

REPORT OF GENERAL MANAGER

NO. 01-213

DATE June 13, 2001

C.D. 11

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: STONER RECREATION CENTER - SWIMMING POOL UPGRADE (#1534C)
REVIEW OF BIDS AND AWARD OF CONTRACT

J. Combs _____
A. Corrales _____
J. Duggan JD
J. Kolb _____

H. Fujita _____
*M. Tamuri My
M. Matthews _____

Ernest M. ...
General Manager

Approved _____

Disapproved _____

Withdrawn _____

RECOMMENDATION:

It is recommended that the Board:

1. Accept the base bid of Moment Construction Co., Inc. in the amount of \$2,407,000.00, as the lowest responsible bidder;
2. Authorize the Chief Accounting Employee to encumber funds in the amount of \$2,407,000.00 from the following fund and account numbers under the awarding authority of this Board Report;

| <u>FUND</u> | <u>ACCOUNT NO.</u> |
|----------------|---------------------------|
| 302 | 946SJ |
| 302 | 944SJ |
| 43K | P310 |
| 43K | R310 |
| Future Funding | Sites and Facilities Fund |

3. Request the City Attorney prepare a contract after which the President and Secretary be authorized to execute same after the appropriate signatures by the other parties thereto and approval of form by the City Attorney have been obtained thereon;
4. Put on record that no Additive Alternates will be awarded at this time. However, the Department reserves the right (option) to award Additive Alternates at any time during the construction in the amount indicated in the Proposal (Bid Sheet); and,

REPORT OF GENERAL MANAGER

PG. 2

NO. 01-213

5. Designate the General Manager to execute the contract on behalf of the Board President if the Board President is not available between June 21, and June 30, 2001, in order to fulfill the Proposition K year 4 grant requirement for a contract to be executed no later than June 30, 2001.

SUMMARY:

On May 29, 2001, the following bids were received for the Stoner Recreation Center - Swimming Pool Upgrade (#1534C) project:

| <u>Designer</u> | <u>Estimate</u> | | |
|-----------------------|-----------------|----------------------------|-----------------|
| Jones & Madhavan | \$2,207,000.00 | | |
| <u>BIDDER</u> | <u>BASE BID</u> | <u>BIDDER</u> | <u>BASE BID</u> |
| Emma Corporation | \$1,880,000.00 | Moment Const. Co. Inc. | \$2,407,000.00 |
| ADD. ALT. #1 | \$160,000.00 | ADD. ALT. #1 | \$147,000.00 |
| ADD. ALT. #2 | \$ 70,000.00 | ADD. ALT. #2 | \$107,000.00 |
| ADD. ALT. #3 | \$150,000.00 | ADD. ALT. #3 | \$127,000.00 |
| ADD. ALT. #4 | \$ 20,000.00 | ADD. ALT. #4 | \$ 27,000.00 |
| ADD. ALT. #5 | \$ 40,000.00 | ADD. ALT. #5 | \$ 47,000.00 |
| <u>BIDDER</u> | <u>BASE BID</u> | <u>BIDDER</u> | <u>BASE BID</u> |
| Begl Construction Co. | \$2,748,00.00 | MJS Construction Co., Inc. | \$2,710,000.00 |
| ADD. ALT. #1 | \$127,000.00 | ADD. ALT. #1 | \$125,000.00 |
| ADD. ALT. #2 | \$ 75,000.00 | ADD. ALT. #2 | \$ 65,000.00 |
| ADD. ALT. #3 | \$115,000.00 | ADD. ALT. #3 | \$ 85,000.00 |
| ADD. ALT. #4 | \$ 20,000.00 | ADD. ALT. #4 | \$ 10,000.00 |
| ADD. ALT. #5 | \$ 40,000.00 | ADD. ALT. #5 | \$ 25,000.00 |

There are sufficient funds available to award the contract for this project in the following accounts:

| <u>Fund</u> | <u>Account</u> |
|----------------|---------------------------|
| 302 | 944SJ |
| 302 | 946SJ |
| 302 | 927PS |
| Future Funding | Sites and Facilities Fund |

REPORT OF GENERAL MANAGER

PG. 3

NO. 01-213

The City Attorney has reviewed the bids and found them to be in order. Moment Construction Co., Inc. was the lowest responsible bidder.

The City's liability under this contract shall only be the extent of \$1,987,437.00, the current City appropriation to fund the contract. If the City appropriates additional funds, the City's liability shall be extended to the extent of such appropriation, subject to the terms and conditions of this contract.

The Contractor is not required to do any work in excess of the amount of the funds appropriated by the City for this contract.

Staff has reviewed the outreach effort made by Moment Construction Co., Inc. and, based on the documents submitted, has determined that a "Good Faith" effort has been made. The contractor obtained an MBE/WBE participation of 3 % and satisfied 100 of the 100 point requirements outlined by the Board's Outreach Program. The Outreach Document package is on file in the Board Office and synopsis of said package is attached.

Staff has reviewed the responsiveness and work performance of Moment Construction Co., Inc. by calling references from past projects and found them to be marginally satisfactory with a mixed record of performance. UCLA declined to comment. The California Community College District stated the Moment's projects were late, had many RFIs, constructed a footing incorrectly and then tried to conceal it, and were eventually replaced on the job. LAUSD stated that the work of Moment was good, but that there were many RFIs and Change Orders on the projects. DWP indicated that the work done on their projects was of good quality, with no complaints.

In light of the above record of past performance, staff recommends that funds be sought for the dedication of a half time RAP project manager to oversee the construction effort.

The Department of Public Works, Bureau of Contract Administration, Office of Contract Compliance (OCC), indicated that there have been no labor compliance violations and that all other legal requirements have been complied with.

Prepared by Rey Aficial, Project Manager.

GUIDELINES FOR EVALUATION OF GOOD FAITH EFFORT CHECKLIST

Bidder: Moment Construction Co., Inc.

Bid Date: May 29, 2001

Project Name: Stoner Recreation Center - Swimming Pool Upgrade (#1534C)

| Indicator | Required Documentation | Description of Submitted or Missing Documentation | Points | |
|--------------------------------|--|---|--------|------------|
| 2 Pre-Bid Meeting | a) Attend pre-bid meeting and be listed on the attendance sheet; or b) Submit a letter prior to the pre-bid meeting either by fax to (213) 617-0439, or by mail to the Recreation and Parks Dept., Planning and Development Branch, 200 N. Main Street, Room 709, Los Angeles, California 90012. | | 10 | 10 |
| 3 Work Areas | Proof of this must be demonstrated in either Indicator 4 or 5. | | 10 | 10 |
| 4 Ad | A copy of the advertisement or a proof of publication statement or other verification which confirms the date the advertisement was published. The advertisement must be specific to the project, not generic, and may not be a placeholder advertisement provided by the publication. It should include the City of Los Angeles project name, name of bidder, areas of work available for subcontracting, and a contact person's name and telephone number, information on the availability of plans and specifications and the bidder's policy concerning assistance to subcontractors in obtaining bonds, lines of credit and/or insurance. Consideration will be given to the wording of the advertisement to ensure that it did not exclude or seriously limit the number of potential respondents. | | 9 | 9 |
| 5 Letters to Potential Subs | A copy of each letter sent to available MBEs, WBEs and OBEs for each item of work to be performed. If there is only one master notification, then a copy of the letter along with a listing of all recipients will suffice. Faxed copies must include the fax transmittal confirmation slip showing the date and time of transmission. Mailed letters must include copies of the metered envelope or certified mail receipts. Letters must contain areas of work to be subcontracted, City of Los Angeles project name, name of the bidder, and contact person's name, address, and telephone number. | | 15 | 15 |
| 6 Follow-up to Letters | A copy of telephone logs. These logs must include the name of the company called, telephone number, contact person, who did the calling, time, date, and the result of the conversation. Bidder must follow-up with all subcontractors to whom they sent letters. | | 10 | 10 |
| 7 Plans | Include in Indicator 4 or 5, information detailing how, where and when the bidder will make the required information available to interested subcontractors. | | 5 | 5 |
| 8 Outreach Letters | A copy of each letter sent to outreach agencies requesting assistance in recruiting MBEs, WBEs and OBEs. Faxed copies must include the fax transmittal confirmation slip showing the date and time of transmission. Mailed letters must include copies of the metered envelopes or certified mail receipts. Letters must contain areas of work to be subcontracted, City of Los Angeles project name, name of the bidder, and contact person's name, address, and telephone number. | | 10 | 10 |
| 9 Negotiate in Good Faith | a) Copies of all MBE/WBE/OBE bids or quotes received; and b) Summary sheet organized by work area, listing bids received and the subcontractor selected for that work area. If the bidder elects to perform a listed work area with its own forces, they must include a bid that shows their own costs for the work. | | 26 | 26 |
| 10 Bonds | Include in Indicator 4 or 5, information about the bidder's efforts to assist with bonds, lines of credit and insurance. | | 5 | 5 |
| TOTAL POINTS ACHIEVED | | | | 100 |

MBE/WBE % ACHIEVED: 3%