

APPROVED
JUN 06 2011

REPORT OF GENERAL MANAGER

NO. 11-143

DATE June 6, 2011

BOARD OF RECREATION
and PARK COMMISSIONERS

C.D. 14

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: EAGLE ROCK MONUMENT – IRRIGATION AND NEW LANDSCAPE
(W.O. #E170352F) PROJECT – REVIEW OF BIDS AND AWARD OF
CONTRACT

R. Adams	_____	K. Regan	_____
H. Fujita	_____	*M. Shull	<u>[Signature]</u>
V. Israel	_____	N. Williams	_____

[Signature]
General Manager

Approved _____ Disapproved _____ Withdrawn _____

RECOMMENDATIONS:

That the Board:

1. Find the bid of La Loma Development Company, to be non-responsive due to its failure to submit its Good Faith Effort (GFE) outreach package, which was required to be submitted with the bid;
2. Find Mallcraft, Inc., with a base bid of \$186,787, to be the lowest responsive and responsible bidder for the Eagle Rock Monument – Irrigation and New Landscape (W.O. E170352F) Project;
3. Award a contract to Mallcraft, Inc., for a total contract amount of \$186,787, all according to the plans and specifications;
4. Authorize the Chief Accounting Employee to encumber \$186,787 in available funds from the following fund and account numbers under the awarding authority of this Board Report;

<u>Funding Source</u>	<u>Fund/Dept/Acct</u>	<u>Encumbrance Amount</u>
Proposition K – Year 13	43K/10/F211	\$ 12,000
Proposition K – Year 14	43K/10/G398	<u>\$223,000</u>
Total:		\$235,000

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5. Authorize the Board President and Secretary to execute the contract, subject to City Attorney approval as to form.

SUMMARY:

On March 23, 2011, the Board of Recreation and Park Commissioners (Board) approved the final plans and call for bids for the Eagle Rock Monument – Irrigation and New Landscape (W.O. #E170352F) Project, located near 717 West Eagle Rock View Drive, Los Angeles, California 90041 (Board Report No. 11-085). Plans and specifications for this project were prepared by the Department of Public Works, Bureau of Engineering, Architectural Division. The Eagle Rock Monument is City of Los Angeles Historic Cultural Monument No. 10. The project scope of work consists of installation of a new irrigation system and new landscaping, including the following:

1. Preparation of the complete site, including rough and finish grading.
2. Construction of new landscape, including site irrigation, site drainage, fencing, walking paths and other site amenities.
3. Installation and connection of site utilities, including water.

Also included was a Deductive Alternate comprised of deleting all work in the project area east of “Match Line B” as indicated on sheets L201, L301, L401, L601, L701 with the following exceptions: fencing, water supply and connection, water supply line(s) to controller(s) and from controllers to project area west of “Match Line B”, irrigation controllers and control valves, facility sign (detail A9/L403), construction sign (detail A1/L402), and bollard/barrier posts (detail A1/L403).

On May 10, 2011, seven (7) bids were received for this project. The bid documents required the base bid to include the deductive alternate. The lowest responsive and responsible bidder is Mallcraft, Inc., with a base bid amount of \$186,787, including a deductive alternate of \$70,000. The base bid is \$48,213 below the City Engineer’s cost estimate of \$235,000. The bid amounts received are as follows:

<u>Bidders</u>	<u>Base Bid</u>	<u>Deductive Alternate</u>
La Loma Development Company	\$164,947.00	\$130,169.00
Mallcraft, Inc.	\$186,787.00	\$ 70,000.00
Coral Blue Construction Corp.	\$217,950.00	\$ 65,000.00
Oceanstate Development, Inc.	\$219,000.00	\$ 35,000.00
E. Avico Development, Inc.	\$227,826.26	\$ 74,570.06
Western Group, Inc.	\$248,000.00	\$ 18,000.00
1 st California Construction Inc.	\$319,450.00	\$ 4,000.00

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The Instructions to Bidders for this project required that documentation regarding Good Faith Effort (GFE) Subcontractor outreach be submitted with the bid. La Loma Development Company, Inc., submitted the apparent lowest bid as noted on the previous page. However, La Loma Development Company, Inc., did not submit their GFE documentation with their bid on May 10, 2011 which was the bid due date. On May 11, 2011, La Loma Development Company, Inc., transmitted their GFE documents to the Board and Project Manager, see Attachment A. However, it failed to submit the GFE package with the bid as was required in the Instruction to Bidders. As a result, the bid has been determined to be non-responsive. The bid specifications stated the lowest bidder would be determined to be the responsible and responsive bidder submitting the lowest base bid. Based on these requirements, Mallcraft, Inc., was determined to be the lowest responsible and responsive bidder.

Mallcraft, Inc., submitted its GFE documents with its bid on May 10, 2011. Staff has reviewed the subcontractor outreach effort made by Mallcraft, Inc., and based on the documents submitted, has determined that a “good faith” effort has been made. Mallcraft, Inc., achieved 91 of the 100-points possible as outlined by the Board’s Outreach Program which requires a score of at least 75 points out of 100 to achieve a “good faith” effort. The Outreach Document Package is on file in the Board Office and a synopsis of said package is attached (Attachment B). The City Attorney has reviewed the bid submitted by Mallcraft, Inc., and found it to be in order.

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.

Staff has determined that the subject project will consist of new landscaping and irrigation that will not impact the historic Eagle Rock landmark, and therefore, is exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to Article III, Section 1(d)(3), and City CEQA Guidelines Class 4, Category (3).

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 aforementioned listed funding sources specifically identified and approved for use of 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 Shashi Bhakta, Project Manager. Reviewed by Neil Drucker, Program Manager, Recreational and Cultural Facilities Program, Bureau of Engineering; Deborah Weintraub, Chief Deputy City Engineer, Bureau of Engineering; and by Michael A. Shull, Superintendent, Planning and Development Division, Department of Recreation and Parks.

Attachment A

Email from La Loma Development Company with Documents Attached

Dated: April 11, 2011

Fwd: Eagle Rock Monument Irrigation & New Landscape

1 message--- Forwarded message -----

From: **Marco Barrantes** <marco@lalomadevelopment.com>

Date: Wed, May 11, 2011 at 9:59 AM

Subject: Eagle Rock Monument Irrigation & New Landscape

To: rap.commissioners@lacity.org, shashi.bhakta@lacity.org

To: Shashi Bhakta

Recreation and Parks Commissioners

Bureau of Engineering

Recreation and Cultural Facilities Program

200 N. Spring Street, Room 2305

Los Angeles CA 90012

Regarding the Eagle Rock Monument Irrigation and New Landscape W.O. #E170352F

We are writing because we are very happy to be the lowest bidder for the project. We can mobilize immediately and complete the job efficiently, as we are very local, within blocks to the project. However, we are a little concerned that although we are the lowest bidder for this project, our bid was noted at the public bid reading as missing a good faith document, please find attached the item in question (fax log, correspondence). For this relatively small project and this type of landscaping project specifically, we are specialized to do this job with our own employees and local vendors.

We are the lowest responsible bidder, not to mention the best local, small, minority-owned company to do this project, with both A and C-27 licenses. I am personally in love with the Eagle Rock Monument as a national and historical place, considered sacred to the native Americans, having lived in this neighborhood my whole life, and the company is immediately local to the area. Most of our employees are local to the area and we have a rich ethnic diversity of Asian, African-American, Hispanic, White, and multi-racial employees. If you see our well-documented work in the actual Eagle Rock and Pasadena area, we are known in the neighboring communities as a leading landscaping company for native plants, masonry, earthworks, waterworks and efficient irrigation for sustainable landscaping and we are very harmonious with the design.

Please visit our website: <http://www.lalomadevelopment.com>.

We humbly request that you consider our bid, in the context of our real strengths and that we are actually the lowest bid. Compared to the other bidders, we will do the best job at the lowest price. We are specialized for this type of work and can save the city thousands of dollars while delivering the best product possible. We will do the work with excellence and pride.

Sincerely,

Marco Barrantes

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MARCO R. BARRANTES, M.L.A. / M.C.P.

Landscape Architecture / City Planning

La Loma Development Company, Inc.

556 S. Fair Oaks Suite 101323

Pasadena, CA 91105 626.421.6185 office 626.532.7120 cell

www.lalomadevelopment.com

General Contractor #883785



April 11, 2011

**Eagle Rock Monument
Irrigation and New Landscape Project
#E170352F**

**Owner: City of Los Angeles, Recreation and Parks
Bid Due Date: May 10, 2011**

Re: Sub bids

Requesting Sub-bids from Qualified MBE, WBE, OBE subcontractors, and materials and / or equipment suppliers in the areas of work included in, but not limited to, those listed below:

Subcontractors to include:

237990 - Other Heavy and Civil Engineering Construction

561730 - Landscaping Services

Scope of work includes:

Rough & finish grading

Construction of new landscape, including irrigation, drainage, fencing, walking paths, other site amenities.

Installation and connection of site utilities, including water.

A copy of the Eagle Rock Monument – Irrigation and New Landscaping Project bid specifications and plans are available for review in the office of La Loma Development, the City's internet website <http://www.ci.la.ca.us>, or the Los Angeles Business Assistance Virtual Network at <http://www.labavn.org/bid.cfm?11310>. We will assist interested MBEs, WBEs, and OBEs in obtaining bonds, lines of credit and/or insurance if necessary. Contact us at:

556 S. Fair Oaks, Suite 101 #323

Pasadena, CA 91105

Phone: (626) 421-6185

Fax: (323) 257-0855

Bid deadline is May 10, 2011. We must receive your proposal no later than May 9, 2011.

For bond assistance you may contact the City of Los Angeles Bond Assistance program at (213)327-0298.

Many Thanks,

Marco Barrantes
La Loma Development



GOOD FAITH EFFORT
LETTER TO POTENTIAL SUBS (MBEs, WBES AND OBES)
EAGLE ROCK MONUMENT -
IRRIGATION AND NEW LANDSCAPING PROJECT

COMPANY	PHONE NO.	CONTACT	DATE
Howard Kelly Photography	(626) 286-0311	Howard Kelley	4/1/11
Bamboo Pipeline	(805) 764-2600	-	4/22/11
Charisma Design	(818) 252-6611	Lilian	5/3/11
American Precast Concrete, Inc.	(626) 443-0970	Navid Yasharel	5/3/11
Superior Concrete Products	(817) 366-0347	Todd	5/4/11
JHM Supply	(626) 398-4115	Terry Walker	5/4/11
Southwest Boulder and Stone	(800) 540-1147	Letty	5/4/11
Foundry Services & Supplies, Inc.	(562) 945-6511	Blake	5/5/11
Anawalt Lumber	(818) 249-1194	Sales	5/5/11
Cal Pipe Bollards	(877) 283-8518	Lori	5/5/11
Alhambra Foundry Company	(626) 289-4294	Ken McClister	5/5/11
S & J Supplies	(562) 944-7433	Sales	5/5/11
JPS Legal Video	(310) 869-0715	Jean Philippe Stuart	5/9/11
Sand Materials and Aggregate Sales, Inc.	(661) 252-4735	Cindy	5/10/11



PHONE LOG
EAGLE ROCK MONUMENT -
IRRIGATION AND NEW LANDSCAPING PROJECT

COMPANY	PHONE NO.	CONTACT	INITIAL	DATE	TIME	RESULT
Howard Kelly Photography	(626) 286-0311	Howard Kelley	EH	4/1/11	1:19pm	Quote received for Construction / Progress Photography.
Bamboo Pipeline	(805) 764-2600	-	EH	4/22/11	2:05pm	Compile plant count via website and received quote.
Charisma Design	(818) 252-6611	Lilian	EH	5/3/11	4:05pm	Request for quote for wood facility sign. Sent specifications by email. Follow up call 5/5/11 at 11am. Received quote by fax 5/5/11 at 2:35pm.
American Precast Concrete, Inc.	(626) 443-0970	Navid Yasharel	EH	5/3/11	4:26pm	Request for quote for precast concrete railing and posts. Received quote by email 5/3/11 at 4:41pm.
Superior Concrete Products	(817) 366-0347	Todd	EH	5/4/11	3:32pm	Request for quote for concrete railing and posts. Sent specifications by email. Received quote by email on 5/5/11 1:24pm.
JHM Supply	(626) 398-4115	Terry Walker	EH	5/4/11	3:39pm	Emailed specifications. Received quote 5/5/11 for irrigation supply.
Southwest Boulder and Stone	(800) 540-1147	Letty	EH	5/4/11	4:00pm	Request for quote for Cresta Blonde Boulders over the phone. Received quote by fax 5/5/11 at 8:47am.
Foundry Services & Supplies, Inc.	(562) 945-6511	Blake	EH	5/5/11	11:59am	Received quote over the phone for a drain pipe for underneath walkway.



PHONE LOG
EAGLE ROCK MONUMENT -
IRRIGATION AND NEW LANDSCAPING PROJECT

COMPANY	PHONE NO.	CONTACT	INITIAL	DATE	TIME	RESULT
Anawalt Lumber	(818) 249-1194	Sales	EH	5/5/11	4:23pm	Quote received over the phone for masonite board and wooden stakes for concrete mow strip formwork.
Cal Pipe Bollards	(877) 283-8518	Lori	EH	5/5/11	10:40am	Emailed specifications. Response: carry circular bollards. Quote received by email for round bollards.
Alhambra Foundry Company	(626) 289-4294	Ken McClister	EH	5/5/11	9:34am	Request for quote for drain grate and frame 5/5/11. Received quote by fax 5/5/11 9:40am.
S & J Supplies	(562) 944-7433	Sales	EH	5/5/11	10:03am	Request for quote for sanded 6" manhole pipes. Quote given over the phone.
JPS Legal Video	(310) 869-0715	Jean Philippe Stuart	EH	5/9/11	10:10am	Quote received for Construction / Progress Photography.
Sand Materials and Aggregate Sales, Inc.	(661) 252-4735	Cindy	EH	5/10/11	11:44am	DBE/WBE/UDBE: Quote received for base aggregate and topsoil.

Attachment B

Good Faith Effort Results for Mallcraft, Inc.

GOOD FAITH EFFORT CHECKLIST

Bidder: Mallcraft, Inc. Bid Date: May 10, 2011

PROJECT: Eagle Rock Monument – Irrigation and New Landscape Project (W.O. #E170352F)

Indicator	Required Documentation	Description of Submitted or Missing Documentation	Points	
1	The bidder's or proposer'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) 847-0703, or by mail to the Bureau of Engineering, Project Award and Control Division, 1149 S. Broadway, 1 st Floor, Los Angeles, Ca. 90015.		10	10
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 planholder 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.		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.		7	7
TOTAL POINTS ACHIEVED			91	
MBE/WBE % ACHIEVED:			0%/0 %	

MBE= 0% WBE=0 % OBE= 0% PRIME=100 %

RESPONSIVE