

# APPROVED

MAY 20 2021

## BOARD OF RECREATION AND PARK COMMISSIONERS

**BOARD REPORT**

NO. 21-091

DATE May 20, 2021

C.D. 11

### BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: POTRERO CANYON PARK – LANDSCAPING (W.O. #E1908635) PROJECT –  
REVIEW OF BIDS AND AWARD OF CONTRACT

AP Diaz	_____	M. Rudnick	_____
H. Fujita	_____	<i>for</i> C. Santo Domingo	<u>DF</u>
J. Kim	_____	N. Williams	_____

  
\_\_\_\_\_  
General Manager

Approved   X                        Disapproved \_\_\_\_\_                      Withdrawn \_\_\_\_\_

### RECOMMENDATIONS

1. Find Ford Engineering & Construction, Inc. (Ford EC), with a bid of Eight Million, Eight Hundred Ninety-Two Thousand, Three Hundred Ninety-Four Dollars (\$8,892,394), to be the lowest responsive and responsible bidder for the Potrero Canyon Park – Landscaping (W.O. #E1908635) Project (Project);
2. Award the construction contract (Contract) to Ford EC, in the amount of Eight Million, Eight Hundred Ninety-Two Thousand, Three Hundred Ninety-Four Dollars (\$8,892,394), all according to the plans and specifications approved by the Board of Recreation and Park Commissioners (Board) on January 21, 2021, through Report No. 21-016;
3. Request the Department of Public Works, Office of Accounting to encumber funds in the amount of Eight Million, Eight Hundred Ninety-Two Thousand, Three Hundred Ninety-Four Dollars (\$8,892,394) 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. NO.</u>	<u>AVAILABLE AMOUNT</u>
Potrero Canyon Trust Fund	50F/50/50RMAB	\$7,500,000
Potrero Canyon Trust Fund	100/54/00G998	<u>\$1,392,394</u>
<b>Total</b>		<b>\$8,892,394</b>

## BOARD REPORT

PG. 2            NO. 21-091

4. Authorize the Department of Recreation and Parks' (RAP) Chief Accounting Employee or designee to make technical corrections, as necessary to carry out the intent of this Board Report; and,
5. Authorize the Board President and Secretary to execute the Contract, subject to approval by the City Attorney as to form.

### SUMMARY

On January 21, 2021, the Board approved final plans and call for bids for the Project, located at 15101 Pacific Coast Highway, Pacific Palisades, CA 90272. The plans and specifications were prepared by MARRS Services, Inc., under the direction of the Department of Public Works, Bureau of Engineering (BOE), Geotechnical Engineering Division.

The proposed scope of work for the Project bid includes the following:

1. Clearing and grubbing
2. Reconstruction of the Palisades Recreation Center parking lot, including paving, striping of parking stalls, installation of Americans with Disabilities Act (ADA) compliant signage and paths, and planting of trees and shrubs in the center parking lot island
3. Minor grading – cut and fill from existing stockpiles, including buttressing of over-steepened slopes at the mouth of the canyon nearest to Pacific Coast Highway
4. Installation of irrigation systems throughout the canyon
5. Installation of landscaping, including plants, decorative boulders and informational signs
6. Construction of a new prefabricated restroom at the top of the canyon including construction of a concrete foundation pad, installation of restroom model, connection to utilities, and planting along the exterior walls
7. Construction of perimeter fencing around the entire canyon
8. Construction of fencing around riparian zones and paths
9. Construction of soil cement access road
10. Construction of scenic overlooks, including benches, trash cans, and decomposed-granite (DG) paths to the overlooks
11. Construction of a pump station to recycle stormwater runoff into the riparian system
12. Construction of approximately 700 linear feet of 6" PVC force main to supply water for the riparian zone
13. Construction of approximately 700 linear feet of 12" to 24" storm drain pipes
14. Construction of a DG path connecting the entrance at Friends Street to park trails
15. Erosion control / Stormwater Pollution Prevention Plan implementation

One (1) Additive Alternate was identified in the bid. The scope of work for the Additive Alternate No. 1 included hauling away and disposing of an existing soil stockpile at the base of the canyon that is outside the park boundaries.

BOARD REPORT

PG. 3 NO. 21-091

The City Engineer's estimate of the Project's construction cost, excluding the Additive Alternate, was Nine Million, Four Hundred Thirty-Five Thousand, One Hundred Eighty-Three Dollars (\$9,435,183) for the Base Bid. The City Engineer's estimate for the Additive Alternate No. 1 described above was One Million, Three Hundred Seventy-Two Thousand, One Hundred Forty Dollars (\$1,372,140).

The Project went out to bid on January 21, 2021, and on March 11, 2021, the Board received a total of seven (7) bids for the Project as follows:

<u>Bidders</u>	<u>Base Bid</u>	<u>Additive Alternate No. 1</u>
Ford E.C., Inc.	\$8,892,394.00	\$2,981,000
Access Pacific	\$8,914,315.00	\$3,000,000
C.S. Legacy Construction, Inc.	\$10,180,159.00	\$4,310,831
Masters Contracting Corporation	\$10,449,100.00	\$3,928,800
ACT 1 Construction	\$11,120,720.60	\$2,920,000
LA Engineering, Inc.	\$11,157,000.00	\$5,820,000
Clarke Contracting Corporation	\$11,275,100.00	\$4,120,000

The bid specification states that the lowest bidder would be determined to be the responsible and responsive bidder submitting the lowest Base Bid. Ford EC submitted the lowest Base Bid in the amount of Eight Million, Eight Hundred Ninety-Two Thousand, Three Hundred Ninety-Four Dollars (\$8,892,394) or 5.8% lower than the City Engineer's construction cost estimate of Nine Million, Four Hundred Thirty-Five Thousand, One Hundred Eighty-Three Dollars (\$9,435,183).

Due to limited availability of funds, City Staff does not recommend that Additive Alternate No. 1 be awarded under this Contract.

Ford EC has successfully posted all the required Business Inclusion Program (BIP) outreach documentation on the Los Angeles Business Virtual Assistance Network (LABAVN) that demonstrate satisfactory effort in its outreach to Minority Business Enterprise (MBE), Women Business Enterprise (WBE), Small Business Enterprise (SBE), Emerging Business Enterprise (EBE), Disabled Veteran Business Enterprise (DVBE), and Other Business Enterprise (OBE) for sub-bid or subcontracting businesses. Staff has reviewed all certifications and documentation submitted by Ford EC and determined that Ford EC's bid complies with all requirements.

City Staff has evaluated the outreach documentation submitted by Ford EC and determined that they have passed all six indicators as required for the effort to obtain sub-bid/subcontracting participation by MBE, WBE, SBE, EBE, DVBE and OBE businesses, and is in compliance with the BIP outreach requirements. The outreach documentation package is on file in the Board Office, and a synopsis of said package is attached to this Report (Attachment No. 1, BIP Evaluation Result for Ford EC).

BOARD REPORT

PG. 4 NO. 21-091

The Department of Public Works, Bureau of Contract Administration, Office of Contract Compliance indicates that there have been no labor compliance violations or contract performance issues on City contracts with this bidder within the past five years.

City Staff has reviewed the bid submitted by Ford EC and found it to be in order. City Staff recommends that the Board find Ford EC to be the lowest responsive and responsible bidder, and award the Project to Ford EC for a total construction contract amount of Eight Million, Eight Hundred Ninety-Two Thousand, Three Hundred Ninety-Four Dollars (\$8,892,394). The budgeted amount for construction contingency is Eight Hundred Eighty-Nine Thousand, Two Hundred and Thirty-Nine Dollars (\$889,239).

The funds available to award the contract for this Project are in the following account:

<u>FUNDING SOURCE</u>	<u>FUND/DEPT./ACCT. NO.</u>	<u>AVAILABLE AMOUNT</u>
Potrero Canyon Trust Fund	50F/50/50RMAB	\$7,500,000
Potrero Canyon Trust Fund	100/54/00G998	<u>\$1,392,394</u>
<b>Total</b>		<b>\$8,892,394</b>

TREES AND SHADE

This Project will remove various mature trees in areas of the canyon that were not graded during the recently-completed Grading project. During the clearing and grubbing phase, a BOE landscape architect will visit these areas to determine which trees may remain based on the restrictions imposed by the Los Angeles Fire Department and the California Coastal Commission. Trees within the canyon must be native and drought tolerant, and also approved to be within the fuel modification zones of the park.

The proposed landscaping palate has been discussed at the various community meetings, and will consist of native, drought tolerant landscaping, and trees and shrubs that are indigenous to the various microclimates located along Potrero Canyon.

A total of five hundred thirty (530) trees will be planted as a part of the Project, which will include one hundred fourteen (114) Juglans Californica (California Walnut), forty-seven (47) Populus Fremontii spp. Fremontii (Western Cottonwood), fifty-four (54) Salix Gooddingii (Black Willow), fifty-nine (59) Salix Laevigata (Red Willow), forty-six (46) Plantanus Racemosa (Western Sycamore), one hundred seventy-six (176) Quercus Agrifolia (Coast Live Oak), twenty-two (22) Heteromeles Arbutifolia (Toyon), and twelve (12) Pinus Torreyana (Torrey Pines). The new trees will be dispersed among four ecologic zones, at park area and the parking lot of the Palisades Recreation Center.

At the time of construction completion, the new trees would provide approximately 2,098 square feet of canopy coverage. At five (5) years after construction completion, it is anticipated that those trees will provide approximately 114,260 square feet of canopy coverage.

## BOARD REPORT

PG. 5            NO. 21-091

### ENVIRONMENTAL IMPACT

The Project was previously evaluated for environmental impacts in accordance with the California Environmental Quality Act (CEQA). A final Environmental Impact Report (EIR) (State Clearinghouse No. 84091901) for the Project was previously adopted by the Board on June 28, 1985. An Addendum to the previously certified EIR was prepared on November 19, 2020 by BOE pursuant to Section 15164 of the CEQA Guidelines. The Addendum determined that there have been no changes to the Project, nor to the circumstances under which the Project is being undertaken, nor has new information arisen that would result in new significant environmental effects or would increase the severity of previously identified significant effects.

### FISCAL IMPACT

The project will be funded by the aforementioned funding source (Potrero Canyon Trust Fund). There is no immediate fiscal impact to RAP's General Fund.

### STRATEGIC PLAN INITIATIVES AND GOALS

Approval of this Board Report advances RAP's Strategic Plan by supporting:

**Goal No. 1:** Provide Safe and Accessible parks

**Outcome No. 1:** Every Angeleno has walkable access to a park in their neighborhood

**Key Metric:** Percentage of Angelenos with park access within a ½ mile of their home

**Target:** 60% by 2022

This Report was prepared by Pedro Garcia, Civil Engineer, PM I, BOE Geotechnical Engineering Division. Reviewed by Paul Tseng, Contract Administrator and Steven Fierce, Principal Architect, BOE Architectural Division; Deborah Weintraub, BOE, Chief Deputy City Engineer; Sean Phan, Planning Maintenance and Construction Branch; and Darryl Ford, Superintendent, Planning, Maintenance, and Construction Branch.

### LIST OF ATTACHMENTS

Attachment No. 1 – BIP Evaluation Results for Ford EC

**CITY OF LOS ANGELES  
GUIDELINES FOR EVALUATION OF THE BUSINESS INCLUSION PROGRAM (BIP)  
OUTREACH CHECKLIST**

Bidder: Ford E.C., Inc. Bid Date: 03/11/2021Project Name: Potrero Canyon Park - Landscaping W.O. #: E1908635

Indicator	Required Documentation	Description of Submitted or Missing Documentation	Credit ✓
<b>2 Pre-Bid Meeting</b>	a) Attend pre-bid meeting and be listed on the attendance sheet, or b) Submit a letter either by e-mail, mail, or fax to the Bureau of Engineering, Project Award and Control (PAC) on certifying it is informed of the BIP project requirements and has participated in a City-sponsored or City approved matchmaking event in the past 12 months. <b>Note:</b> If the RFB states that the pre-bid meeting is mandatory, then attendance at the pre-bid meeting is the only way to pass this indicator.		✓
<b>3 Work Areas</b>	Proof of this must be demonstrated in Indicator 4. The notification must be performed using the BAVN's BIP Outreach Reports system.	(Automatic after meeting Indicator 4 requirements)	✓
<b>4 Written Notice to Sub-contractors</b>	E-mail or fax notification in each of the selected potential work areas to available MBEs, WBEs, SBEs, EBEs, DVBEs, and OBEs for each anticipated work area to be performed. The notification must be performed using the BAVN's BIP Outreach Reports system. The notification may be to potential sub-bidders/ subcontractors either currently registered on the BAVN or added to the BAVN by the bidder. Letters must contain areas of work selected to be subcontracted, City of Los Angeles project name, name of the bidder, and contact person's name, address, and telephone number. Bidders are required to send notifications to a sufficient number of firms in each potential sub work area as determined by the City. Typically, the sufficient number of firms is determined by the total number of potential sub-bidders/ subcontractors in each sub work area.		✓
<b>5 Plans, specifications and requirements</b>	Include, in Indicator 4, information detailing how, where, and when the bidder will make the required information available to interested potential sub-bidders/ subcontractors. The notification must be performed using the BAVN's BIP Outreach Reports system.	(Automatic after meeting Indicator 4 requirements)	✓
<b>6 Negotiate in Good Faith</b>	a) Copies of all potential MBE/WBE/SBE/EBE/DVBE/OBE bids or quotes received must be submitted prior to award of a contract; and b) Online Summary Sheet must be completed, listing the bids or quotes received, the name of the sub-bidder/ subcontractor who submitted the bid or quote, and a brief reason given for selection/ non-selection of each subcontractor. The reasons for selection/non-selection should be included in the Notes section of the online Summary Sheet. If the bidder elects to perform a listed work area with its own forces, they must include a bid/ quote for comparison purposes and an explanation must be provided and included on the Summary Sheet. All bids/ quotes received, regardless of whether or not the bidder outreached to the sub-bidder/ subcontractor, must be submitted. To this extent, the City expects the bidder to submit a bid/ quote from each sub-bidder/ subcontractor listed on the Summary Sheet. The Summary Sheet must be performed using the BAVN's BIP Outreach Reports system and must be submitted by 4:30 p.m. the following City working day after the date bids are received by the Board of Public Works. If a bid/quote is submitted by a sub-bidder/subcontractor that is not registered on the BAVN, the contractor is required to add that firm to their Summary Sheet.		✓
<b>7 Bonds</b>	Include, in Indicator 4, information about the bidder's efforts to assist with bonds, lines of credit, and insurance. The notification must be performed using the BAVN's BIP Outreach Reports system.	(Automatic after meeting Indicator 4 requirements)	✓
<b>Prime % = 53.8%</b>			
<b>MBE%= 0%</b>	<b>WBE%= 0%</b>	<b>SBE%= 5.98%</b>	<b>EBE%= 0%</b>
<b>DVBE%= 0%</b>	<b>OBE%= 40.2%</b>		

RESPONSIVE