



GAIL FARBER, Director

COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

900 SOUTH FREMONT AVENUE
ALHAMBRA, CALIFORNIA 91803-1331
Telephone: (626) 458-5100
<http://dpw.lacounty.gov>

ADDRESS ALL CORRESPONDENCE TO:
P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460

IN REPLY PLEASE

REFER TO FILE: AS-0

June 8, 2011

NOTICE OF INVITATION FOR BIDS – ADDENDUM 1 INSERTED CATCH BASIN MAINTENANCE FOR VARIOUS CATCH BASINS THROUGHOUT LOS ANGELES COUNTY (2011-AN034)

Thank you for attending our mandatory Bidders' Conference for Inserted Catch Basin Maintenance for Various Catch Basins throughout Los Angeles County (2011-AN034) on Thursday, May 26, 2011. The following clarifications and revisions have been made to the Invitation for Bids (IFB). (Please note that **bold** text has been added, and any text that has a ~~strike through~~ has been deleted from the IFB.)

Please note that the deadline to submit bids has been extended to Monday, June 13, 2011, at 5:30 p.m.

IFB MODIFICATIONS

1. Exhibit A, Scope of Work, Item E.2, page A.4, Inspection Criteria has been revised to read:

For each inspection performed under this Contract, the Contractor must perform a thorough inspection of the Catch Basin and Insert to evaluate all criteria identified herein and complete the Inserted Catch Basin Inspection Report Form, Exhibit H, ("Inspection Report"). **Exhibit H shall be submitted to the PWR prior to the end of each respective inspection period.**

2. Exhibit A, Scope of Work, Item 3.a.1, page A.6, has been revised to read:

"Monthly Inspections - The Contractor shall inspect all Catch Basins once a month during the Storm Season unless otherwise directed by the PWR. The Inspection Criteria, described above in Section E.2 must be followed, and the Inspection Report must be provided at the completion of the inspection **as indicated in the first paragraph of Section E.2.**"

3. Exhibit A, Scope of Work, Item 3.a.2, page A.7, has been revised to read:

"As-Needed Inspections/Cleaning of CPS, CPS/ARS, FBI/CPS, and MRS/CPS Inserts - All Catch Basins containing CPS, CPS/ARS, FBI/CPS, and MRS/CPS Inserts shall be inspected within seven (7) calendar days after a major storm event that produces 1 inch or more of rainfall in a 12-hour period within a designated watershed, only as directed by the PWR. This seven (7) day inspection period must not start earlier than one (1) calendar day after the end of inclement weather. **Exhibit H shall be submitted to the PWR prior to the end of the inspection period, as indicated in the first paragraph of Section E.2.** The Contractor shall, within seven (7) calendar days, remove all trash and debris from those Catch Basins that require cleaning as provided in Section 4.a. Inserts shall be inspected to ensure that they perform as designed upon completion of each cleaning."

4. Exhibit A, Scope of Work, Item 3.b, page A.7, has been revised to read:

"Dry Season - For the purposes of this Contract the dry weather season shall be considered to begin on May 1, and end on September 30. It is expected that during the Dry Season Catch Basins and Inserts shall require minimal maintenance. Maintenance shall be required around storms events, should they occur as directed by the PWR. In addition to maintenance required due to storm events, Dry Season inspection and cleaning of all Inserts and Catch Basins (including the removal of all trash and debris) shall be performed by the Contractor before October 1st on an annual basis, once per Dry Season. **Exhibit H shall be submitted to the PWR prior to the end of the inspection period, as indicated in the first paragraph of Section E.2.** Changes to this schedule may be made by PWR. MRS and MRS/CPS Inserted Catch Basins must be inspected within two (2) weeks prior to the October 1 Storm Season commencement date or such earlier date as directed by the PWR."

5. The following IFB Modification was made to the cancelled solicitation, dated March 10, 2011, via Addendum 1, but was inadvertently omitted from the new version released on May 18, 2011. Exhibit A, Scope of Work, Item E.1.d, page A.3 has been revised to read:

Contractor shall submit within seven calendar days of the NTP an inspection schedule for all Catch Basins and Inserts. The Contractor shall notify the PWR of any changes to the schedule prior to performing any work. Any inspection schedule changes deemed necessary by the PWR shall be submitted within seven calendar days of PWR's request. Within 30 calendar days of the **approval**

of the NTP by the PWR, Contractor will complete the initial annual inspection and cleaning of all Catch Basins and Inserts. The annual inspections in subsequent contract years will commence on the anniversary date of the NTP and will be completed within 30 calendar days thereafter

CLARIFICATION

For those who downloaded the IFB documents online prior to May 26, 2011, the version online was missing page 1.11 and 1.12. A new completed version was uploaded on May 26, 2011.

QUESTIONS

1. **Question:** When will the Contractor know the exact number of Inserted Catch Basins to be maintained under this Contract?

Response: Please refer to Exhibit A, Scope of Work, Item C, Facility Location, page A.2, which states:

"Part I of Exhibit F provides a listing of all 5,053 Inserted Catch Basins located within the County of Los Angeles to be included in this Contract at its commencement. Part II of Exhibit F, is a map where 9,200 Inserted Catch Basin work locations may be added in unincorporated County and cities within the Los Angeles County Flood Control District Boundaries that are not to be serviced as of the commencement date of this Contract, however may be added to this Contract at the sole discretion of the District."

5,053 County Inserted basins are anticipated to be maintained at the commencement of the contract, however, a potential 9,200 Inserted basins may be added at any time during the contract period dependent on City participation.

2. **Question:** Have the funds been procured for all 14,253 Inserted Catch Basins?

Response: The County/District has budgeted for 5,053 County Inserted Basins. The additional 9,200 are not guaranteed. These basins are dependent on City participation and funding. The PWR will not order maintenance on any of the 9,200 inserted catch basins unless funding has been established.

3. **Question:** Has any maintenance been provided to the Inserted Catch Basins since they were retrofitted with the Inserts?

Response: This is the first Contract specific to Inserted Catch Basin Maintenance, however there might be other contracts for Catch Basin cleanout where some of these Inserted Basins may be receiving maintenance. Those contracts do not require maintenance specific to the Inserts or any repair or replacement of Inserts. Therefore, some of the Inserts have been cleaned but no other maintenance has been performed on any Insert.

4. **Question:** How will the Contractor measure when ARS units have to be cleaned since there is no gauge?

Response: This will be determined by the PWR based on pictures and data submitted from the inspection report.

5. **Question:** Do any of the targeted Inserted Catch Basins contain boey assemblies for the ARS devices that will need to be removed?

Response: The only devices installed or to be maintained under this Contract are identified in the Scope of Work. Any component of an ARS that is required for proper functioning would have to be repaired/replaced as necessary under the direction of the PWR.

6. **Question:** Can you provide an individual engineer's estimate for each Inserted Catch Basin as opposed to the annual estimate?

Response: The County/District will not provide an individual engineer's estimate for each inserted Catch Basin. These are the prices the County is asking the bidders to provide.

7. **Question:** If the Inserted Catch Basins are equipped with booms (devices to capture petroleum) do they need to be replaced?

Response: None of the Catch Basins to be maintained under this Contract are equipped with a boom. The only devices installed or to be maintained are described in Exhibit A, Scope of Work.

8. **Question:** For Inserts that need to be repaired or replaced does the Contractor have to repair or replace with the same device?

Response: Inserts are to be replaced with the same device or an equivalent device, which will be required to be approved by PWR before repair or replacement. See page A.17 of Exhibit A, Scope of Work.

9. **Question:** Is the Inspection Report to be included in the 30 days or is there additional time allotted for the report?

Response: The intent is to have the Inspection Report completed within the 30 days.

10. **Question:** On Form PW-2 No. 4c and 4f are requesting hourly units. Would this be labor costs?

Response: It includes labor and all other costs, please refer to Form PW-2, Schedule of Prices, which states:

"The undersigned Bidder offers to perform the work described in the Invitation for Bids (IFB) for the following price(s). The Bidder rate(s) (hourly, monthly, etc.) shall include all administrative costs, labor, supervision, materials, transportation, taxes, equipment, and supplies unless stated otherwise in the IFB. It is understood and agreed that where quantities, if any, are set forth in the Schedule of Prices, they are only estimates, and the unit prices quoted, if any, will apply to the actual quantities, whatever they may be. **Any additional Inserted Catch Basin locations added to this Contract will be charged at the same unit prices reflected on this Form PW-2, Schedule of Prices.**

NOTE:

1. All unit prices listed below shall include labor, equipment, and material, unless otherwise indicated in Exhibit A, Scope of Work.
 2. Public Works will reimburse all dumping fees. Public Works will not pay for labor and transportation of debris to the dump site.
 3. Public Works will reimburse replacement parts based on County approved submitted invoice.
 4. All unit prices shall include all requirements listed under Exhibit A, Scope of Work."
11. **Question/Concern:** I received the bid request you forwarded to me and compared the initial bid request with the amended bid request. My review found that the field staff were correct and that there were significant changes to the bid. Due to their significance, I am seeking clarification. And, per your direction, I have provided the changes and concerns in this email for your review and comment.

A. **Change No. 1:**

Under Minimum Requirements the first bid stated:

"Bidder and subcontractors must possess a valid and active California-issued Class A General Engineering Contractors' License.

The second bid states (additions in red "/or" and "to perform repair work."): "Bidder and/or subcontractors must possess a valid and active California-issued Class A General Engineering Contractor's License to perform repair work.

Concerns:

- 1) Statutes governing the use of general contractors require that all public works projects of this type, must have a Class A General Engineering Contractor's License.
- 2) Since a bidder is unable to use the license of another licensed contractor, the bidder itself has to be a Class A General Engineering Contractor.
- 3) According to California statutory authority, a non-licensed bidder is unable to hire and oversee a licensed contractor or subcontractor.
- 4) Should the worst situation occur, and the County has to remediate from substandard performance of the bidder, the County would have to seek damages from the person who doesn't have the contract with the County.
- 5) The addition of "/or" allows non-licensed bidders, improperly licensed contractors and subcontractors to bid.
- 6) While not a stated requirement, it is unclear how an unlicensed bidder would be in position to provide a performance bond that is for work that requires performance by a licensed contractor.
- 7) This arrangement would allow a non-responsive, but licensed entity to bid on the project.

Response: Please note that the licensing requirement you are referring to was discussed in the first bidder's conference for the cancelled IFB on March 23, 2011. Public Works modified the requirements to the original solicitation dated March 10, 2011, through Addendum1 (attached), see enclosure. That solicitation was cancelled and this new solicitation was released on May 18, 2011, which reflected all the addendum changes as well as the omitted Catch Basins Locations information.

B. **Change No. 2:**

The first bid required a properly licensed contractor for the entire project, not just repair work.

The second bid reduces the requirement from the entire project to that part of the project that requires "repair work."

Concerns:

- 1) The addition of "... to perform repair work." Increases the County's liability, as an unlicensed drain cleaner will not be in position to ascertain the necessary repairs or needs.
- 2) The County would not be covered for the total work necessary on this project.
- 3) Not having a properly licensed general contractor to maintain and repair the County's storm drain system would not appear prudent.
- 4) A bidder, without a license, will be unable to obtain proper worker's compensation insurance or properly supervise personnel.
- 5) This would place the project at greater risk by not having someone who will have the properly classified employees on this project.

Response: See response to question 11A.

C. Change No. 3:

The first bid required a performance bond for the entire project.

The second bid states:

"A faithful performance bond, in substantially the form enclosure as Exhibit K, is required in a sum not less than 50 percent of the total annual Contract amount, payable to the District..."

Concerns:

- 1) Bidders unable to bond the entire project cost places the County at greater risk.
- 2) Bidders unable to bond the entire project and that are not properly licensed general contractors also bring increased liability to the County.
- 3) After spending 10's of millions of dollars to provide compliance to the court ordered TMDL, it seems imprudent to allow unlicensed and untrained maintenance and repair crews to jeopardize the substantial investment made by the County and to jeopardize previously obtained Contractual commitments from County's prior vendors.

Response: The faithful performance bond requirement for both the March 10, 2011 and May 18, 2011 solicitation remains the same. The only change from the cancelled solicitation was the reference to the Exhibit from K to J. The FIFTEENTH paragraph of both Agreements, are worded exactly the same:

June 8, 2011
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If you have questions concerning the above information, please contact Ms. Lorena Calderon at (626) 458-4169, Monday through Thursday, 7 a.m. to 5:45 p.m.

Very truly yours,

GAIL FARBER
Director of Public Works



GHAYANE ZAKARIAN, Chief
Administrative Services Division

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Enc.



GAIL FARBER, Director

COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

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ADDRESS ALL CORRESPONDENCE TO:
P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460

March 31, 2011

IN REPLY PLEASE
REFER TO FILE AS-0

NOTICE OF INVITATION FOR BIDS – ADDENDUM 1 INSERTED CATCH BASIN MAINTENANCE FOR VARIOUS CATCH BASINS THROUGHOUT LOS ANGELES COUNTY (2011-AN016)

Thank you for attending our mandatory Bidders' Conference for Inserted Catch Basin Maintenance for Various Catch Basins throughout Los Angeles County (2011-AN016) on Thursday, March 24, 2011. The following clarifications and revisions have been made to the Request for Proposals (RFP). (Please note that **bold** text has been added, and any text that has a ~~strike through~~ has been deleted from the RFP.)

Please note that the deadline to submit bids has been extended to Monday, April 11, 2011, at 5:30 p.m.

RFP MODIFICATIONS

1. Part 1, Section 1, Item B.3, Minimum Mandatory Requirements, page 1.1, has been revised to read:
 1. Bidder **and/or** subcontractors, if any, must possess a valid and active California-issued Class A General Engineering Contractors' License **to perform repair work.**
2. Part 1, Section 2, Item A.10, License and Certifications, page 1.12, has been revised to read:
 10. License and Certifications

Submit copy of the Bidder's, employees', and/or subcontractor's valid and active California-issued Class A General Engineering Contractors' License **to perform repair work** and/or any other licenses and certifications required to perform the work, if any.

3. Part 1, Section 4, Item D.8, bullet 3, page 1.27, has been revised to read:

Bidder and/or subcontractor has submitted a valid and active California-issued Class A General Engineering Contractors' License **to perform repair work.**

Bidders/subcontractor who do not possess and/or have listed subcontractors who do not possess the required licenses/certifications/permits at the time of bid submission may result in the immediate rejection of the bid as nonresponsive.

4. Form PW-19, has been replaced in its entirety. Please disregard the previous Form PW-19, and use the revised and enclosed Form PW-19.1 to submit with your bid. Minimum Requirement No. 3 was revised to read:

3. Bidder and/or subcontractors, if any, must possess a valid and active California-issued Class A General Engineering Contractors' License **to perform repair work.**

5. Part II, Sample Agreement, FIFTH paragraph, has been revised to read:

FIFTH: This Contract's initial term shall be for a period of one year commencing on _____ or execution by both parties, whichever occurs last. At the sole discretion of the DISTRICT, this Contract may be extended in increments of one year, not to exceed a total Contract period of ~~ten~~ **five** years.

6. Exhibit A, Scope of Work, Item E.1.d, page A.3 has been revised to read:

Contractor shall submit within seven calendar days of the NTP an inspection schedule for all Catch Basins and Inserts. The Contractor shall notify the PWR of any changes to the schedule prior to performing any work. Any inspection schedule changes deemed necessary by the PWR shall be submitted within seven calendar days of PWR's request. Within 30 calendar days of the **approval of the NTP by the PWR**, Contractor will complete the initial annual inspection and cleaning of all Catch Basins and Inserts. The annual inspections in subsequent contract years will commence on the anniversary date of the NTP and will be completed within 30 calendar days thereafter.

7. Exhibit A, Scope of Work, Item E.2.d, page A.5 has been revised to read:

GPS Requirements for Inspection - The Contractor shall provide Global Positioning Satellite (GPS) based photographic documentation in support of the Inspection Report notations (e.g. to document required repair or excessive

accumulation of trash and debris). This photographic documentation must be to the satisfaction of the PWR **and must conform to the Requirements listed in this Exhibit A, Item E.4.b.** Photographs with a minimum resolution of six megapixels (1600 x 1200 pixels) must be taken with a digital camera and supplied to the PWR electronically or on a CD concurrently with the Inspection Report. The photographs must be labeled by Catch Basin number and date taken. Those Inserts needing repairs/replacements shall be identified on the Inspection Report.

QUESTIONS

1. **Question:** The GPS Requirements listed on page A.5 and A.7 are different. Those listed on page A.7 are more detailed. Which ones should we adhere to?

Response: Page A.5 has been revised, see RFP Modification No. 7 above.

2. **Question:** On item A states there is an average of four major storms during the storm season. The price the County is asking is for four inspections unit rate for all four?

Response: If referring to item 4.a, a unit rate for **each time** the Contractor performs a Post Storm Maintenance Inspection **of each** Inserted Catch Basin is expected. If referring to item 4.b, a unit rate for **each time** the Contractor performs a cleaning **of each** Inserted Catch Basin is expected.

3. **Question:** Statement of Equipment Form (Form PW18) – Are we to list only the vehicles that would be used for this project or are we to list all of the vehicles in our fleet?

Response: Please refer to Part 1, Section 2 A.9., which states: Bidder must list all equipment on Form PW-18, Statement of Equipment **and** must also include a detailed written description of all equipment, which must include, but is not limited to, hand tools, debris removal truck(s), vactor truck(s), and **any other equipment required to perform the work outlined in Exhibit A, Scope of Work.**

4. **Question:** Who was the previous contractor and what was their pricing?

Response: This is a new service for inserted catch basins and therefore, there is no previous contractor for this service.

March 31, 2011

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Sealed bids must be submitted to the Public Works Cashier located in the Mezzanine Floor by the extended deadline.

If you have questions concerning the above information, please contact Ms. Lorena Calderon at (626) 458-4169, Monday through Thursday, 7 a.m. to 5:45 p.m.

Very truly yours,

GAIL FARBER
Director of Public Works

A handwritten signature in black ink, appearing to read "Ghayane Zakarian", with a stylized flourish at the end.

GHAYANE ZAKARIAN, Chief
Administrative Services Division

LC

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Enc.

INSERTED CATCH BASIN MAINTENANCE FOR VARIOUS CATCH BASINS THROUGHOUT
LOS ANGELES COUNTY (2011-AN016)

BIDDER'S COMPLIANCE WITH THE MINIMUM REQUIREMENTS OF THE IFB

BIDDER MUST CHECK A BOX IN EVERY SECTION

At the time of proposal submission, Bidder must meet the following minimum requirements:

1. Bidder or its managing employee must have a minimum of two years of experience cleaning and maintaining catch basins containing trash and debris capturing devices similar in type to those to be maintained under this contract.

- ☐ Yes. Bidder or its managing employee does meet the experience requirement stated above. (In addition to responding on this form, as specified in Part I, Section 2.A.5, Experience, please provide a detailed narrative in your bid to support this minimum mandatory requirement).

No. of Years	Description of Service

and/or, managing employee

Name	No. of Years	Description

- ☐ No. Bidder or its managing employee does not meet the experience requirement stated above. **If you check this box, your bid will be immediately disqualified as non-responsive.**

2. Bidder's on-site supervisor must have at least one year experience cleaning and maintaining catch basins containing trash and debris capturing devices similar in type to those to be maintained under this contract.

- ☐ Yes. Bidder's on-site supervisor does meet the experience requirement stated above. (In addition to responding on this form, as specified in Part I, Section 2.A.5, Experience, please provide a detailed narrative in your bid to support this minimum mandatory requirement).

ENCLOSURE A
FORM19.1

Name	No. of Years	Description

- ☐ No. Bidder's on-site supervisor does not meet the experience requirement stated above. **If you check this box, your bid will be immediately disqualified as non-responsive.**

3. Bidder and/or subcontractors, if any, must possess a valid and active California-issued Class A General Engineering Contractors' License **to perform repair work.**

- ☐ Yes. Bidder has submitted copies of the Bidder's, and/or subcontractors' valid California-issued Class A General Engineering Contractors' License **to perform repair work.** (In addition to responding on this form, as specified in Part I, Section 2.A.10, Licenses and Certifications, please provide copies in your bid to support this minimum mandatory requirement).

- ☐ No. Bidder did not submit copies of the Bidder's, and/or subcontractors' valid California-issued Class A General Engineering Contractors' License **to perform repair work.** **If you check this box, your bid will be immediately disqualified as non-responsive.**

I declare under penalty of perjury that the above information is true and accurate.

Bidder's Name:	
Address:	
Authorized representative:	
Signature:	Date: