



MARK PESTRELLA, 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
Telephone (626) 458-5100
<http://dpw.lacounty.gov>

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

IN REPLY PLEASE
REFER TO FILE

April 09, 2024

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

59 April 09, 2024

JEFF LEVINSON
INTERIM EXECUTIVE OFFICER

**CONSTRUCTION CONTRACT
TRANSPORTATION CORE SERVICE AREA
ON-CALL EMERGENCY FACILITIES REPAIR SERVICES FOR
COUNTY HIGHWAY AND ROAD FACILITIES
AWARD CONSTRUCTION CONTRACTS
(ALL SUPERVISORIAL DISTRICTS)
(3 VOTES)**

SUBJECT

Public Works is seeking Board approval to execute two separate construction contracts to provide on-call emergency facilities repair and related services for County highway and road facilities throughout Los Angeles County.

IT IS RECOMMENDED THAT THE BOARD:

1. Find that the recommended actions in this Board letter are not a project pursuant to Section 21065 of the California Public Resources Code and Section 15378(b) of the State California Environmental Quality Act Guidelines based on the information in this Board letter and in the record of the proposed activities.
2. Award and delegate authority to the Director of Public Works, acting as the Road Commissioner, or his designee, to execute two separate construction contracts for a 3-year term, plus two 1-year extension options with the following firms: Michael Prlich & Sons, Inc., and Sully-Miller Contracting Company for on-call emergency facilities repair and related services for County highway and road facilities for a not-to-exceed total aggregate program amount of \$15 million for the entire maximum contract term of 5-years, which includes a 3-year term plus two 1-year extension options subject to the additional extension provisions specified below.

3. Delegate authority to the Director of Public Works, acting as the Road Commissioner, or his designee, to authorize additional services and extend the contract expiration date as necessary to complete those additional services when those additional services are: (1) previously unforeseen, (2) related to a previously assigned scope of work on a given project, (3) and are necessary for the completion of that given project.
4. Delegate authority to the Director of Public Works, acting as the Road Commissioner, or his designee, to supplement the initial not-to-exceed total aggregate program amount of \$15 million by up to 15 percent.
5. Delegate authority to the Director of Public Works, acting as the Road Commissioner, or his designee, to execute two 1-year extension options on the above-referenced two separate contracts at the discretion of the Road Commissioner for County highway and road facilities services based upon workload demands and the level of satisfaction with the services provided.
6. Delegate authority to the Director of Public Works, acting as the Road Commissioner, or his designee, to approve and execute amendments to incorporate necessary changes within the scope of work and to suspend work if, in the opinion of the Road Commissioner, or his designee, it is in the best interest of the Los Angeles County Department of Public Works.
7. Authorize the Director of Public Works, acting as the Road Commissioner, or his designee, to direct work to be performed on County highways and road facilities under the agreements for work that exceeds \$25,000 when it is determined that the work is necessitated by the imminence or occurrence of a landslide, flood, storm damage, or other emergencies and the public interest and necessity demands immediate action to safeguard life, health, or property pursuant to Public Contract Code Section 20395(c).

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

Approval of the recommended two separate as-needed emergency repair service contracts for County highways and road facilities will allow Public Works the ability to deliver emergency services to County-maintained highways and road facilities throughout Los Angeles County. The proposed contracts would be used by Public Works for repair work when the Director determines that an emergency event necessitates immediate action, thus mitigating impacts to public health and traffic safety that might otherwise occur resulting from an unanticipated emergency.

The recommended actions approval does not constitute approval of any projects under the California Environmental Quality Act (CEQA) and will allow Public Works to move forward with on-call emergency repair contracts and related actions. The Director performs the duties of Road Commissioner under the Streets and Highways Code and directs Public Works in performing the road functions, including the repair and maintenance of County highways and road facilities, such as paved streets, road shoulders, slopes, embankments, road culverts, swales, improved and unimproved sidewalks, parkways, and bridges. During emergencies of a natural or man-made occurrence as defined by Public Contract Code Section 1102, Public Works may need to act immediately to safeguard life, health, property, County highways, and road facilities. The ability to perform such emergency actions and repairs may need to be augmented through contracts when Public Works is engaged in other crucial work or when the emergency repairs necessitate specialized skills.

Implementation of Strategic Plan Goals

These recommendations support the County Strategic Plan: Strategy III.3, Pursue Operational Effectiveness, Fiscal Responsibility, and Accountability, and Objective III.3.2, Manage and Maximize County Assets. The recommended action will allow for emergency-related repairs and other work on County highway and road facilities throughout Los Angeles County.

FISCAL IMPACT/FINANCING

There will be no impact to the County General Fund.

The recommended contracts are for a not-to-exceed aggregate program amount of \$15,000,000 plus 15 percent contingencies for a maximum of \$17,250,000 for a total 3-year term with two 1-year extension options.

Funding for the 3-year term is available in various Public Works Funds in Fiscal Year 2023-24 Budgets, including Road Fund (B03 - Services and Supplies), Measure M Local Return Fund (CN2 - Services and Supplies), Measure R Local Return Fund (CN5 - Services and Supplies), and Special Road District Funds (Services and Supplies).

When the need arises for services under this program, financing for the required services will be from the appropriate funding source. The total expenditures for these services will not exceed the contract amount approved by the Board. Funding to finance the contract's remaining terms, optional extensions, and additional funding for 15 percent contingencies will be requested through the annual budget process. These contracts do not allow cost-of-living adjustments.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

A standard construction contract, in the form previously approved by County Counsel, will be used. The construction contracts will contain terms and conditions in compliance with the Chief Executive Office and the Board's requirements. The contract also includes a provision requiring the contractor firms to track contractor's utilization of Local Small Business Enterprise, Disabled Veterans Business Enterprise, and Social Enterprise businesses.

The term of each contract shall commence on the date of the full execution of the contract and shall extend for a period of 3 years, plus two 1-year extension options from such commencement date. The expiration of each of these construction contracts is subject to the following condition: Where services for a given project have been authorized in writing by the County but are not completed by the contractor prior to the stated expiration date, the expiration date will be automatically extended solely to allow for the completion of such services.

Enclosure A reflects the contractors' minority participation and the Community Business Enterprises participation data.

ENVIRONMENTAL DOCUMENTATION

The proposed action is not subject to CEQA because it is an activity that is excluded from the definition of a project by Section 21065 of the California Public Resources Code and Section 15378(b)(5) of the CEQA Guidelines. The proposed action to award and execute the contracts to provide on-call emergency facilities repair and related services for County highways and road

facilities is an administrative activity of the government, which will not result in direct or indirect changes in the environment.

Prior to directing any work to be performed under these agreements, the Director will determine whether the work is exempt under CEQA. The Director would only proceed with such work if it is determined that the work is exempt from CEQA and will file a Notice of Exemption for that work with the Registrar-Recorder/County Clerk in accordance with Section 21152(a) of the California Public Resources Code and post each Notice to Public Works website in accordance with Section 21092.2. Work that constitutes a project and that is not determined to be exempt would require appropriate findings under CEQA by the Board prior to implementation.

CONTRACTING PROCESS

On February 27, 2023, a notice of the Request for Proposals (RFP) was placed on the County's "Doing Business with the County" website (Enclosure B) and advertisements were placed in the Daily Journal, La Sentinel, La Opinión, Daily Breeze, The Signal, Santa Monica Daily Press, Pasadena Star News, Press-Telegram, Watts Times, and World Journal for on-call emergency facilities repair and related services program. Also, Public Works informed 1,355 Local Small Business Enterprises, 147 Social Enterprises, 152 Disabled Veteran Business Enterprises, and 788 Community Business Enterprises about this business opportunity. Seventeen firms registered on the Public Works' website for the RFP.

The RFP indicated a total of up to three firms could be awarded contracts, but the County reserved the right to increase the number of selected firms that would be awarded a contract. On March 28, 2023, three firms submitted proposals. One proposal was disqualified for not meeting the minimum mandatory requirements as set forth in the RFP. An Evaluation Committee, consisting of Public Works' staff, evaluated the proposals as outlined in the RFP. The selected firms represent the best-qualified firms to provide the required services based on their price, technical expertise, proposed work plan, experience, personnel, qualifications, and understanding of the work requirements. Based on this evaluation, it was recommended that the contracts be awarded to the two highest-ranked contractors. The following firms were selected without regard to race, creed, color, or gender: Michael Prlich & Sons, Inc., and Sully-Miller Contracting Company. The Community Business Enterprises participation data and 3-year contracting history for the two selected firms are on file with Public Works.

Public Works has evaluated and determined that the Los Angeles County Code Chapter 2.201 (Living Wage Program) does not apply to the recommended agreements. These construction contracts are exempt from the requirements of Proposition A because the services are required on an emergency basis. The appropriate union was notified. They did not request to be consulted. No engineering design services will be performed under these contracts.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

There will be no negative impact on current County services or projects during the performance of the recommended construction contracts. These construction contracts will provide necessary on-call emergency facilities repair and related services for County highways and road facilities.

CONCLUSION

Please return one adopted copy of this Board letter to Public Works, Road Maintenance Division.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Mark Pestrella". The signature is written in a cursive, flowing style.

MARK PESTRELLA, PE

Director

MP:MC:ch

Enclosures

c: Chief Executive Office (Chia-Ann Yen)
County Counsel
Executive Office

PROPOSERS' UTILIZATION PARTICIPATION AND COMMUNITY BUSINESS ENTERPRISE PROGRAM INFORMATION FOR ON-CALL EMERGENCY REPAIR SERVICES FOR FEDERAL AND NON-FEDERAL FUNDED PROJECTS

SELECTED FIRMS

	Proposer Name	Local SBE	SBE	Minority	Women	Disadvantaged	DisabledVet	Social Enterprise	Lesbian, Gay, Bisexual, Transgedner, Queer, and Questioning-Owned Business Enterprise
1	Micheal Prlich & Sons								
1	Pipe Tech, Inc.	x							
2	Sully Miller								
1	ABC Resources, Inc.	x							
2	Integrity Rebar Places			x					
3	Coastal Surveying. Inc.	x	x	x		x			
4	Pavement Coating Co.								
5	LNA Concrete Structures		x	x					

NON-SELECTED FIRM

	Proposer Name	Local SBE	SBE	Minority	Women	Disadvantaged	DisabledVet	Social Enterprise	Lesbian, Gay, Bisexual, Transgedner, Queer, and Questioning-Owned Business Enterprise
1	Sharma General Engineering Contractors								

*Information provided by Proposers in response to the Request for Proposal. On final analysis and consideration of award, vendors were selected without regard to race, creed, gender, or color.

FIRM INFORMATION*	Micheal Prlich & Sons	Sully Miller			
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PROPOSERS' UTILIZATION PARTICIPATION AND COMMUNITY BUSINESS ENTERPRISE PROGRAM INFORMATION FOR ON-CALL EMERGENCY REPAIR SERVICES FOR FEDERAL AND NON-FEDERAL FUNDED PROJECTS

BUSINESS STRUCTURE	Corporation	Corporation	Corporation	Corporation	Corporation
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CULTURAL/ETHNIC COMPOSITION		NUMBER / % OF OWNERSHIP			
OWNERS/PARTNER	Black/African American		7 / .8%		
	Hispanic/Latino		276 / 64.6%		
	Asian or Pacific Islander		19 / 2.5%		
	American Indian		3 / .3%		
	Filipino				
	White	1 / 100%	139 / 31.8%		
	<i>Female (included above)</i>				

COUNTY CERTIFICATION					
CBE	N/A	N/A			
LSBE	N/A	N/A			

OTHER CERTIFYING AGENCY					
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*Information provided by proposers in response to the Request for Proposal. On final analysis and consideration of award, vendors were selected without regard to race, creed, gender, or color.



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Fields with asterisk (*) are required.

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Solicitation Information

Solicitation Number: *	<input type="text" value="BRC000043"/>	Type: *	<input type="text" value="Construction"/>
Department: *	<input type="text" value="Public Works"/>	Amount \$:	<input type="text" value="15000000"/>
Open Date: *	<input type="text" value="2/27/2023"/>	Open Continuous:	<input type="checkbox"/> (Check the box if the bid is for open co
Close Date: *	<input type="text" value="3/28/2023"/>	Close Time: *	Hour: <input type="text" value="12"/> Minute: <input type="text" value="00"/> <input type="text" value="PM"/>
Title: *	<input type="text" value="On-Call Emergency Facilities Repair Services for Road Maintenance Division"/>		
Description: *	<p>Please visit Public Works website for full details: https://dpw.lacounty.gov/Contracts/aed_rfp/ProjectDetail.aspx?project_id=BRC000043 The work to be performed under this program is for as-needed emergency repair maintenance facilities and appurtenant structures for Public Works during an emergency. Maintenance facilities may include, but are not limited to, paved streets, road shoulders, and other structures.</p>		
Commodity/Service Code: *	<input type="text" value="91223"/> <input type="button" value="Search and Add"/>	Attachment:	Number of files attached: 0 Page 1 <input type="button" value="Add/Delete File"/>
Solicitation Amendment:	Number of amendments added: 0 <input type="button" value="Add/Update Amendment"/>		

Contact Information

Contact Name: *	<input type="text" value="Erik Macias"/>	Contact Email: *	<input type="text" value="emacias@dpw.lacounty.gov"/>
Contact Phone: *	<input type="text" value="626"/> - <input type="text" value="458"/> - <input type="text" value="2530"/>	Ext:	<input type="text"/>



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