



County of Los Angeles  
**CHIEF EXECUTIVE OFFICE**

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WILLIAM T FUJIOKA  
Chief Executive Officer

August 7, 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:

**DEPARTMENT OF PUBLIC WORKS: AWARD OF PUBLIC WORKS  
CONSTRUCTION CONTRACTS LAKEWOOD, LONG BEACH,  
PLAYA DEL REY, AND ALTADENA  
(SUPERVISORIAL DISTRICTS 4 AND 5)  
(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 service 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. RDC0012247 - South Bay Bike Trail, vicinity of Playa del Rey (4), to Kalban, Inc., in amount of \$406,610.95.
- Project ID No. RDC0014993 - San Gabriel River Bike Trail, Cities of Lakewood and Long Beach (4), to Cedar Development Corporation, in amount of \$253,318.00.
- Project ID No. RMD1546041 - Parkway Tree Trimming - Fast Growth - RD 514, FY 2006-07, vicinity of Altadena (5), to Trimming Land Co., Inc., in amount of \$189,368.00.

Board of Supervisors  
GLORIA MOLINA  
First District

YVONNE B. BURKE  
Second District

ZEV YAROSLAVSKY  
Third District

DON KNABE  
Fourth District

MICHAEL D. ANTONOVICH  
Fifth District

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

The purpose of the recommended action is to obtain Board approval to award these construction and maintenance service 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 attachment 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 attached.

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

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

The Countywide Strategic Plan directs that we provide Service Excellence (Goal 1) and Community Services (Goal 6). Awarding these contracts will provide improved infrastructure to better serve the public and will enhance the quality of life in the affected communities.

### **FISCAL IMPACT/FINANCING**

These actions will have no impact to the County General Fund.

The attachment 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 Fiscal Year 2007-08 Department of Public Works Budget. The attachment 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.

The Department of Public Works has also developed an outreach program to encourage all qualified contractors to participate in the bidding and contracting process on their projects. Under this program, notices of upcoming bids are placed in local and minority newspapers throughout the County. These notices indicate that copies of plans and specifications are available at specified libraries and the Department of Public Works. This allows interested contractors to view the plans and specifications at convenient locations. They 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 the Department of 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. The Department of Public Works 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 attachment 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.

The Department of 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  
August 7, 2007  
Page 5

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

These construction and maintenance service contracts will result in improved public works infrastructure in the communities where the work is scheduled.

**CONCLUSION**

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

Respectfully submitted,



WILLIAM T FUJIOKA  
Chief Executive Officer

WTF:DLW  
JTS:ss

Attachments (3)

c: County Counsel  
Office of Affirmative Action Compliance

AWARD OF CONTRACT  
August 7, 2007

PROJECT ID NO. RDC0012247, SOUTH BAY BIKE TRAIL (in the vicinity of Playa del Rey), Supervisorial District 4

TYPE OF WORK: Reconstruction of existing bike trail including stabilization geotextile; portland cement concrete pavement on base material; and the installation of striping and pavement markings.

CALL FOR BIDS DATE: May 8, 2007 (Agenda No. 48)

BID OPENING DATE: June 5, 2007

BID SUMMARY:

Successful Bidder

	+Kalban, Inc., a corporation 9075 Glenoaks Boulevard Sun Valley, California 91352 (818) 504-1065	\$406,610.95
2	*Sol Construction, Inc.	\$387,718.00
3	HighLand Construction, Inc.	\$484,220.00
4	*PCN3, Inc.	\$493,986.25
5	*Damon Construction Co.	\$497,739.00
6	R. G. West Corporation	\$498,544.00
7	Y & M Construction	\$549,000.00
8	Tiffany Group, Inc.	\$556,896.00
9	*+Olivas Valdez, Inc.	\$604,136.25
10	Excel Paving Company	\$642,592.00
11	Nobest Inc.	\$730,320.00
12	Dalaj International Corp.	\$923,345.00

+LSBE  
\*MWBE

Sol Construction, Inc., submitted the lowest bid of \$387,718.00; however, Kalban, Inc., is a Local Small Business Enterprise certified by the County of Los Angeles Office of Affirmative Action Compliance, and their bid was within the 5 percent or \$50,000 preference; therefore, we recommend award of this contract to Kalban, Inc., in the amount of \$406,610.95.

FINANCIAL INFORMATION:

Amount of estimate	\$403,575.00
Amount of recommended contract	\$406,610.95
Amount of recommended contract above estimate	\$ 3,035.95

The amount of the recommended contract is less than 1 percent above the estimate.

Funding for this project is included in the Fiscal Year 2007-08 Proposition C Local Return Fund Budget plus a \$297,000 grant in Regional Surface Transportation Program Funds to reimburse the Proposition C Local Return Fund

MINORITY/ WOMEN-OWNED BUSINESS ENTERPRISES DATA:

Kalban, Inc., has no MWBE subcontractors/suppliers under this contract.

ENVIRONMENTAL IMPACT:

On October 17, 2006, Agenda No. 48, your Board found this project categorically exempt from the California Environmental Quality Act.

CONSTRUCTION SCHEDULE:

The contract specifications require the work to be completed in 60 working days. It is estimated the work will start in August and be completed in October 2007.

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AWARD OF CONTRACT  
August 7, 2007

PROJECT ID NO. RDC0014993, SAN GABRIEL RIVER BIKE TRAIL (Cities of Lakewood and Long Beach), Supervisorial District 4

TYPE OF WORK: Reconstruction of an existing bike trail and installation of striping and pavement markings.

CALL FOR BIDS DATE: May 15, 2007 (Agenda No. 50)

BID OPENING DATE: June 12, 2007

BID SUMMARY:

Low	Cedar Development Corporation, a corporation 12477 Feather Drive Mira Loma, California 91752 (951) 279-3362	\$253,318.00
2	*Ortiz Asphalt Paving, Inc.	\$265,156.59
3	Excel Paving Company	\$269,989.00
4	*MSJS Management Services, Inc.	\$272,088.50
5	Garcia Juarez Construction, Inc.	\$272,450.00
6	Sully-Miller Contracting Company	\$303,391.00
7	Terra Pave, Inc.	\$307,440.00
8	HighLand Construction, Inc.	\$328,385.00
9	*Sol Construction, Inc.	\$328,836.00
10	*Y & M Construction	\$329,895.00
11	*California Building Evaluation & Construction, Inc.	\$335,271.00

\*MWBE

FINANCIAL INFORMATION:

Amount of estimate	\$298,635.00
Amount of recommended contract	\$253,318.00
Amount of recommended contract below estimate	\$ 45,317.00

The amount of the recommended contract is 15 percent below the estimate.

Funding for this project is included in the Fiscal Year 2007-08 Proposition C Local Return Fund (CN9) Budget, which will be reimbursed entirely from the Transportation Development Act, Article 3, Bikeway Funds (CN1). Transportation Development Act, Article III, funds are State block grants awarded annually to local jurisdictions for bicycle projects in California. These funds originate from the State gasoline tax and are distributed to local jurisdictions including the Department of Public Works based on population.

MINORITY/WOMEN-OWNED BUSINESS ENTERPRISE DATA:

Cedar Development Corporation has no MWBE subcontractors/suppliers under this contract.

ENVIRONMENTAL DOCUMENTATION:

This project is categorically exempt pursuant to Class 1 (f) of the Environmental 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 project is to be completed in 35 working days. It is estimated the work will start in September and be completed in October 2007.

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AWARD OF CONTRACT  
August 7, 2007

PROJECT ID NO. RMD1546041, PARKWAY TREE TRIMMING - FAST GROWTH - RD 514, FY 2006-07 (in the vicinity of Altadena), Supervisorial District 5

TYPE OF WORK: Trimming of parkway trees.

CALL FOR BIDS DATE: May 1, 2007 (Agenda No. 66)

BID OPENING DATE: May 29, 2007

BID SUMMARY:

Low	*Trimming Land Co., Inc., a corporation 10513 Dolores Avenue South Gate, California 90280 (323) 569-4498	\$189,368.00
2	*H. Tree & Landscaping Company, Inc.	\$202,490.00
3	West Coast Arborists, Inc.	\$261,635.00

\*MWBE

FINANCIAL INFORMATION:

Amount of estimate	\$153,895.00
Amount of recommended contract	\$189,368.00
Amount of recommended contract above estimate	\$ 35,473.00

The amount of the recommended contract is 23 percent above the estimate. While the bid price is higher than the estimate, the bids received are competitive, and readvertising the project will result in increased contract administration costs and delay construction with no guarantee that lower bids will be received. Therefore, we recommend award of the contract to the low bidder.

This project is included in the Fiscal Year 2007-08 Road Fund Budget.

MINORITY/WOMEN-OWNED BUSINESS ENTERPRISE DATA:

Trimming Land Co., Inc., has no MWBE subcontractors/suppliers under this contract.

ENVIRONMENTAL IMPACT:

This project is categorically exempt pursuant to Class 1, Subsection (j), 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 60 working days. It is estimated the work will start in October 2007 and be completed in January 2008.

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