



COUNTY OF LOS ANGELES
DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

900 SOUTH FREMONT AVENUE
ALHAMBRA, CALIFORNIA 91803-1331
Telephone: (626) 458-5100
<http://dpw.lacounty.gov>

GAIL FARBER, Director

ADDRESS ALL CORRESPONDENCE TO:
P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460

February 02, 2010

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

ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

34 FEBRUARY 2, 2010

Sachi A. Hamai
SACHI A. HAMAI
EXECUTIVE OFFICER

Dear Supervisors:

**ADOPT, ADVERTISE, AND AWARD
BRIDGE SEISMIC RETROFIT
PECK ROAD UNDER UNION PACIFIC RAILROAD
IN THE CITY OF INDUSTRY
(SUPERVISORIAL DISTRICT 1)
(3 VOTES)**

SUBJECT

This action is to approve a project to seismically strengthen the Union Pacific Railroad bridge over Peck Road in the City of Industry; find the project exempt from the provisions of the California Environmental Quality Act; adopt the plans and specifications; call for bids; and authorize the Director of Public Works or her designee to award, execute, and implement a contract with a responsible contractor with the lowest responsive bid and approve changes or alterations to the contract.

IT IS RECOMMENDED THAT YOUR BOARD:

1. Find that this project is statutorily exempt from the provisions of the California Environmental Quality Act.
2. Approve the project and adopt the plans and specifications for Peck Road Under Union Pacific Railroad, bridge seismic retrofit, in the City of Industry, at an estimated cost between \$33,000 and \$47,000.
3. Call for bids to be received on February 25, 2010.

BID 2/25/10 @ 11:00 am

4. Instruct the Executive Officer of the Board of Supervisors to advertise the project and seal and return the plans and specifications to the Department of Public Works for filing.
5. Authorize the Director of Public Works or her designee to award and execute a contract with a 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.
6. 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 recommended actions provide the County of Los Angeles Board of Supervisors' (Board) approval to adopt plans and specifications, advertise for bids, and delegates authority to the Director of Public Works (Director) or her designee to award and execute the contract to a responsible contractor with the lowest responsive bid for the seismic strengthening of an existing bridge.

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 meet these goals by providing a 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 cost to complete this project is in the range of \$33,000 to \$47,000. This project is entirely within the City of Industry and will be administered under the Surface Transportation Program covered by Agreement 76078 with the State of California. Under this program, Federal funds allocated to local agencies are used to finance a portion of the qualifying costs of the bridge seismic retrofit projects. The remaining portion of the costs of the project will be funded with State Proposition 1B funds. Qualifying costs are apportioned 88.53 percent Federal and 11.47 percent State Proposition 1B. Funding for this project is included in the Fourth Supervisorial District's Road Construction Program in the Fiscal Year 2009-10 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 of Industry on May 24, 2007.

This project is to be completed in 25 working days. It is estimated the work will start in June 2010 and be completed in July 2010.

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. It is critical to retrofit the Peck Road bridge as soon as possible to enhance public safety.

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

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 County's Child Support Compliance Program, Los Angeles County Code, Chapter 2.200; the County's Defaulted Property Tax Reduction Program, 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 the Department of Public Works (Public Works).

ENVIRONMENTAL DOCUMENTATION

This project is statutorily exempt from the provisions of the California Environmental Quality Act pursuant to Section 21080.16 of the State Public Resources Code. This exemption provides for the urgent need to bring an existing bridge up to contemporary seismic standards while retaining the same purpose, capacity, and location as the existing bridge.

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 and determination of the lowest responsive bid and responsible contractor 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 a more reliable bridge infrastructure for the traveling public during and immediately following seismic events.

CONCLUSION

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

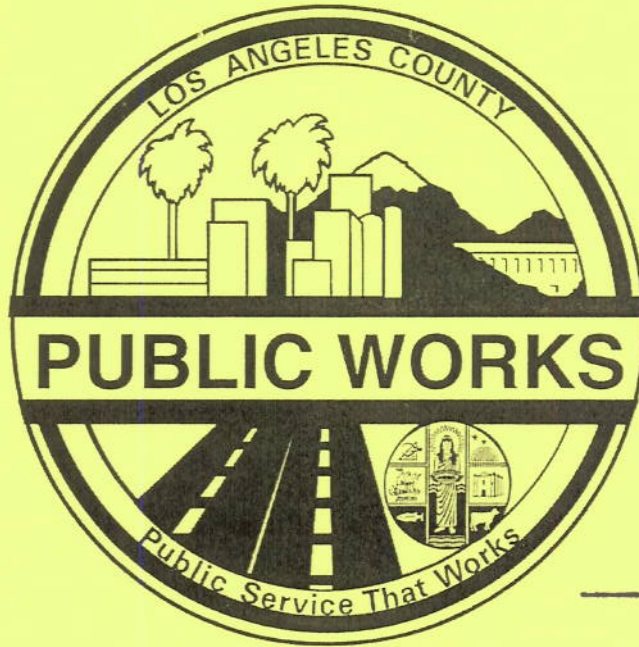
Respectfully submitted,



GAIL FARBER
Director

GF:JTS:bc

c: Chief Executive Office (Lari Sheehan)
County Counsel
Executive Office
Office of Affirmative Action Compliance



FILED
BOARD OF SUPERVISORS

34 of 2/2/10

DATE

SACHI A. HAMA
EXECUTIVE OFFICER AND
CLERK OF THE BOARD OF SUPERVISORS

By *Sachi A. Hama*, Deputy

NOTICE INVITING BIDS,
SPECIAL PROVISIONS

AND

SAMPLE AGREEMENT

FOR

FEDERAL AID PROJECT NO. STPLZ-5953(563)

PROJECT ID NO. RDC0011042

PECK ROAD UNDER UNION PACIFIC RAILROAD



Approved, GAIL FARBER, Director of Public Works

By

Gail Farber
Deputy Director

1/5/10
Date