



JAMES A. NOYES, Director

COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

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IN REPLY PLEASE
REFER TO FILE: **C-1**

September 24, 2002

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

ACCEPTANCE OF PUBLIC WORKS CONTRACTS SUPERVISORIAL DISTRICTS 1, 3, AND 4 3 VOTES

IT IS RECOMMENDED THAT YOUR BOARD:

Ratify and approve changes in work and accept completed contract work under the following construction contracts:

Project ID No. APT3080140 - El Monte Airport Slurry Seal Project, City of El Monte (1), Mission Paving and Sealing, Inc., with changes amounting to a credit of \$126,338.46, and a final contract amount of \$438,712.54.

Project ID No. RDC0011595 - Firestone Blvd., Alameda St. to Rosecrans Ave., Cities of South Gate and Norwalk (1 and 4), Steiny and Company, Inc., with changes in the amount of \$277.39, and a final contract amount of \$289,874.20.

Project ID No. RDC0013412 - Kanan Dume Rd., vicinity of Malibu (3), Sully-Miller Contracting Company, with changes amounting to a credit of \$10,869.50, and a final contract amount of \$547,630.07.

Project ID No. RDC0013873 - Gladstone St. at Rockvale Ave., vicinity of Azusa (1), L. A. Signal, Inc., with changes amounting to a credit of \$5,215.20, and a final contract amount of \$71,095.80.

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Project ID No. RMD1789501 - Parkway Tree Planting, Maintenance District 1, 2000-2001, in the southeast area of Los Angeles County (1), United Pacific Services, Inc., with changes amounting to a credit of \$16,550, and a final contract amount of \$60,325.

CC 6898 - Atlantic Blvd. at Telegraph Rd. (UPRR) Mixmaster, vicinity of Commerce (1), Brutoco Engineering & Construction, Inc., with changes in the amount of \$36,350.33, and a final contract amount of \$17,117,415.29 (Final Acceptance).

Project No. 9037 Unit 4, Long Beach, City of Long Beach (4), with changes amounting to a credit of \$181,715.09, and a total contract amount at this time of \$5,397,170.20 (Partial Acceptance).

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

This action is to obtain Board ratification of Director-approved changes in public works contracts, Board approval of changes in work in public works contracts, and Board acceptance of the work of the contracts in compliance with the provisions of the Public Contract Code. Included in the enclosures are project and contract data, the scope of work of changes to be ratified or approved, and the work of the contracts to be accepted.

The Director of Public Works has been authorized by your Board to order changes in work up to \$10,000 for construction contracts. Changes to accommodate field conditions in order to meet the intent of the plans and specifications are not subject to this monetary limitation. Enclosed for your ratification are changes in work which I ordered for Project ID Nos. APT3080140, RDC0011595, RDC0013412, RDC0013873, and RMD1789501; and Project No. 9037 Unit 4, Long Beach.

Also enclosed for your approval is a change in work in excess of my delegated limits which is required to complete Cash Contract 6898.

The projects have been completed, and it is recommended that your Board accept them on the dates indicated in the enclosures.

Implementation of Strategic Plan Goals

The acceptance of these construction contracts is consistent with the County Strategic Plan Goal of Service Excellence since acceptance of these completed contracts will provide improved infrastructure to better serve the public.

FISCAL IMPACT/FINANCING

The modifications to the contract amounts range in value from a credit of \$181,715.09 to an increase in the amount of \$36,350.33, while the total values of the contracts range from \$60,325.00 to \$17,117,415.29.

Ratification or approval of the changes in work and acceptance of the work of the respective contracts by your Board is in compliance with the acceptance and prompt payment provisions of the Public Contract Code.

Sufficient funds are available in the Board-approved appropriations for each of the respective projects to cover the costs of the changes and the total value of each of the contracts. Detailed cost breakdowns for each of the changes together with contract cost summaries are included in the enclosures.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

Each of these contracts for the construction of public works improvements was awarded by your Board to the lowest responsible bidder in accordance with the California Public Contract Code, your Board's directives, and as recommended by the Director of Public Works.

ENVIRONMENTAL DOCUMENTATION

The changes in the work as described above and in the enclosures are within the limits of the Board-approved projects and do not change any conditions which resulted in the original environmental findings.

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CONTRACTING PROCESS

Each contract provided that the contractor be compensated for changes in the work as a result of changes to the original plans and specifications or changed conditions encountered during the course of construction. The costs of each of the changes were based on contract unit prices, time and materials methods, or were negotiated under the provisions of the contract specifications. The methods for arriving at the final costs of the changes are included in the enclosures.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

Ratification or approval of the requested changes and acceptance of the work of the contracts by your Board will ensure the timely closeout of the respective contracts, releasing Departmental and County assets for other construction-related activities.

CONCLUSION

Please return one approved copy of this letter to Public Works.

Respectfully submitted,

JAMES A. NOYES
Director of Public Works

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cc: Chief Administrative Office
County Counsel
Office of Affirmative Action Compliance

ACCEPTANCE OF CONTRACT
September 24, 2002

PROJECT ID NO. APT3080140, EL MONTE AIRPORT SLURRY SEAL PROJECT
(City of El Monte), Supervisorial District 1

Contractor: Mission Paving and Sealing, Inc., 2213 Rosemead Boulevard,
South El Monte, California 91733

Project Description:

Slurry sealing of airport pavement.

Changes in Work:

(1) Variations in Bid Quantities	(\$136,284.27)
(2) Drain Construction	4,500.00
(3) Tie-Downs	<u>5,445.81</u>
Total	(\$ <u>126,338.46</u>)

Description of Changes:

(1) The original contract amount is based upon estimated bid quantities of the various bid items. The contractor is paid based upon actual bid quantities used. The decrease in contract price reflects the net adjustment due to variations between estimated bid quantities and actual quantities.

(2) The contractor was directed to extend a storm drain to the existing electrical cabinet located at the northeast corner of the terminal building and construct a catch basin. This eliminated the ponding of water in and around the electrical cabinet.

(3) The contract required the removal of all airplane tie-downs in order to complete the project. In addition, the contractor was directed to upgrade all the airplane tie-downs when they were reinstalled.

The costs for Item 1 were based on contract unit prices. The cost for Item 2 was negotiated as provided in Subsection 3-2 of the contract specifications. The cost for Item 3 was based partially on time and materials methods and partially negotiated as provided in Subsections 3-2 and 3-3 of the contract specifications.

Thirteen additional working days were required because of these changes.

Project Completion Date:

The contractor completed the project on May 6, 2002, in accordance with the plans and specifications. The delay in forwarding this letter to your Board was due to the length of time given the contractor to furnish the documentation necessary to close out the contract.

Final Contract Amount:

Original contract amount	\$565,051.00
Changes in work authorized by Director of Public Works	<u>(126,338.46)</u>
FINAL CONTRACT AMOUNT	<u>\$438,712.54</u>

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ACCEPTANCE OF CONTRACT
September 24, 2002

PROJECT ID NO. RDC0011595, FIRESTONE BOULEVARD, ALAMEDA STREET
TO ROSECRANS AVENUE (Cities of South Gate and Norwalk),
Supervisorial Districts 1 and 4

Contractor: Steiny and Company, Inc., 12907 East Garvey Boulevard, Baldwin Park,
California 91706

Project Description:

Synchronization of traffic signals.

Change in Work:

Traffic Signal Work	\$277.39
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Description of Change:

Your Board previously approved a change in work to install a more substantial traffic signal shaft than originally specified in order to accommodate a 45' long mast arm at the southeast corner of Firestone Boulevard and Pioneer Avenue. The cost for this work exceeded the original estimate by the amount shown and was based on time and materials methods as provided in Subsection 3-3 of the contract specifications.

No additional working days were required because of this change.

Project Completion Date:

The contractor completed the project on April 18, 2002, in accordance with the plans and specifications. The contractor has been notified several times to comply with affirmative action reporting requirements but has failed to submit the required documents. Therefore, it is recommended that your Board accept the work of this contract with an imposed penalty of \$2,400 for affirmative action noncompliance. The delay in forwarding this letter to your Board was due to the length of time given the contractor to furnish the documentation necessary to close out the contract.

Final Contract Amount:

Original contract amount	\$235,100.00
Actual cost of changes in work previously approved by the Board	56,896.81
Change in work authorized by Director of Public Works	277.39
Penalty for affirmative action noncompliance	<u>(2,400.00)</u>
FINAL CONTRACT AMOUNT	<u>\$289,874.20</u>

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ACCEPTANCE OF CONTRACT

September 24, 2002

PROJECT ID NO. RDC0013412, KANAN DUME ROAD (in the vicinity of Malibu),
Supervisorial District 3

Contractor: Sully-Miller Contracting Company, 1100 East Orangethorpe Avenue,
Suite 200, Anaheim, California 92801

Project Description:

Resurfacing of roadway pavement.

Changes in Work:

Variations in Bid Quantities (\$10,869.50)

Description of Changes:

The original contract amount is based on estimated quantities of the various bid items. The contractor is paid based upon actual quantities used. The decrease in contract price reflects the net adjustment due to variations between estimated bid quantities and actual quantities. The costs for these changes were based on contract unit prices.

Project Completion Date:

The contractor completed the project on April 26, 2002, in accordance with the plans and specifications. The delay in forwarding this letter to your Board was due to the length of time required for the contractor to furnish the documentation necessary to close out the contract.

Final Contract Amount:

Original contract amount	\$497,670.10
Actual cost of changes in work previously approved by the Board	60,829.47
Changes in work authorized by Director of Public Works	<u>(10,869.50)</u>
FINAL CONTRACT AMOUNT	<u>\$547,630.07</u>

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ACCEPTANCE OF CONTRACT
September 24, 2002

PROJECT ID NO. RDC0013873, GLADSTONE STREET AT ROCKVALE AVENUE
(in the vicinity of Azusa), Supervisorial District 1

Contractor: L. A. Signal, Inc., 15100 East Nelson Avenue, Industry, California 91744

Project Description:

Installation of traffic signals with a battery backup system.

Changes in Work:

(1) Variations in Bid Quantities	(\$7,695.20)
(2) Service Fee Adjustment	680.00
(3) Exploratory Excavations	<u>1,800.00</u>
Total	<u>(\$5,215.20)</u>

Description of Changes:

(1) The original contract amount is based upon estimated quantities of the various bid items. The contractor is paid based upon actual quantities used. The decrease in contract price reflects the net adjustment due to variations between estimated bid quantities and actual quantities.

(2) It was necessary to compensate the contractor for an unforeseen increase in electrical service fees.

(3) It was necessary to perform exploratory excavations to determine the locations of utilities prior to installing new traffic signal conduits. This work was not shown on the plans.

The costs for Item 1 were based on contract unit prices. The cost for Item 2 was negotiated as provided in Subsection 3-2 of the contract specifications. The cost for Item 3 was stipulated in Subsection 4-1.3.3 of the contract specifications.

No additional working days were required because of these changes.

Project Completion Date:

The contractor completed the project on June 21, 2002, in accordance with the plans and specifications. The delay in forwarding this letter to your Board was due to the length of time required for the contractor to furnish the documentation necessary to close out the contract.

Final Contract Amount:

Original contract amount	\$76,311.00
Changes in work authorized by Director of Public Works	<u>(5,215.20)</u>
FINAL CONTRACT AMOUNT	<u>\$71,095.80</u>

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ACCEPTANCE OF CONTRACT

September 24, 2002

PROJECT ID NO. RMD1789501, PARKWAY TREE PLANTING, MAINTENANCE
DISTRICT 1, 2000-2001 (in the southeast area of Los Angeles County),
Supervisorial District 1

Contractor: United Pacific Services, Inc., 1740 North Hills Drive, La Habra,
California 90631

Project Description:

Planting of parkway trees on an as-needed basis.

Changes in work:

Variations in Bid Quantities (\$16,550.00)

Description of Changes:

The original contract amount is based upon estimated quantities of the various bid items. The contractor is paid based upon actual quantities used. The decrease in contract price reflects the net adjustment due to variations between estimated bid quantities and actual quantities. The costs for these changes were based on contract unit prices.

Project Completion Date:

The contractor completed the project on July 26, 2002, in accordance with the plans and specifications. The delay in forwarding this letter to your Board was due to the length of time required for the contractor to furnish the documentation necessary to close out the contract.

Final Contract Amount:

Original contract amount	\$76,875.00
Changes in work authorized by Director of Public Works	<u>(16,550.00)</u>
FINAL CONTRACT AMOUNT	<u>\$60,325.00</u>

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ACCEPTANCE OF CONTRACT (FINAL)
September 24, 2002

CASH CONTRACT 6898, ATLANTIC BOULEVARD AT TELEGRAPH ROAD (UPRR)
MIXMASTER (in the vicinity of Commerce), Supervisorial District 1

Contractor: Brutoco Engineering & Construction, Inc., P.O. Box 429, Fontana,
California 92334-0429

Changes in Work:

(1) Cost Impact on Shoring	\$21,585.90
(2) Modifications to Property Entrance	8,834.94
(3) Impacts to Installation of Sanitary Sewer Stop Logs	2,913.15
(4) Credit for Landscaping	(4,770.00)
(5) Modify Temporary Traffic Signal System	382.56
(6) Replace Chainlink Fence and Gate	<u>7,403.78</u>
Total	<u>\$36,350.33</u>

Description of Changes:

(1) The Union Pacific Railroad required that shoring be designed based on heavier loads than prescribed in the contract documents. It will be necessary to compensate the contractor for increased costs resulting from the heavier loads. The impacts included the use of heavier beams and additional connections.

(2) Your Board previously approved a change in work to modify access to the property located at the corner of Goodrich Boulevard and Ferguson Drive. The cost for this work exceeded the original estimate by the amount shown.

(3) Your Board previously approved a change in work to install sanitary sewer stop logs at night during low flow periods to avoid the possibility of sewage backup. The cost for this work exceeded the original estimate by the amount shown.

(4) The Union Pacific Railroad requested that all landscaping within their right of way be deleted from the contract. Public Works will receive a credit for not performing this work.

(5) Your Board previously approved a change in work to modify the temporary traffic signal system to accommodate traffic lane conditions. The cost for this work exceeded the original estimate by the amount shown.

(6) Your Board previously approved a change in work to replace a chainlink fence that was removed to allow for the reconstruction and widening of the roadway. The cost for this work exceeded the estimate by the amount shown.

The costs for Items 1, 2, 3, 5, and 6 were based on time and materials methods as provided in Subsection 3-3 of the contract specifications. The cost for Item 4 was negotiated as provided in Subsection 3-2 of the contract specifications.

No additional working days were required because of these changes.

Project Completion Date:

The contractor completed the project, with the exception of minor corrective work, on February 2, 2001, in accordance with the plans and specifications. On May 29, 2001, your Board approved the partial acceptance of the work of this contract pending the resolution of a dispute related to shoring and the compaction of base material, completion of minor corrective work, and completion of previously approved changes in work. All items have been resolved and completed. Therefore, we recommend that your Board accept the work of this contract.

Final Contract Amount:

Original contract amount	\$15,570,133.00
Actual cost of changes in work previously approved by the Board	1,510,931.96
Changes in work to be authorized	<u>36,350.33</u>
FINAL CONTRACT AMOUNT	<u>\$17,117,415.29</u>

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ACCEPTANCE OF CONTRACT (PARTIAL)
September 24, 2002

PROJECT NO. 9037 UNIT 4, LONG BEACH (City of Long Beach),
Supervisory District 4

Contractor: Colich and Sons, 547 West 140th Street, Gardena, California 90248

Project Description:

Construction of a storm drain system.

Changes in Work:

(1) Variations in Bid Quantities	(\$185,627.09)
(2) Granular Bedding Material	<u>3,912.00</u>
Total	(\$ <u>181,715.09</u>)

Description of Changes:

(1) The original contract amount is based upon estimated quantities of the various bid items. The contractor is paid based upon actual quantities used. The decrease in contract price reflects the net adjustment due to variations between estimated bid quantities and actual quantities.

(2) Your Board previously approved a change in work to use a granular bedding material rather than the native material as required by the specifications. Use of the granular material was necessary in order to properly support the reinforced concrete pipe. The cost of this work exceeded the original estimate by the amount shown.

The costs for Item 1 were based on contract unit prices. The cost for Item 2 was based on time and materials methods as provided in Subsection 3-3 of the contract specifications.

No additional working days were required because of these changes.

Project Completion Date:

The contractor completed the project on February 13, 2002, in accordance with the plans and specifications. However, Public Works and the contractor are currently resolving a claim submitted by the contractor. In addition, the contractor has failed to comply with the affirmative action reporting requirements of the contract. In the interim, \$37,800 is being withheld from the value of the contract until the affirmative action matter is resolved.

Rather than delay payment of the retention to the contractor for the completed work, pursuant to Section 7107 of the California Public Contract Code, we recommend that all retention be released with the exception of affirmative action noncompliance withholding discussed above. When the outstanding issues are resolved, we will provide your Board with our recommendation for final acceptance of the work of this contract.

Amount Due Contractor at This Time:

Original contract amount	\$4,515,000.00
Actual cost of changes in work previously approved by the Board	1,101,685.29
Changes in work authorized by the Director of Public Works	(181,715.09)
Withholding for affirmative action noncompliance	<u>(37,800.00)</u>
AMOUNT DUE CONTRACTOR AT THIS TIME	<u>\$5,397,170.20</u>

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