

Minority Business Enterprise/Women Business Enterprise/Other Business Enterprise (MBE/WBE/OBE) Subcontractor Outreach Program

The City did not establish MBE/WBE anticipated levels of participation for this project, since the City Engineer's estimate is less than \$100,000. However, the bid proposal documents for this project encourage the use of MBE/WBE/OBE firms should any subcontracting opportunities arise.

Compliance with the City's Non-Discrimination Policies

TalCal has complied with the Affirmative Action, Equal Benefits Ordinance and Slavery Disclosure Ordinance requirements of the bid.

Previous Work Record

TalCal has no record of having worked on any previous contracts awarded by the Board of Public Works within the last five years. The Office of Contract Compliance has checked with various State agencies and none of these agencies reported any labor compliance problems on file concerning the contractor.

The Inspector of Public Works has conducted a First Time Bidder investigation of references provided by the contractor and did not find any evidence of violations of statutes, regulations, ordinances, or wrong doing by the contractor. TalCal was unable to produce any references pertaining to experience or knowledge in the placement of public mainline sanitary sewers and its appurtenant structures. On several occasions, staff requested additional references from the contractor which were readily provided; however none received show a work history related to sanitary sewers in a public right of way or verifiable contacts from the Awarding Agencies. The report was submitted to the Board on May 1, 2009.

Contractor Performance Evaluation

In accordance with Article 13, Chapter 1, Division 10, of the City of Los Angeles Administrative Code (L.A.A.C.), the Project Manager and the City Inspector for this construction contract shall submit Contractor Performance Evaluation Reports to the Bureau of Contract Administration upon completion of this contract.

Contractor Responsibility Ordinance

All contractors participating in this program are subject to compliance with the requirements specified in the City of Los Angeles' Contractor Responsibility Ordinance No. 173677 (Article 14, Chapter 1, Division 10, L.A.A.C.). Failure to comply with all requirements specified in the Ordinance will render this bidder's contract subject to termination pursuant to the conditions expressed therein.

Public Hearing

Pursuant to the California Constitution Article XIII D, Section 4(e) (Proposition 218), the City Council conducted a public hearing for this proposed improvement. Each and every property owner within the improvement district was given an assessment ballot, weighted by the amount of the parcel's assessment, to vote for or against this improvement. The ballots were tabulated at the conclusion of the public hearing and a majority of the property owners voted in favor of this improvement.

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Conclusion

In view of these findings, we recommend that the Board declare TalCal, first low bidder, to be the lowest responsive, responsible bidder; and award them the contract for this project.

Bid Bond Extension

TalCal was requested to extend their Bid Bond, which expired on April 27, 2009. The contractor has agreed to extend their Bid Bond until July 31, 2009.

Program Review Committee (PRC) Approval

PRC approved a budget for the City share of this project in the amount of \$30,390 on November 12, 2008.

STATUS OF FINANCING

The contract cost of this improvement in the amount of \$24,685 will be funded through Assessment Bonds to be paid by property owners within the assessment district. Public funds are available for the construction cost of that portion of the sewer considered as off-site sewer. The City's contract contribution is \$21,067. Funding in the amount of \$30,390, including contingency, is available in the Account No. EA1T, titled "Aqueduct Av Nr Morrison A'11." Funds may be drawn from the Sewer Capital Fund No. 761, the WW Syst Comm. Paper B Const Fund No. 70W, or any future funds established as a result of commercial paper or bond sales, at the discretion of the Director of the Bureau of Sanitation or appointed designee.

The following funding has been verified and approved by the Office of Accounting:

Account	Contract	Contingencies	Total
Account No. EA1T	\$21,067	\$9,323	\$30,390
Assessable Portion	\$24,685	\$ 0	\$24,685
Totals	\$45,752	\$9,323	\$55,075

(TSA RTH WFB)

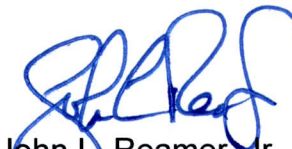
Report reviewed by:
BOE (VAL) and BOS (FMD)

Respectfully submitted,


Report prepared by:
Contract Award Section


Gary Lee Moore, P.E.
City Engineer


Ted S. Allen, P.E.
Acting Division Engineer
Project Award and Control Division
Phone No. (213) 847-0577


John L. Reamer, Jr.
Inspector of Public Works

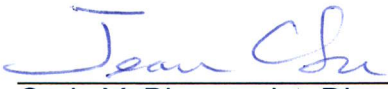
Compliance Review Performed
and Approved by:


Hannah Choi, Program Manager
Office of Contract Compliance
Bureau of Contract Administration

Assessment Bonds Reviewed by:


FOR RANDY PRICE
James Randall Price, P.E.
Division Engineer, Mapping Division
Bureau of Engineering

Statement as to Funds Approved by:


for Craig V. Bloomquist, Director
Office of Accounting
Date: 5/13/09
TSA/JD/AT/05-2009-0089.PAC.gva

Questions regarding this report
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