



GAIL FARBER, Director

**COUNTY OF LOS ANGELES  
DEPARTMENT OF PUBLIC WORKS**

*"To Enrich Lives Through Effective and Caring Service"*

900 SOUTH FREMONT AVENUE  
ALHAMBRA, CALIFORNIA 91803-1331

<http://dpw.lacounty.gov>

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

February 10, 2015

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:

**AWARD OF A PUBLIC WORKS CONSTRUCTION CONTRACT  
BALLENTINE PLACE, ET AL., IN THE  
CITY OF WEST COVINA AND IN THE  
UNINCORPORATED COMMUNITY OF CITRUS  
(SUPERVISORIAL DISTRICT 1)  
(3 VOTES)**

**SUBJECT**

This action is to award a public works construction contract to Gentry Brothers, Inc., for Ballentine Place, et al., and authorize the Director of Public Works or her designee to execute a construction contract for work in the City of West Covina and in the unincorporated community of Citrus.

**IT IS RECOMMENDED THAT THE BOARD:**

Award and authorize the Director of Public Works or her designee to execute a construction 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. RDC0015528 – Ballentine Place, et al., for reconstruction and resurfacing of roadway pavement with cement stabilized pulverized base, cold central plant recycled asphalt concrete, and asphalt rubber hot mix; reconstruction of curb and gutter, sidewalks, driveways, cross gutters, and curb ramps; traffic loop restoration; and landscaping, in the City of West Covina and in the unincorporated community of Citrus, to Gentry Brothers, Inc., in the amount of \$4,208,250.74.

**PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION**

The purpose of the recommended action is to obtain approval of the project from the Board to award this construction contract, and authorize the Director of Public Works or her designee 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 September 30, 2014, Agenda Item 34, the Board approved the project; adopted the plans and specifications; called for bids to be received on October 28, 2014; and instructed the Executive Officer of the Board of Supervisors to advertise the project.

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 award of the construction 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/ Fiscal Sustainability (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 city and community.

### **FISCAL IMPACT/FINANCING**

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

The construction contract cost of \$4,208,250.74 is included in the First Supervisorial District's Road Construction Program in the Fiscal Year 2014-15 Measure R Local Return Fund and Road Fund Budgets.

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 Interim Chief Executive Officer's and the Board's requirements.

The award of this contract 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'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 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 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 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 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 September 30, 2014, Agenda Item 34, 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.

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.

To further increase contractor awareness of contracting opportunities with Public Works, this project was listed on both the County's "Doing Business with Us" and Public Works' "Contract Opportunities" websites for upcoming bids. Public Works will review and approve the Faithful Performance and payment bonds filed by the contractor.

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

This construction contract will result in improved public works infrastructure in the city and 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,

A handwritten signature in cursive script that reads "Gail Farber".

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  
February 10, 2015

PROJECT ID NO. RDC0015528 – Ballentine Place et al. (in the City of West Covina and in the unincorporated community of Citrus), Supervisorial District 1.

TYPE OF WORK: Reconstruction and resurfacing of roadway pavement with cement stabilized pulverized base, cold central plant recycled asphalt concrete, and asphalt rubber hot mix; reconstruction of curb and gutter, sidewalks, driveways, cross gutters, and curb ramps; traffic loop restoration; landscaping; and the performance other appurtenant work.

CALL FOR BIDS DATE: September 30, 2014 (Agenda Item 34)

BID OPENING DATE: October 28, 2014

BID SUMMARY:

Low	Gentry Brothers, Inc. 384 Live Oak Avenue Irwindale, California 91706-1313 (626) 357-9631	\$4,208,250.74
2	Sully-Miller Contracting Company	\$4,422,555.47
3	Los Angeles Engineering, Inc.	\$4,423,864.00
4	Sequel Contractors, Inc.	\$4,499,110.45
5	Toro Enterprises, Inc.	\$4,715,082.97
6	Excel Paving Company	\$4,722,971.19
7	Hardy & Harper, Inc.	\$4,987,000.00
8	All American Asphalt	\$5,141,245.00

FINANCIAL INFORMATION:

Amount of estimate including the Consultant Services Agreement	\$4,101,388.80
Amount of Consultant Services Agreement	\$ 10,000.00
Amount of recommended contract **	\$4,208,250.74
Amount of recommended contract and the Consultant Services agreement above estimate	\$ 106,861.94

\*\* On September 30, 2014, the Board authorized the Director or her designee to award and execute a Consultant Services Agreement for \$10,000. The amount of the recommended contract award of \$4,198,250.74 represents the amount of the lowest responsive bid with the Consultant Services Agreement subtracted from it.

The amount of the recommended contract is 2.6 percent above the estimate.

Funding for this project is included in the First Supervisorial District's Road Construction Program in the Fiscal Year 2014-15 Measure R Local Return Fund and Road Fund Budgets.

ENVIRONMENTAL IMPACT:

On September 30, 2014, Agenda Item 34, 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 140 working days. It is estimated that the work will start in April 2015 and be completed in November 2015.

JZ:ma

O:\Projects\Programs - Road\Ballentine Place, et al. RDC0015528\Board\Award Letter.docx