



COUNTY OF LOS ANGELES
DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

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GAIL FARBER, Director

May 21, 2013

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

48 May 21, 2013

Sachi A. Hamai
SACHI A. HAMAI
EXECUTIVE OFFICER

**AWARD OF A PUBLIC WORKS MAINTENANCE SERVICE CONTRACT
CATCH BASIN CLEANOUT 2013
DOMINGUEZ CHANNEL WATERSHED, ET AL.
IN VARIOUS CITIES AND UNINCORPORATED COMMUNITIES
WITHIN THE DOMINGUEZ CHANNEL WATERSHED
(SUPERVISORIAL DISTRICTS 2 AND 4)
(3 VOTES)**

SUBJECT

This action is to award a public works maintenance service contract for Catch Basin Cleanout 2013, Dominguez Channel Watershed, et al., and authorize the Chief Engineer or her designee to execute a maintenance service contract for work in various cities and unincorporated communities within the Dominguez Channel Watershed.

IT IS RECOMMENDED THAT THE BOARD ACTING AS THE GOVERNING BODY OF THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT:

1. Find the apparent lowest bid submitted by Clean Environmental, Inc., nonresponsive for failure to submit a complete bid proposal as provided in the bid documents.
2. Award and authorize the Chief Engineer or her designee to execute the maintenance service contract and establish the effective date following receipt of approved Faithful Performance and Labor and Material Bonds and insurance certificate filed by the contractor for Project ID No. FMD0003157 – Catch Basin Cleanout 2013, Dominguez Channel Watershed, et al., to clean approximately 10,000 catch basins in various cities and unincorporated communities within the Dominguez Channel Watershed, to Ronnie Norman dba, Ron's Maintenance, in the amount of \$180,000.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended actions is to obtain approval of the project from the Board, acting as the governing body of the Los Angeles County Flood Control District (LACFCD), to execute the contract and establish the effective contract date following receipt of approved Faithful Performance and Labor and Material Bonds and insurance certificate filed by the contractor for this project.

On March 5, 2013, Agenda Item 48, the Board approved the project; adopted the plans and specifications; called for bids to be received on April 2, 2013; and instructed the Executive Officer of the Board of Supervisors to advertise the project.

On April 2, 2013, three bids were opened, and Clean Environmental, Inc., was the contractor with the lowest bid in the amount of \$150,000. However, a review of the bid proposal submitted by Clean Environmental, Inc., revealed that its bid proposal was incomplete. The Noncollusion Affidavit was not notarized, receipt of Addendum No. 1 was not acknowledged, and the Bidder's Industrial Safety Record was not completed. Therefore, we recommend that Clean Environmental, Inc.'s, bid be considered nonresponsive as provided in the bid documents and the contract be awarded to the next lowest bidder, Ronnie Norman dba, Ron's Maintenance.

The enclosure includes the project description, the call for bids and bid opening date, a tabulation of bids, and financial information. The certified record of receipt of bids and the original bid proposal are also enclosed for this project.

The recommended maintenance service contract is necessary to execute a Board directed and approved Department of Public Works project in support of operational missions. The Board's approval of the recommended contract award and the subsequent execution of the contract will ensure the timely completion of the project.

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs the provisions of Operational Effectiveness (Goal 1) and Integrated Services Delivery (Goal 3). Awarding this contract will provide improved infrastructure to better serve the public and enhance the quality of life in the affected cities and communities.

FISCAL IMPACT/FINANCING

This action will have no impact to the County General Fund.

The maintenance service cost of \$180,000 is included in the Fiscal Year 2012-13 Flood Control District Fund Budget.

The enclosure includes the amount of the recommended contract as compared with the engineer's estimate, the other bids received, and more detailed fiscal and financial information.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The contract agreement will be in the form previously reviewed and approved as to form by County Counsel. The recommended contract was solicited on an open competitive basis and is in

accordance with applicable Federal, State, and County requirements. The contractor is in compliance with the Chief Executive Officer's and the Board's requirements.

The award of this contract will not result in unauthorized disclosure of confidential information and will be in full compliance with Federal, State, and County regulations. This contract contains terms and conditions supporting the Board's ordinances, policies, and programs including, but not limited to: the County of Los Angeles' 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 County's Child Support Compliance Program, Los Angeles County Code, Chapter 2.200; the County's Defaulted Property Tax Reduction Program Ordinance, Los Angeles County Code, Chapter 2.206; Local Business Enterprise Preference Program, Los Angeles County Code, Chapter 2.204; and the standard Board directed clauses that provide for contract termination or renegotiation.

The State Public Contract Code requires the LACFCD to award maintenance 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 LACFCD 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 LACFCD 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 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 LACFCD, 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 each respective contractor was considered before making this 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 March 5, 2013, Agenda Item 48, the Board found this project to be categorically exempt from the provisions of the California Environmental Quality Act.

CONTRACTING PROCESS

The contract was solicited on an open-competitive basis in accordance with the provisions of the State Public Contract Code.

To further increase contractor awareness of contracting opportunities with Public Works, this project was listed on the County website for upcoming bids. Public Works will review and approve the

The Honorable Board of Supervisors

5/21/2013

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Faithful Performance and payment bonds filed by the contractor.

This project is to be completed in 55 working days. It is estimated the work will start in June 2013 and be completed in August 2013.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

This maintenance service contract will result in improved public works infrastructure in the community where the work is scheduled.

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

Enclosures

c: Chief Executive Office (Rita Robinson)
County Counsel
Executive Office
Internal Services Department (Countywide
Contract Compliance)

AWARD OF CONTRACT
May 21, 2013

PROJECT ID NO. FMD0003157 – Catch Basin Cleanout 2013, Dominguez Channel Watershed, et al., (in various cities and unincorporated communities within the Dominguez Channel Watershed), Supervisorial Districts 2 and 4.

TYPE OF WORK: Cleaning of approximately 10,000 catch basins.

CALL FOR BIDS DATE: March 5, 2013 (Agenda Item No. 48)

BID OPENING DATE: April 2, 2013

BID SUMMARY:

Low + Ronnie Norman dba, Ron's Maintenance P.O. Box 4562 Downey, California 90241 (213) 359-3827	\$180,000.00
2 + Kitano Construction & Engineering Services + LSBE	\$215,000.00

Clean Environmental, Inc., submitted a bid in the amount of \$150,000; however, it submitted an incomplete bid proposal. Therefore, its bid was considered nonresponsive and rejected as provided in the contract documents.

FINANCIAL INFORMATION:

Amount of estimate	\$180,000.00
Amount of recommended contract	\$180,000.00
Amount of recommended contract above estimate	\$ 0.00

The amount of recommended contract is 0 percent above the estimate.

Sufficient funds for this project are available in the Fiscal Year 2012-13 Flood Control District Fund Budget.

ENVIRONMENTAL IMPACT:

On March 5, 2013, Agenda Item 48, the Board found this project categorically exempt from the provisions of the California Environmental Quality Act.

CONSTRUCTION SCHEDULE:

The contract specifications require the work to be completed in 55 working days. It is estimated that the work will start in June 2013 and be completed in August 2013.

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