



County of Los Angeles
CHIEF EXECUTIVE OFFICE

Kenneth Hahn Hall of Administration
500 West Temple Street, Room 713, Los Angeles, California 90012
(213) 974-1101
<http://ceo.lacounty.gov>

WILLIAM T FUJIOKA
Chief Executive Officer

Board of Supervisors
GLORIA MOLINA
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Fifth District

April 21, 2009

ADOPTED
BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

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

44 APRIL 21, 2009

Sachi A. Hamai
SACHI A. HAMAI
EXECUTIVE OFFICER

Dear Supervisors:

**FIRE DEPARTMENT AND DEPARTMENT OF PUBLIC WORKS:
NEW FIRE STATION 156
UNINCORPORATED AREA OF SANTA CLARITA
REJECT ALL CONSTRUCTION BIDS, ADOPT AND
READVERTISE, AND DELEGATE AUTHORITY TO AWARD
SPECS. 6838R1; CAPITAL PROJECT NO. 70973
(FIFTH DISTRICT) (3 VOTES)**

SUBJECT

Reject all construction bids, adopt revised plans and specifications, readvertise for bids, and delegate authority to award and execute a construction contract to construct the New Fire Station 156.

JOINT RECOMMENDATION WITH THE FIRE CHIEF THAT YOUR BOARD, ACTING AS THE GOVERNING BODY OF THE CONSOLIDATED FIRE PROTECTION DISTRICT:

1. Reject all construction bids received on January 13, 2009, for the proposed New Fire Station 156 project.
2. Adopt revised plans and specifications for construction of the New Fire Station 156 project at an estimated \$7,305,000 construction cost, and instruct the Executive Office of your Board to readvertise for bids to be received and opened on May 7, 2009, in accordance with the Instruction Sheet for Publishing Legal Advertisements.

"To Enrich Lives Through Effective And Caring Service"

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Intra-County Correspondence Sent Electronically Only***

3. Authorize the Director of Public Works to execute a consultant services agreement with the apparent Lowest Responsive and Responsible Bidder to prepare a baseline construction schedule for a \$6,000 not-to-exceed fee funded by existing project funds and to establish the effective date following determination by the Director of Public Works of the Lowest Responsive and Responsible Bidder.
4. Delegate to the Director of Public Works the authority to determine, in accordance with the applicable contract and bid specifications, whether the apparent Lowest Responsive and Responsible Bidder has timely prepared a satisfactory baseline construction schedule and satisfied all conditions for contract award, including the criteria adopted by your Board for contract award. Upon determination that all such conditions have been satisfied, authorize the Director of Public Works to award and execute the construction contract, in the form previously approved by County Counsel, to the Lowest Responsive and Responsible Bidder and to establish the effective date of the contract upon receipt of acceptable Faithful Performance and Payment for Labor and Material Bonds and evidence of required contractor insurance.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

Approval of the recommended actions will provide for the rejection of all bids and the adoption of revised plans and specifications and will authorize the advertising of the revised plans and specifications for bids for construction of the New Fire Station 156 project located in the unincorporated area of Santa Clarita. Approval of the recommended actions will also allow the Department of Public Works (Public Works) to proceed with construction.

The proposed project is a new 11,050 square-foot fire station that will be constructed on 1.27 acres adjacent to the existing temporary fire station located at 24505 Copper Hill Drive, Santa Clarita, California. The new fire station project consists of a two-bay apparatus room, main office, day room, kitchen, an exercise room, dormitory quarters for seven personnel, and a detached dozer team facility containing dormitory quarters for three personnel, kitchen, day room, and bathroom.

On November 18, 2008, your Board adopted plans and specifications for the New Fire Station 156 project and instructed the Executive Officer of your Board to advertise for bids. On January 13, 2009, 20 bids were received. However, due to an ambiguity in the bid documents relating to the information that is required for the listing of subcontractors, we recommend rejecting all bids, adopting revised plans and specifications, and readvertising the project for bids.

Green Building/Sustainable Design Program

The project supports your Board's Sustainable Design Program by implementing design features that, when successfully installed, will allow for application of a silver level certification under the U.S. Green Building Council's (Leadership in Energy and Environmental Design) program. The project will use water-efficient fixtures and will implement the use of drought tolerant landscaping to reduce the amount of potable water consumed.

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs the provision of Operational Effectiveness (Goal 1) by improving the efficiency, quality, and responsiveness of County services to all residents. It also directs that we ensure Children, Family, and Adult Well-Being (Goal 2) by enhancing the ability of families to live in safe, stable, and supportive communities. We are also directed to improve Community and Municipal Services (Goal 3) by offering a wide range of services responsive to each community's specific needs. This project will help to achieve these goals as it is an investment in public infrastructure that will benefit the Santa Clarita community by improving the Fire District's ability to respond to local emergencies.

FISCAL IMPACT/FINANCING

Public Works' fair construction cost estimate for the base construction contract is \$7,305,000. In no event will a contract be awarded over this amount without returning to your Board for approval.

On November 18, 2008, your Board approved a project budget of \$12,745,000. The total project cost estimate includes the preparation of plans and specifications, plan check fees, construction, bid contingency, demolition of existing temporary fire station, change orders, consultant services, miscellaneous expenditures, Civic Art allocation, and County services. The Project Schedule and Budget Summary are included in Attachment A.

Sufficient funding is available in the FY 2008-09 Capital Projects/Refurbishments Budget to proceed with the recommended actions. The project is funded with commercial paper proceeds and developer fees. There is no impact to net County costs.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

Applicable law, including the State Public Contract Code, requires the County to award construction contracts to the apparent Lowest Responsive and Responsible Bidder, which refers to the firm that: (1) submits the bid with the lowest cost; (2) is deemed by the County to be "responsive" to specific criteria under the solicitation, including but not limited to, licensure, bonding, and insurance requirements; and (3) is determined by the County to be a "responsible" bidder by exhibiting the quality, fitness, capacity, experience, and trustworthiness to satisfactorily perform the work required under the bid solicitation.

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

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.

As requested by your Board on August 12, 1997, and as a threshold requirement for consideration for contract award, bidders will be required to attest their willingness to consider Greater Avenues for Independence Program/General Relief Opportunities for Work participants for future employment.

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 (Safely Surrendered Baby Law) and that they may be eligible for the Federal Earned Income Credit under the Federal income tax laws.

As required by your Board, the project cost includes 1 percent of design and construction costs to be allocated to the Civic Art Fund per your Board's Civic Art Policy adopted on December 7, 2004.

Bidders will also be required to show full compliance with Los Angeles County Code, Chapter 2.200 (Child Support Compliance Program) and Chapter 2.203 (Contractor Employee Jury Service Program).

To ensure that the contract is awarded to a responsible contractor with a satisfactory history of performance, bidders are required to report violations of the False Claims Act, their civil litigation history, and information regarding prior criminal convictions. The information reported will be considered before making a recommendation to award.

ENVIRONMENTAL DOCUMENTATION

On March 20, 2007, your Board adopted the Negative Declaration prepared for the New Fire Station 156 project, including the demolition of the existing temporary fire station, and found that the project will have no significant effect on the environment. The recommended action is within the scope of the project in the previously approved Negative Declaration.

CONTRACTING PROCESS

On November 18, 2008, your Board adopted plans and specifications for the New Fire Station 156 project and instructed the Executive Officer of your Board to advertise for bids. On January 13, 2009, 20 bids were received. However, due to an ambiguity in the bid documents relating to the information that is required for the listing of subcontractors, we recommend rejecting all bids and re-advertising the revised project plans and specifications.

Advertising for bids will be in accordance with the County's standard Instruction Sheet for Publishing Legal Advertisements (Attachment B). As requested by your Board on February 3, 1998, this contract opportunity will be listed on the Doing Business with Us Website.

Participation by Community Business Enterprises (CBE) in the project is encouraged through Public Works' Capital Projects' CBE Outreach Program and by monitoring the good faith efforts of bidders to utilize CBEs.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

There will be no negative impact on current County services or projects during the performance of the recommended services.

CONCLUSION

Please return one adopted copy of this letter to the Chief Executive Office, Capital Projects Division; one to the Arts Commission; and one to the Department of Public Works, Project Management Division II.

Respectfully submitted,



WILLIAM T FUJIOKA
Chief Executive Officer



for P. MICHAEL FREEMAN
Fire Chief

WTF:GF:PMF:DL
JSE:DJT:SW:zu

Attachments (2)

- c: Arts Commission
- Auditor-Controller
- County Counsel
- Office of Affirmative Action Compliance
- Department of Public Social Services (GAIN/GROW Program)
- Department of Public Works

ATTACHMENT A

**FIRE DEPARTMENT AND DEPARTMENT OF PUBLIC WORKS:
NEW FIRE STATION 156
UNINCORPORATED AREA OF SANTA CLARITA
REJECT ALL CONSTRUCTION BIDS, ADOPT AND
READVERTISE, AND DELEGATE AUTHORITY TO AWARD
SPECS. 6838R1; CAPITAL PROJECT NO. 70973
(FIFTH DISTRICT) (3 VOTES)**

I. PROJECT SCHEDULE

| Project Activity | Scheduled Completion Date | Revised Completion Date |
|---|--------------------------------------|--|
| Project Program | Completed | Completed |
| Design Construction Document Submittal Jurisdictional Approval | Completed 11/12/2008 | Completed 11/12/2008 |
| Construction Bid and Award | 01/20/2009 | 05/07/2009 |
| Construction Substantial Completion Station Operational Project Acceptance | 06/01/2010 – 12/06/2010 | 09/30/2010 10/30/2010 12/30/2010 |

II. PROJECT BUDGET SUMMARY

| Budget Category | Project Budget |
|--------------------------------------|----------------|
| Land Acquisition | \$0 |
| Construction | |
| Low Bid Construction Contract | \$7,305,000 |
| Bid Contingency (10%) | \$730,500 |
| Change Orders – Construction (10%) | \$804,000 |
| Demolition (JOC) | \$680,000 |
| Offsite Construction | \$150,000 |
| Departmental Crafts | \$0 |
| Youth Employment | \$0 |
| Equipment | \$150,000 |
| Construction Consultants | \$0 |
| Misc. Expense | \$0 |
| Telecomm Equip – Affixed to Building | \$0 |
| Civic Arts | \$ 85,500 |
| Subtotal | \$9,905,000 |
| Programming/Development | \$0 |
| Plans and Specifications | \$585,000 |
| Consultant Services | |
| Deputy Inspection | \$135,000 |
| Site Planning | \$0 |
| Hazardous Materials | \$0 |
| Geotech/Soils Test | \$65,000 |
| Material Testing | \$0 |
| Cost Estimating | \$20,000 |
| Topographic Surveys | \$0 |
| Construction Management | \$0 |
| Construction Administration | \$0 |
| Environmental | \$0 |
| Move Management | \$0 |
| Equipment Planning | \$0 |
| Legal | \$0 |
| Scheduling | \$20,000 |
| Contract/Change Order | \$0 |
| Other | \$ 5,000 |
| Subtotal | \$245,000 |

April 21, 2009

ATTACHMENT B

**FIRE DEPARTMENT AND DEPARTMENT OF PUBLIC WORKS:
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(FIFTH DISTRICT) (3 VOTES)**

PUBLISHING LEGAL ADVERTISEMENTS: In accordance with the State of California Public Contract Code Section 20125, you may publish once a week for two weeks in a weekly newspaper or ten times in a daily newspaper. Forward three reprints of this advertisement to Architectural Engineering Division, Department of Public Works, 900 South Fremont Avenue, 8th Floor, Alhambra, California 91803-1331.

**OFFICIAL NOTICE
INVITING BIDS**

Notice is hereby given that the Director of Public Works will receive sealed bids for furnishings, materials, labor, and equipment required to complete construction for the following work:

| <u>SD</u> | <u>SPECS</u> | <u>PROJECT</u> | <u>BID DOC. FEE</u> | <u>DATE OF BID OPENING</u> |
|-----------|--------------|--|-------------------------|--------------------------------|
| 5 | 6838R1 | New Fire Station 156 project 24505 Copper Hill Drive Santa Clarita, CA 91354 | \$75 | 05/07/2009 |

Copies of the project manual and drawings may be obtained at the Cashier's office, Department of Public Works, 900 South Fremont Avenue, Mezzanine Floor, Alhambra, California 91803, for the fee stated above. For bid information, please call (626) 458-2563. Each bid shall be submitted on the required form, sealed, and filed at the Cashier's office no later than 2 p.m. on May 7, 2009. Bids will be publicly opened, examined, and declared by Public Works at 2:30 p.m. on this date in Architectural Engineering Division's Conference Room, 900 South Fremont Avenue, 8th Floor, Alhambra, California 91803.

Bids must conform to the drawings and project manual and all bidding requirements. This project requires the prime contractor to possess an active B license classification at the time of award bid submittal. The contractor should verify to his/her satisfaction that he/she holds the correct license for this type of project.

OTHER INSTRUCTIONS

The County supports and encourages equal opportunity contracting. The contractor shall make good faith efforts, as defined in Section 2000 of the Public Contract Code, to contract with Community Business Enterprises.

The Board of Supervisors reserves the right to reject any or all bids or to waive technical or inconsequential errors and discrepancies in bids submitted in the public's interest.

Si necesita información en español, por favor llame al Telefono (626) 458-2563.



Upon 72 hours notice, Public Works can provide program information and publications in alternate formats or make other accommodations for people with disabilities. In addition, program documents are available at our main office in Alhambra (900 South Fremont Avenue), which is accessible to individuals with disabilities. To request accommodations ONLY, or for more ADA information, please contact our departmental ADA Coordinator at (626) 458-4081 or TDD (626) 282-7829, Monday through Thursday, from 7 a.m. to 5:30 p.m.



Con 72 horas de noticia, el Departamento puede proveerle información y publicaciones sobre el programa y formatos alternativos o hacer adaptaciones para incapacitados. Además, documentación sobre el programa está disponible en nuestra oficina principal en Alhambra (900 South Fremont Avenue), la cual es accesible para individuos con incapacidades. Para solicitar adaptaciones SOLAMENTE, o para mas información del ADA, pongase en contacto con nuestro Coordinador del ADA del Departamento al (626) 458-4081 o TDD (626) 282-7829, de lunes a jueves de las 7 a.m. a 5:30 p.m.

By order of the Board of Supervisors of the County of Los Angeles, State of California,
dated April 21, 2009.

Specs. 6838R1

SACHI A. HAMAI, EXECUTIVE OFFICER
OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF LOS ANGELES