

APPROVED
NOV 07 2008

REPORT OF GENERAL MANAGER

NO. 08-296

DATE November 4, 2008

~~BOARD OF RECREATION
and PARK COMMISSIONERS~~

C.D. 9

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: ROSS SNYDER RECREATION CENTER - PARKING LOT AND BASKETBALL COURT (W.O. # E170941F) - REVIEW OF BIDS AND AWARD OF CONTRACT

R. Adams _____ J. Kolb _____
H. Fujita _____ F. Mok _____
S. Huntley _____ K. Regan _____
V. Israel _____ *M. Shull _____

Can from S.

Vah Israel
General Manager

Approved _____

Disapproved _____

Withdrawn _____

RECOMMENDATION:

That the Board:

1. Find Tobo Construction, Inc., with a base bid of \$389,000, to be the lowest responsive and responsible bidder for the Ross Snyder Recreation Center - Parking Lot and Basketball Court (W.O. #E170941F) project;
2. Award the contract to Tobo Construction, Inc., in the total contract amount of \$389,000, all according to the plans and specifications;
3. Authorize the Chief Accounting Employee to encumber up to \$389,000 from the following fund and account numbers under the awarding authority of this Board Report; and,

<u>FUND SOURCE</u>	<u>FUND/DEPT/ACCT</u>	<u>AMOUNT</u>	<u>AVAILABLE AMOUNT</u>	<u>ENCUMBRANCE AMOUNT</u>
Proposition K	43K/10/P241	\$860,000	\$860,000	\$277,000
Proposition K	43K/10/R241	\$ 15,000	\$ 15,000	\$ 0
Sites and Facilities	209/88/A209	<u>\$112,000</u>	<u>\$112,000</u>	<u>\$112,000</u>
Total Funding		\$987,000	\$987,000	\$389,000

4. Direct staff to prepare a contract and authorize the Board President and Secretary to execute the contract, subject to the approval of the City Attorney as to form.

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SUMMARY:

On May 7, 2008, the Board of Recreation and Park Commissioners (Board) approved the final plans and call for bids for the Ross Snyder Recreation Center – Parking Lot and Basketball Court (W.O. #E170941F) project, located at 1501 E. 41st Street, Los Angeles, CA 90011 (Board Report No. 08-112). Plans for this project were prepared by the Bureau of Engineering (BOE). The project's scope of work consists of a new basketball court surface – asphalt with deco color paint, a permeable concrete block paved parking lot, concrete paths throughout, a new gate, and fencing, and landscaping including California native trees and drought tolerant shrubs, an automated irrigation system, security and general site lighting, and a drinking fountain.

On August 26, 2008, nine (9) bids were received for this project. The lowest responsive and responsible bidder is Tobo Construction, Inc., with a base bid amount of \$389,000, which is \$129,500 below the City Engineer's cost estimate of \$518,500. The bids received are as follows:

<u>Bidders</u>	<u>Bid Amount</u>
Tobo Construction, Inc.	\$389,000.00
JFY Construction, Inc.	\$411,955.00
Landshapes	\$421,500.00
C&J Engineering & Construction, Inc.	\$434,585.47
DLE Construction	\$446,606.00
Y&M Construction, Inc.	\$478,350.00
Simgel Co, Inc.	\$549,218.00
Western Group, Inc.	\$575,000.00
Construction System Inc.	\$598,779.00

Tobo Construction, Inc., submitted the lowest bid, as shown above. It is recommended that the project be awarded to Tobo Construction, Inc., for a total construction contract amount of \$389,000. Sufficient funds are available for the construction of this project from Proposition K funds. \$112,000 from Sites and Facilities funds will be used to pay for the basketball court, vinyl coat chain link fence, and three (3) new light poles which are not part of the Proposition K scope. On September 25, 2008, the L.A. for Kids Steering Committee was informed of the bid results and approved the recommendation to the Board to award the project.

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Staff has reviewed the subcontractor outreach effort made by Tobo Construction, Inc., and based on the documents submitted, has determined that a "good faith" effort has been made. Tobo Construction, Inc., satisfied 80 of the 100-point requirement outlined by the Board's Outreach Program. The Outreach Document Package is on file in the Board Office and a synopsis of said package is attached. The City Attorney has reviewed the bid submitted by Tobo Construction, Inc., and found it to be in order.

Staff reviewed the responsiveness and work performance of Tobo Construction, Inc., on past Department projects and found them to be satisfactory. The Department of Public Works, Office of Contract Compliance indicated that there have been no labor compliance violations and that all other legal requirements have been complied with by the bidder.

In compliance with the California Environmental Quality Act (CEQA), staff has reviewed the project and has determined that the proposed improvements will have no significant impact on the environment. The project was determined to be Categorical Exempt pursuant to Article III, Section 1 (a) Class 1(11) and Section 1(k) Class 11(2, 3) of the City CEQA Guidelines. A Notice of Exemption was filed with the Los Angeles City Clerk's Office and the Los Angeles County Clerk's Office on May 10, 2006.

FISCAL IMPACT STATEMENT:

There is no anticipated fiscal impact to the Department's General Fund as the project's construction costs will be fully funded by the above listed funding sources specifically identified and approved for this project. The assessments of the future operations and maintenance costs have yet to be determined and would be addressed in future budget requests.

This report was prepared by Somsak Poolperm, Project Manager, Recreation and Cultural Facilities Program, Bureau of Engineering, and was reviewed by Neil Drucker, Program Manager, Recreational and Cultural Facilities Program, Bureau of Engineering; Deborah Weintraub, Chief Deputy City Engineer, Bureau of Engineering; and Michael A. Shull, Superintendent, Planning and Development, Department of Recreation and Parks.

GUIDELINES FOR EVALUATION OF GOOD FAITH EFFORT CHECKLIST

Bidder: Tobo Construction, Inc.

Bid Date: 08/26/2008

Project Name: ROSS SNYDER RECREATION CENTER – PARKING LOT & BASKETBALL COURT – (W.O. #E170941F)

Indicator	Required Documentation	Description of Submitted or Missing Documentation	Points	
1	The bidder's or proposal's efforts to obtain participation by MBEs, WBEs and other business enterprises could reasonably be expected by the Board of Recreation and Park Commissioners (the "Board") to produce a level of participation by interested sub-contractors, including 15% MBE and 2% WBE.		0	0
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) 847-5172, or by mail to the Bureau of Engineering, Project Award and Control Division, 600 S. Spring, 6 th Floor, Los Angeles, Ca. 90014	Did not attend pre-bid & letter of excuse of previous attendance w/ last 6 month is invalid	10	0
3 Work Areas	Proof of this must be demonstrated in either Indicator 4 or 5.		13	13
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	0
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.		10	10
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.	No outreach letters	10	0
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.		7	7
TOTAL POINTS ACHIEVED			80	
MBE/WBE ACHIEVED:			0%	

MBE= 0% WBE= 0% OBE= 16.71% PRIME= 76.61%