

REPORT OF GENERAL MANAGER

APPROVED
NOV 04 2009

NO. 09-280

DATE November 4, 2009

BOARD OF RECREATION
and PARK COMMISSIONERS

C.D. 4

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: GRIFFITH PARK - AWARD OF CONTRACT WITH JOHN T MALLOY INCORPORATED FOR SEWER LINE REMOVAL, REPAIR AND REPLACEMENT

R. Adams	_____	J. Kolb	_____
H. Fujita	_____	F. Mok	_____
S. Huntley	_____	K. Regan	_____
V. Israel	_____	*M. Shull	<i>mf</i>

[Signature]

 General Manager

Approved _____ Disapproved _____ Withdrawn _____

RECOMMENDATION:

That the Board:

1. Approve a proposed contract between the City of Los Angeles and John T. Malloy Incorporated (Contractor) for the removal, repair, and replacement of a sewer line in Griffith Park for a term of six (6) months, in an amount not to exceed \$80,000, substantially in the form on file in the Board Office, subject to the approval of the Mayor and the City Attorney as to form;
2. Find, in accordance with Charter Section 1022, that the Department of Recreation and Park (Department) does not have personnel available in its employ with sufficient time and expertise to undertake this specialized professional service and that it is more feasible to secure these services by contract;
3. Find, in accordance with Charter Section 371 (e)(10) and Los Angeles Administrative Code Section 10.15(a)(10), that the use of competitive bidding would be undesirable, impractical, or impossible due to the urgent nature of the required work and that a qualified contractor be available immediately to perform the work for public health and safety purposes;
4. Find, in accordance with Charter Section 372, that obtaining competitive bids or proposals for work to be performed pursuant to this agreement is not reasonably practicable or compatible with the City's interest due to the urgent nature of the work as a formal

REPORT OF GENERAL MANAGER

PG. 2 NO. 09-280

competitive process would take up to twelve months to complete;

5. Direct the Board Office Secretary to transmit the proposed Contract, concurrently, to the Mayor in accordance with Executive Directive No. 3 and to the City Attorney for approval as to form; and,
6. Authorize the Board President and Secretary to execute the Contract upon receipt of the necessary approvals.

SUMMARY:

Due to the immediate and urgent need to remove, repair, and replace a portion of the sewer line located at 5375 Red Oak Drive located in Griffith Park, the Department was forced to proceed with repairs prior to receiving Board approval. We are asking that the Board grant permission to enter into a contract retroactively in order to pay for the emergency work being performed. The damaged sewer line has on numerous occasions caused raw sewage to overflow thereby creating an immediate and on-going health hazard to the community and visitors to this area. In addition to the potential health hazard from exposure to raw sewage, the sewage breach has caused the immediate closure of the Park's main restrooms and the closures of restroom facilities at a concession stand and maintenance yard.

Sewer blockages have periodically occurred over the past two years in the aforementioned sewer line. The frequency of the blockages has grown over the last two years causing public facilities, including public restrooms to periodically be shut down and closed to the public. Department staff was no longer able to perform routine maintenance to prevent additional raw sewage exposure. The sewer line has deteriorated to the point that the line had to be replaced immediately.

The Department currently does not have a contract for sewer line removal, repair, and replacement work. Existing General Services Sewer Tie Contracts have recently expired and replacement contracts are currently out to bid. Staff requested informal quotes from the three prior City contractors (Williams Pipeline Contractors Inc., Charles King Company, Inc., and John T. Malloy Incorporated). John T. Malloy Incorporated (Contractor) is the only responding vendor that submitted a quote for this project.

The Contractor has performed sewer related work with the Department of Public Works Bureau of Engineering on the Secondary Sewer Renewal Program at Sunset Boulevard and Canyon Drive (Contract No. C-113295) and with the Department of General Services providing and installing sewer and storm drain tie-in connections (Contract No. C-109765).

Staff recommends the award of a contract to John T. Malloy Incorporated to remove, repair, and replace the sewer line at 5375 Red Oak Drive located in Griffith Park in an amount not to exceed \$80,000. The contract amount includes the Contractor's quote of \$59,876, and \$20,124 set aside to

REPORT OF GENERAL MANAGER

PG. 3 NO. 09-280

pay for undetermined additional project costs due to unforeseen delays, unexpected changes to the scope of work and change orders.

FISCAL IMPACT STATEMENT:

Funding for this project is available in the amount of \$80,000 in Fund 302, Department 88, Account 3040 (Contractual Services Account).

This report was prepared by Jimmy Newsom, Management Analyst II, Planning and Construction Division.

PERSONNEL DEPARTMENT CONTRACT REVIEW REPORT

1. Requesting Department: Department of Recreation and Parks

2. Contacts:

Department: Raymond Chang Phone No. (818) 243-6488 Fax No. 818-243-6451

CAO: Veronica Salumbides Phone No. (213) 473-7561 Fax No. 213-473-7514

3. Work to be performed:

The Department of Recreation and Parks (Rec. & Parks) requires sewer construction services for emergency repair, modification and relocation of an existing sewer system in Griffith Park. Related project work would involve soil removal, sewer pipe removal, shoring, sewer pipe installation and slurry backfill.

4. Is this a contract renewal? Yes No

5. Proposed length of contract: one year; extension requested for additional 6 months.
Start Date: Unknown

6. Proposed cost of contract (if known): \$80,000

7. Name of proposed contractor: John T. Malloy, Inc.

8. Unique or special qualifications required to perform the work:

The contractor must possess the knowledge, expertise and experience repairing, removing and installing sewer systems. Also required is the proper equipment and staff trained to operate equipment to perform sewer work within short project timelines.

9. Are there City employees that can perform the work being proposed for contracting?
Yes ; No ; City employees can perform some of the work.

Classification	Departments	List Expires
Wastewater Collection Worker	PW Sanitation	Continuous
Wastewater Collection Supervisor	PW Sanitation	No list
Maintenance Laborer	Various	Continuous
Maintenance and Construction Helper	Various	Continuous
Mechanical Helper	Various	Continous

If yes,

a. Which class(es) and Department(s): See above.

b. Is there sufficient Department staff available to perform the work? Yes No

- c. Is there a current eligible list for the class(es)? Yes No Expiration Date: See above.
- d. Estimated time to fill position(s) through CSC process? Unknown due to hiring freeze.
- e. Can the requesting department continue to employ staff hired for the project after project completion? Yes No
- f. Are there City employees currently performing the some of the work? Yes No
See above.

10. Findings

- City employees DO NOT have the expertise to perform the work
- City employees DO have the expertise to perform some of the work

Check if applicable (explanation attached) and send to CAO for further analysis

- Project of limited duration would have to layoff staff at end of project
- Time constraints require immediate staffing of project
- Work assignment exceeds staffing availability

SUMMARY:

Rec. & Parks states that it does not have staff with adequate training to perform the scope of duties required. It also maintains that the recommended contractor has performed related duties for the Department of Public Works, Bureau of Sanitation, which is the only City entity with staff possessing expertise in sewage work.

Submitted by: Cathy T. Tanaka
Cathy T. Tanaka

Reviewed by: Shelly Del Rosario
Shelly Del Rosario

Approved by: Shannon C. Pascual
Shannon C. Pascual

Date: 10/21/09