



COUNTY OF LOS ANGELES
DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

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GAIL FARBER, Director

August 09, 2011

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

Dear Supervisors:

ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

23 August 9, 2011

Sachi A. Hamai
SACHI A. HAMAI
EXECUTIVE OFFICER

**ADOPT, ADVERTISE, AND AWARD
BRIDGE SEISMIC RETROFIT
BEVERLY BOULEVARD OVER UNION PACIFIC RAILROAD
IN THE CITY OF PICO RIVERA
(SUPERVISORIAL DISTRICT 1)
(3 VOTES)**

SUBJECT

This action is to approve a project to seismically strengthen the Beverly Boulevard over Union Pacific Railroad bridge in the City of Pico Rivera; adopt the plans and specifications; call for bids; authorize the Director of Public Works or her designee to award, execute, and implement a contract with the apparent responsible contractor with the lowest responsive bid; and approve changes or alterations to the contract.

IT IS RECOMMENDED THAT YOUR BOARD:

1. Approve the project and adopt the plans and specifications that are on file in the Construction Division of the Department of Public Works for Beverly Boulevard over Union Pacific Railroad, bridge seismic retrofit, in the City of Pico Rivera, at an estimated construction contract cost between \$800,000 and \$1,100,000.
2. Instruct the Executive Officer of the Board of Supervisors to advertise for bids to be received and opened on September 8, 2011, in accordance with the Instruction Sheet for Publishing Legal Advertisement.
3. Authorize the Director of Public Works or her designee to award, execute, and implement a construction contract with the apparent responsible contractor with the lowest responsive bid within

the estimated cost range, approve the Faithful Performance and Labor and Material Bonds and insurance submitted by the contractor, and deliver the project.

4. Delegate to the Director of Public Works or her designee the following authority in connection with this contract to (1) 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 relative to the construction of County buildings, (2) allow substitution of subcontractors and relief of bidders upon demonstration of the grounds set forth in the State Public Contract Code, Sections 4100 et seq. and 5100 et seq., (3) accept the project upon its final completion, and (4) release retention money withheld consistent with the requirements of the State Public Contract Code, Section 9203.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended actions is to obtain approval of the project from your Board; adopt the plans and specifications; advertise for bids; and authorize the Director of Public Works (Director) or her designee to award, execute, and implement a construction contract with the apparent responsible contractor with the lowest responsive bid for the seismic strengthening of an existing bridge and the performance of other appurtenant work.

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs the provisions of Operational Effectiveness (Goal 1) and Community and Municipal Services (Goal 3). The recommended actions will help achieve these goals by providing more reliable bridge infrastructure for the traveling public during and immediately following seismic events.

FISCAL IMPACT/FINANCING

There will be no impact to the County General Fund.

The estimated construction contract cost to complete this project is in the range of \$800,000 to \$1,100,000. The total project cost is estimated to be \$1,890,000. In addition to the construction contract cost, the total project cost includes the costs of extensive structural analysis, plans, specifications, consultant services, survey, materials testing, inspection, contract administration, change order contingency, and other County services.

This project is entirely within the City of Pico Rivera and will be administered under the Federal Highway Bridge Program (HBP) covered by Agreement No. 76078 with the State of California. Under this program, Federal-Aid Grant funds will be used to finance 88.53 percent of the qualifying costs of the project. The remaining 11.47 percent of the project cost will be financed with State Highway Account funds. The work will be done at no cost to the City. This project is included in the First Supervisorial District's Road Construction Program in the Fiscal Year 2011-12 Road Fund Budget.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The State established a mandatory program after the October 1989 Loma Prieta Earthquake to analyze and retrofit bridges to current seismic standards. Under this program, the County of Los Angeles (County) was designated as the lead agency for the retrofit of non State bridges within the County including all incorporated cities except the City of Los Angeles. This project is included in

this program and will be advertised in accordance with Section 20392 of the State Public Contract Code.

Jurisdiction for construction of this project was received from the City on March 17, 1997.

This project is to be completed in 90 working days. It is estimated the work will start in February 2012 and be completed in June 2012.

Delegating to the Director or her designee the authority to award, execute, and approve changes or alterations to this contract and specified administrative authority will allow an expedited contracting process to procure a contractor and facilitate construction delivery for the seismic strengthening of this existing bridge.

The contract agreement will be in the form previously reviewed and approved as to form by County Counsel.

The award of the contract will not result in unauthorized disclosure of confidential information and will be in full compliance with Federal, State, and County regulations. The project specifications contain provisions requiring the contractor to comply with terms and conditions supporting your Board's ordinances, policies, and programs including, but not limited to: the County's Greater Avenues for Independence and General Relief Opportunities for Work Programs (GAIN and GROW), Board Policy No. 5.050; Contract Language to Assist in Placement of Displaced County Workers, Board Policy No. 5.110; Reporting of Improper Solicitations, Board Policy No. 5.060; Notice to Contract Employees of Newborn Abandonment Law (Safely Surrendered Baby Law), Board Policy No. 5.135; Contractor Employee Jury Service Program, Los Angeles County Code, Chapter 2.203; Notice to Employees Regarding the Federal Earned Income Credit (Federal Income Tax Law, Internal Revenue Service Notice 1015); Contractor Responsibility and Debarment, Los Angeles County Code, Chapter 2.202; the Los Angeles County's Child Support Compliance Program, Los Angeles County Code, Chapter 2.200; the Los Angeles County's Defaulted Property Tax Reduction Program Ordinance, Los Angeles County Code, Chapter 2.206; and the standard Board-directed clauses that provide for contract termination or renegotiation.

The State Public Contract Code requires the County to award construction contracts to a responsible contractor with the lowest responsive bid, which is defined as 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 capability, capacity, experience, trustworthiness, and financial wherewithal to perform the work required under the bid solicitation.

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, criminal convictions, civil litigation, defaulted contracts with the County, complaints filed with the Contractor's State License Board, labor law/payroll violations, and debarment actions. As provided for in Board Policy No. 5.140, the information reported by the contractor will be considered before making a recommendation to award.

The plans and specifications include the contractual provisions, methods, and material requirements necessary for this project and are on file with Public Works.

ENVIRONMENTAL DOCUMENTATION

On February 18, 1997, Agenda Item 34, your Board found this project categorically exempt from the provisions of the California Environmental Quality Act.

CONTRACTING PROCESS

This project will be contracted on an open-competitive bid basis. The award by the Director or her designee will be made after review of the bids meeting the criteria established by your Board and the State Public Contract Code. The County Local Small Business Enterprise preference will not be applied to the determination of the lowest responsive bid. To be eligible for the Federal funds financing the majority of this project, Title 49, Code of Federal Regulations, requires award to the lowest bidder.

To increase contractor awareness of Public Works' program to contract work out to the private sector, this project will be listed on the County website for upcoming bids.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

When the project is completed, it will have a positive impact by providing more reliable bridge infrastructure for the traveling public during and immediately following seismic events.

CONCLUSION

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

Respectfully submitted,



GAIL FARBER

Director

GF:JTS:ma

c: Chief Executive Office (Rita Robinson)
County Counsel
Department of Human Resources
Executive Office