act violations, labor law/payroll violations, debarments, their civil litigation history, and information regarding prior criminal convictions. The information reported by all of the respective contractors was considered before making this recommendation to approve execution of the contracts.

The Honorable Board of Supervisors  
June 5, 2007  
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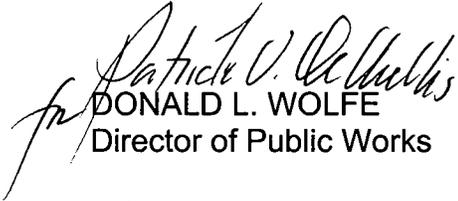
**IMPACT ON CURRENT SERVICES (OR PROJECTS)**

These construction and maintenance services contracts will result in improved public works infrastructure in the communities where the work is scheduled. Where appropriate, local residents and businesses will be informed that traffic and local access may be mildly disrupted during the construction. The proposed schedules for construction are included in the enclosure for each project.

**CONCLUSION**

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

Respectfully submitted,

  
DONALD L. WOLFE  
Director of Public Works

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cc: Chief Administrative Office  
County Counsel  
Office of Affirmative Action Compliance

AWARD OF CONTRACT  
June 5, 2007

PROJECT ID NO. FCC0001007, MTD 622 AND CDR 539 UPGRADE CMP (in the vicinities of Calabasas and Malibu), Supervisorial District 3

TYPE OF WORK: Cleaning and lining of existing corrugated metal pipe storm drains and other appurtenant work.

CALL FOR BIDS DATE: April 10, 2007 (Agenda No. 47)

BID OPENING DATE: May 8, 2007

BID SUMMARY:

|     |  |              |
|-----|--|--------------|
| Low | Wesco Infrastructure Technologies, L.P.<br>a limited partnership composed of<br>Wesco Companies, Inc., and<br>Great Western Construction Management Services<br>20100 South Western Avenue<br>Torrance, California 90501<br>(310) 224-5000 | \$350,905.00 |
| 2   | RePipe-California, Inc.  | \$362,665.00 |
| 3   | Insituform Technologies, Inc.  | \$396,160.00 |
| 4   | Southwest Pipeline and Trenchless Corp.  | \$399,681.00 |

FINANCIAL INFORMATION:

|   |              |
|---|--------------|
| Amount of estimate                            | \$391,600.00 |
| Amount of recommended contract                | \$350,905.00 |
| Amount of recommended contract below estimate | \$ 40,695.00 |

The amount of the recommended contract is 10 percent below the estimate.

Sufficient funds for this project are available in the Flood Control District budget for Fiscal Year 2006-07.

MINORITY/ WOMEN-OWNED BUSINESS ENTERPRISES DATA:

Wesco Infrastructure Technologies, L.P., has one MWBE subcontractor/supplier under this contract, yielding a proposed MWBE participation of 6 percent.

ENVIRONMENTAL IMPACT:

This project is categorically exempt pursuant to Section 15301(b) of the California Environmental Quality Act Guidelines and Class 1, Subsection (e), of the revised County Environmental Document Reporting Procedures and Guidelines adopted by your Board on November 17, 1987.

CONSTRUCTION SCHEDULE:

The contract specifications require the work to be completed in 50 working days. It is estimated the work will start in July and be completed in October 2007.

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AWARD OF CONTRACT  
June 5, 2006

PROJECT ID NO. FCC0001023, CDR 233 UPGRADE CMP (in the vicinities of Baldwin Hills and Lennox), Supervisorial District 2

TYPE OF WORK: Cleaning, video inspection, and lining of existing corrugated metal pipe storm drains; replacement of corrugated metal pipe storm drains with reinforced concrete pipe; and other appurtenant work.

CALL FOR BIDS DATE: April 3, 2007 (Agenda No. 51)

BID OPENING DATE: May 1, 2007

BID SUMMARY:

|     |  |              |
|-----|--|--------------|
| Low | Palp, Inc., a corporation dba<br>Excel Paving Company<br>2230 Lemon Avenue<br>Long Beach, California 90806<br>(562) 599-5841 | \$358,142.00 |
| 2   | +L. A. Builders, Inc.  | \$394,803.00 |
| 3   | *Accord Engineering, Inc.  | \$424,700.00 |
| 4   | *Vasilj, Inc.  | \$431,290.00 |
| 5   | Vasily Company, Inc.   | \$509,659.66 |
| 6   | LSB, Inc.  | \$875,680.00 |

\*MWBE  
+LSBE

FINANCIAL INFORMATION:

|   |              |
|---|--------------|
| Amount of estimate                            | \$518,845.00 |
| Amount of recommended contract                | \$358,142.00 |
| Amount of recommended contract below estimate | \$160,703.00 |

The amount of the recommended contract is 31 percent below the estimate.

Sufficient funds for this project are available in the Flood Control District budget for Fiscal Year 2006-07.

MINORITY/WOMEN-OWNED BUSINESS ENTERPRISE DATA:

Excel Paving Company has no MWBE subcontractors/suppliers under this contract.

ENVIRONMENTAL IMPACT:

This project is categorically exempt pursuant to Sections 15301(b) and 15302(c) of the California Environmental Quality Act Guidelines and Class 1, Subsection (e), and Class 2, Subsection (b), of the revised County Environmental Document Reporting Procedures and Guidelines adopted by your Board on November 17, 1987.

CONSTRUCTION SCHEDULE:

The contract specifications require the work to be completed in 70 working days. It is estimated the work will start in July and be completed in October 2007.

ADDITIONAL INFORMATION:

The contractor's industrial safety record indicates an accident on April 27, 2006, resulting in a fatality. An equipment operator was fatally injured when the roller he was operating rolled over. Excel Paving Company has been cited for the incident and is currently appealing the citation.

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AWARD OF CONTRACT

June 5, 2007

PROJECT ID NO. FMD0003093, CHANNEL RIGHT OF WAY CLEARING, 2007, SOUTH MAINTENANCE AREA (in the vicinities of Santa Fe Springs, Carson, Culver City, Downey, Lakewood, Long Beach, and Whittier), Supervisorial Districts 1, 2, and 4

TYPE OF WORK: Clearing of vegetation and debris from channel right of way; channel lining weep holes, joints, and cracks; and other appurtenant work.

CALL FOR BIDS DATE: April 10, 2007 (Agenda No. 48)

BID OPENING DATE: May 15, 2007

BID SUMMARY:

|     |  |              |
|-----|--|--------------|
| Low | Travers Tree Service, Inc., a corporation<br>P.O. Box 7000-416<br>Palos Verdes Peninsula, California 90274<br>(310) 530-3920 | \$194,845.00 |
| 2   | United Pacific Services, Inc.  | \$234,423.00 |
| 3   | Arborworks, Inc.   | \$279,000.00 |
| 4   | TruGreen LandCare LLC  | \$284,600.00 |
| 4   | *Mariposa Horticultural Enterprises, Inc.  | \$369,000.00 |

\*MWBE

FINANCIAL INFORMATION:

|   |              |
|---|--------------|
| Amount of estimate                            | \$265,000.00 |
| Amount of recommended contract                | \$194,845.00 |
| Amount of recommended contract below estimate | \$ 70,155.00 |

The amount of the recommended contract is 26 percent below the estimate.

Sufficient funds for this project are available in the Flood Control District budget for the Fiscal Year 2006-07 .

MINORITY/WOMEN-OWNED BUSINESS ENTERPRISE DATA:

Travers Tree Service, Inc., has no MWBE subcontractors/suppliers under this contract.

ENVIRONMENTAL DOCUMENTATION:

This project is categorically exempt pursuant to Class 1, Subsection (e), of the revised County Environmental Document Reporting Procedures and Guidelines adopted by your Board on November 17, 1987.

CONSTRUCTION SCHEDULE:

The contract specifications require the work to be completed in 80 working days. It is estimated the work will start in July and be completed in October 2007.

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AWARD OF CONTRACT  
June 5, 2007

PROJECT ID NO. RDC0014538, AVENUE L-8 (in the vicinity of Lancaster)  
Supervisorial District 5

TYPE OF WORK: Resurfacing of existing roadway pavement; construction of curb and gutter, driveways, curb ramps, cross gutters, and drainage structures; striping and pavement markings; and other appurtenant work.

CALL FOR BIDS DATE: March 6, 2007 (Agenda No. 55)

BID OPENING DATE: April 3, 2007

BID SUMMARY:

|             |  |              |
|-------------|--|--------------|
| Sole Bidder | Granite Construction Company, a corporation<br>P.O. Box 50085<br>Watsonville, California 95077<br>(831) 724-1011 | \$896,525.00 |
|-------------|--|--------------|

FINANCIAL INFORMATION:

|   |              |
|---|--------------|
| Amount of estimate                            | \$726,675.65 |
| Amount of recommended contract                | \$896,525.00 |
| Amount of recommended contract above estimate | \$169,849.35 |

The amount of the recommended contract is 23 percent above the estimate, which was based on recent average contract prices for similar items of work. A review of the estimate indicates prices of several items were below current market prices. While the bid price is higher than the estimate, re-advertising the project will result in increased contract administration costs and delay construction with no guarantee lower bids will be received. Therefore, we recommend award of the contract to the low bidder.

This project will be administered under the Federal Surface Transportation Program (STP) covered by Agreement No. 71078 with the State of California. Under this program, Federal-aid funds allocated to local agencies are used to finance a portion of the cost of the road improvement projects. We have also received a Rubberized Asphalt Concrete grant from the California Integrate Waste Management Board to be used to finance a portion of the construction costs.

This project is included in the Fiscal Year 2006-07 Road Fund Budget.

MINORITY/WOMEN-OWNED BUSINESS ENTERPRISE DATA:

Granite Construction Company has no MWBE subcontractors/suppliers under this contract.

ENVIRONMENTAL IMPACT:

The California Environmental Quality Act requires public agency decision makers to document and consider the environmental implications of their actions. This project is categorically exempt pursuant to Class 1, Subsections (x)(2) and (14), of the revised County Environmental Document Reporting Procedures and Guidelines adopted by your Board on November 17, 1987, and Section 15301 (c) of the California Environmental Quality Act Guidelines.

CONSTRUCTION SCHEDULE:

The contract specifications require the work to be completed in 40 working days. It is estimated the work will start in August and be completed in October 2007.

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