



MARK PESTRELLA, 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

September 13, 2022

IN REPLY PLEASE

REFER TO FILE: **BRC-1**

REQUEST FOR PROPOSALS – ADDENDUM 2 FLORENCE AREA ENHANCED MAINTENANCE SERVICES (BRC0000359)

Please note that the deadline for proposal submission is **Wednesday, September 21, 2022, at 5:30 p.m.**

All addenda and informational updates will be posted at <https://pw.lacounty.gov/brcd/servicecontracts/>. Please check the website frequently for any changes to this solicitation.

Please take note of the following revisions to the Request for Proposals (RFP). (Note that the changes that have been added are in **boldface** and deleted languages are ~~strikethrough~~). Section A is the Addendum and Section B is the Questions and Answers.

A. ADDENDUM

1. Form, PW-16 (Proposer's Compliance with the Minimum Requirements Affirmation) is deleted in its entirety and replaced with Form PW-16.1 (Proposer's Compliance with the Minimum Requirements Affirmation). Please use the revised Form PW-16.1 attached hereto as Enclosure A, when submitting your proposal

Important Note: Proposals submitted with Form PW-16 may be rejected as nonresponsive.

2. The Notice of Request for Proposals for Florence Area Enhanced Maintenance Services (BRC0000359), Minimum Mandatory Requirements Section has been revised as follows:

4. ~~Proposer and/or subcontractor(s), if any, must submit a copy of its valid and active State of California Department of Pesticide Regulation Pest Control Business license.~~

3. A section entitled "Important Notice Regarding Prevailing Wage and Living Wage" has been added to the Notice of Request for Proposals for Florence Area Enhanced Maintenance Services (BRC0000359), Minimum Mandatory Requirements Section, Following No. 6 and reads as follows:

Important Notice Regarding Prevailing Wage and Living Wage:

When preparing your proposal, please note the following:

1. A portion of the proposer's contracted work in this RFP constitutes "public work" as defined in the California Labor Code Section 1720, requiring payment of prevailing wages pursuant to Section 15, Prevailing Wages, of the Florence Area Enhanced Maintenance Services (BRC0000359).
2. The services requested in this RFP require payment of prevailing wage and may include nonprevailing wage work. Proposers must comply with both the Prevailing Wage and County Living Wage Ordinance (LWO) requirements. The contractors must pay prevailing wages in compliance with the California Labor Code appropriate for the prevailing wage work requested and must pay living wage rates in compliance with the LWO. The contractors must comply with all requirements of the LWO for both prevailing wage and nonprevailing wage work. Please refer to Form LW-1, Living Wage Program.
3. Proposers must always pay the higher rate of either the County's Living Wage rate or the applicable Prevailing Wage rate for each classification used in this contract.
4. Proposers are responsible for determining the appropriate prevailing wage classification needed to perform the work requested. Please refer to California Labor Code, Section 1773.2:

"The body awarding any contract for public work, or otherwise undertaking any public work, shall specify in the call for bids for the contract and in the bid specifications and in the contract itself, what the general rate of per diem wages is for each craft, classification, or type of worker needed to execute the contract.

In lieu of specifying the rate of wages in the call for bids, and in the bid specifications and in the contract itself, the awarding

body may, in the call for bids, bid specifications, and contract, include a statement that copies of the prevailing rate of per diem wages are on file at its principal office, which shall be made available to any interested party on request. The awarding body shall also cause a copy of the determination of the director of the prevailing rate of per diem wages to be posted at each jobsite."

Further, please refer to Exhibit B, Section 15, page B.57 of the RFP, Prevailing Wage, which in part states:

The Director of the Department of Industrial Relations (DIR) has established the general prevailing rate of per diem wages for each craft, classification, type of worker, or mechanic needed to execute public works and improvements. The current general prevailing wage rate determinations are available at <https://www.dir.ca.gov/OPRL/DPreWageDetermination.htm>. The contractor is required to pay its agents and employees the applicable current prevailing wage rate and is responsible for selecting the classification of workers required to perform this service.

The contractor agrees to comply with the provisions of Section 1775 of the California Labor Code relating to the payment of prevailing wages, including the assessment of penalties determined by the California Labor Commissioner.

Copies of the prevailing rate of per diem wages are on file at Los Angeles County Public Works Project Management III Division and will be made available for inspection by request to the Contract Manager. (Note to the bidders: During the solicitation process and prior to the award of contract, please direct your inquiries to the Contract Analysts identified in the solicitation document. You may contact the Contract Manager only after the award of contract.) Pursuant to Labor Code Section 1773.2, the County has made these documents available for inspection by the contractor in lieu of the County specifying the general rate of per diem wages for each craft, classification, and type of worker needed to execute the contracted work. Future effective wage rates will be on file with the DIR. The new wage rates shall become effective on the day following the expiration date of the current determinations and apply to the contract in the same manner as if they had been included or referenced in the contract.

In addition, regarding the Posting of Prevailing Wage Rates:

The contractor shall comply with the provisions of Section 1773.2 of the Labor Code. The contractor shall post a copy of the prevailing wage rates at the worksite and comply with applicable laws including posting of jobsite notices required by Title 8 of the California Code of Reg. §16451.

We recommend that you review the Division of Labor Standards Enforcement, Public Works Manual in reference to workers performing work under two or more classifications, specifically, Sections 3.2.7.1 and 4.1.4. The manual is accessible at the following link: <https://www.dir.ca.gov/dlse/PWManualCombined.pdf>.

The LW-8, Cost Methodology and the Hourly Wage Rates submitted by your firm for the employees that will perform the work under this contract, if awarded, must demonstrate payments consistent with the prevailing wage and living wage rates, as applicable, to your employees for the work performed. If your LW-8 fails to demonstrate compliance with this requirement, your bid may be rejected.

4. Part I, Section I, Item B. Minimum Mandatory Requirements has been revised as follows:
 - ~~4. Proposer and/or subcontractor(s), if any, must submit a copy of its valid and active State of California Department of Pesticide Regulation Pest Control Business license.~~
5. Part I, Section 2, Item A. Proposal Format and Content Requirements, No. 11, Licenses and Certifications has been revised as follows:
 - ~~b. Proposer and/or subcontractor(s), if any, must submit a copy of its valid and active State of California Department of Pesticide Regulation Pest Control Business license.~~
 - c. Proposer and/or Subcontractor(s), if any, must possess the required valid Waste Collector Permit naming the Proposer and/or Subcontractor(s) as the permittee or a copy of the application for a Waste Collector Permit naming the Proposer and/or Subcontractor(s) as the permittee issued by the County of Los Angeles Department of Public Health at the time of proposal submission. This information must be identified in the proposal and must be included in Form

~~PW-16~~ **PW-16.1**, Proposer's Compliance with the Minimum Mandatory Requirements Affirmation of the RFP. Additionally, if a Proposer is a Joint Venture, either the Joint Venture itself or the portion of the Joint Venture that is to perform the physical services, reporting, and record keeping required in this contract must possess the required valid Waste Collector Permit.

6. Exhibit A, Scope of Work, Item O, Use of Chemicals, have been revised as follows:

~~Any~~**The Contractor, or its subcontractor**, who will apply pesticides under this Contract must be licensed as a Pest Control Business with the California Department of Pesticide Regulation and be registered with the LA County Agricultural Commissioner/Weights & Measures Department.

Application of chemicals by Contractor **and/or subcontractor's** personnel requires supervision by a California certified Qualified Applicator. Contractor's application of chemicals must be in strict accordance with all governing regulations.

7. Exhibit A, Scope of Work, Item U, Responsibilities of the Contractor has been revised as follows:

~~5. The Contractor must maintain and/or ensure its subcontractor(s) hold a copy of its valid and active State of California Department of Pesticide Regulation Pest Control Business license.~~

~~6. The Contractor must maintain and/or ensure its subcontractor(s) hold a copy of its valid and active State of California Qualified Applicator license.~~

8. Exhibit A, Scope of Work, Item BB, Federally Funded Work, has been added to this Contract's Exhibit A on page A.21, and reads as follows:

BB. Federally Funded Work

This provision will apply when federally funded or potentially federally funded work is needed by County. In accordance with Federal Executive Order 12549 and 12689 (Debarment and Suspension), individuals or entities that have been debarred by the Federal government may not receive work under this Contract as a Contractor or Subcontractor. Contractors and/or Subcontractors listed on the governmental exclusions in the System for Award

Management (SAM) are not eligible to receive federally funded work under this contract. See Office of Management and Budget guidelines at 2 CFR 180 that implement Executive Orders 12549 (3 CFR part 1986 Comp., p. 189) and 12689 (3 CFR part 1989 Comp., p. 235), "Debarment and Suspension". The System for Award Management exclusions contains the names of parties debarred, suspended, or otherwise excluded by Federal agencies as well as parties declared ineligible under statutory or regulatory authority.

For federally funded work, the Contract Manager will, before assigning work to the Contractor, verify that the Contractor is not listed on the governmental exclusions in the System for Award Management (SAM) as a party excluded or ineligible by Federal agencies to participate in federally funded projects. For your reference, a List of Debarred Contractors by U.S. Department of Labor's (DOL) Office of Federal Contract Compliance Programs (OFCCP) may be obtained by going to the following website: <https://www.sam.gov/portal/SAM/>.

If the Contractor is listed on the governmental exclusions in the System for Award Management (SAM) as a party excluded or ineligible by Federal agencies to participate in federally funded projects, then said Contractor will not be offered the work. The Contract Manager will notify the Contractor of their negative standing in the SAM. The Contract Manager will also notify the Contractor of their ineligibility to receive any federally funded work under this contract, until the Contractor is able to satisfactorily correct the issue. The Contractor shall notify the Contract Manager when the Contractor has corrected their negative standing in the SAM, and the Contractor is no longer listed on the governmental exclusions in the SAM.

If the Contractor is not listed on the governmental exclusions in the System for Award Management (SAM) as a party excluded or ineligible by Federal agencies to participate in federally funded projects, Public Works may offer said Contractor the federally funded work.

The Contractor is required to verify that its subcontractors are not listed on the governmental exclusions in the System for Award

Management (SAM), before assigning federally funded work to its subcontractors.

B. QUESTIONS AND ANSWERS:

The following answers are in response to the request for information and clarification submitted by Proposers for the Request for Proposals (RFP) for Florence Area Enhanced Maintenance Services (BRC0000359), issued on August 22, 2022. The questions presented in this informational update represent the questions asked by the Proposers in the form and context as submitted:

- 1. Question:** What pesticide license category is the county requiring or is currently being used for this contract?

Answer: Please refer to this Addendum No. 2, Section A., Items No. 1-7.

- 2. Question:** Is the street furniture repair work subcontracted?

Answer: Please refer to Exhibit A, Scope of Work, Item G, On-Call Services and Item X, Pass-Through Costs. Furniture repair work is not being subcontracted under the current contract; however, the County will allow the Contractor to pass-through the amounts necessary to cover any parts of materials associated with the repair or replacement of furniture.

- 3. Question:** Please consider extending the due date. Under 30 days is not enough time to find the subs, interview them and prepare a comprehensive proposal.

Answer: The proposal submission deadline has been extended to September 21, 2022. Please refer to Informational Update No. 1.

- 4. Question:** Can financial statements for fiscal years ending 2019, 2020 and 2021 be submitted if 2022 has not been completed?

Answer: Yes, financial statements for fiscal years ending 2019, 2020, and 2021 may be submitted.

- 5. Question:** What disposal sites is the current contractor using?

Answer: Waste can be disposed of anywhere that it is legal to dispose of trash/debris. Please also refer to Part II, Exhibit A, Scope of Work, Item F.

Enhanced Maintenance Services and Frequency of Service, item d. and M. Removal of Debris. The existing contract and this solicitation does not mandate identifying such sites in proposals.

- 6. Question:** Is the contractor supposed to guess the CPI increases for future years?

Answer: The solicitation allows the proposer to submit different prices for the optional years. Please note, the Contractor is responsible to pay the required Living Wage rates throughout the life of the contract and submit its prices for future years with consideration for living wage rate increase. Subsequent Living Wage rate will increase based on the Consumer Price Index as stated on Form LW-7. Please ensure this is factored into your proposed price. The County will not renegotiate any rates if the Contractor's bid is less than the required Living Wage rate.

Please also refer to Part I, Section 3, Item R. Wages, Materials, and Other Costs, which states: It is the responsibility of the Proposer to calculate the Proposal price to take into consideration a possible escalation of wages, materials, and other costs during the Contract period. The Board, County, Public Works, District(s), or Director make no representations regarding future costs or the rate of wages that may become necessary to pay employees of the Contractor for the work performed during the Contract period.

- 7. Question:** Will the contract price be adjusted if the CPI is beyond the guesstimated amount?

Answer: No, the contract price will not be adjusted. Please refer to Question No. 6.

- 8. Question:** What is the county's description of "sensitive position" as used in the rfp?

Answer: As of now, there are no sensitive positions in this contract, however, if that changes, Contractor must comply with Part II, Exhibit B, Section 2.HH., Contractor's Employee Background Investigation: Each of Contractor's staff performing services under this Contract, who is in a designated sensitive position, as determined by County in County's sole discretion, must undergo and pass a background investigation to the satisfaction of County as a condition of beginning and continuing to perform services under this Contract.

9. Question: PW 2.5 of the RFP is not legible.

Answer: Please try reloading the document or you can try using a different web browser such as Google Chrome, Firefox, Microsoft Edge, Safari, etc. to access the file. Please contact Victoria Frausto at vfrausto@pw.lacounty.gov if this continues to be an issue.

10. Question: How many employees and work trucks are currently being used for activity 1 in work location 1?

Answer: Under the current contract, two separate two-man crews, an Inspector, a Contract Supervisor/Project Manager and four trucks are being utilized to provide the contracted services.

11. Question: How many employees and work trucks are currently being used for activity 1 in work location 2?

Answer: Please refer to Question No. 10.

12. Question: Will county provide water for the pressure washing process?

Answer: No, the County will not provide water for the pressure washing process.

13. Question: When is the estimated date of award?

Answer: The projected award period is mid 2023 but is subject to change at the County's discretion.

14. Question: What is the estimated start date?

Answer: The projected start date is mid 2023 but is subject to change at the County's discretion.

15. Question: Who is the current manufacturer of the street furniture?

Answer: Most of the street furniture is made by Landscape Forms. The line of trash receptacles and benches is Presidio. Please visit <https://www.landscapeforms.com/en-US/products/Pages/Presidio-Line.aspx> for more information.

16. Question: RFP – PG 1.25 - #5 - Since the proposal is limited to 10MB per file through the bid express portal. Can multiple files be submitted to equal one complete folder?

Answer: Yes, As indicated in Part I, Section 2.B., Proposal Submission, Item No. 5, each upload of file in BidExpress is limited to 10 MB per file up to 50 files for a total of 500 MB.

17. Question: RFP – SOW – PG A.6—On-Call Services -#2- Please provide stats on the type and frequency of repairs on the benches and trash receptacles for the past 12-months.

Answer: There were zero repairs on furniture in the past 12months.

18. Question: Are prevailing wages currently being paid for these services? If so, for what task(s) and what worker type or classifications?

Answer: Please refer to this Addendum No. 2, Item No. 4.

19. Question: What is the current contract's DIR Project number?

Answer: DIR Project ID 173015.

20. Question: Please confirm that the County is requiring the entire length of the sidewalks shown on the maps to be pressure washed 2 times per month. For a total of 24 times per year.

Answer: Yes, the County is requiring the entire length of the sidewalks shown on the maps to be pressure washed 2 times per month. Please refer to Part II, Exhibit A, Scope of Work, Item T and Exhibits G and H.

21. Question: RFP – Pg1.20 - #10 - Our fiscal year ends June 30th and we are still in the process of getting our taxes done, due on September can we provide financial statements for FY ending 2019,2020 and 2021? If not, what can be provided for FY 2022?

Answer: Yes, financial statements for fiscal years ending 2019, 2020, and 2021 may be submitted . Please refer to Question No. 4.

22. Question: We are qualified to perform the scope, however, we are C61/D63 contractor. Would you consider our participation?

Answer: Your firm is welcome to participate in this solicitation, however, please carefully review Section I.B. Minimum Mandatory Requirements, Item No. 3, "Proposer must submit copies of its valid and active State of California Contractor's Class C-61, subcategory D-38 (Sand and Water Blasting) license. This license must stay valid and active during the term of this Contract."

In addition, please review Part I, Section 4, Item D, Pass/Fail Review. Unless we receive a proposal from your firm and thoroughly review it, we will not be able to hypothetically confirm its compliance with this RFP requirements.

If you have any questions concerning the above information, please contact Ms. Victoria Frausto at (626) 300-2652 or vfrausto@pw.lacounty.gov, or Ms. Jessica Dunn at (626) 458- 4168 or jdunn@pw.lacounty.gov, Monday through Thursday, 7 a.m. to 5 p.m.

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Very truly yours,

MARK PESTRELLA, PE
Director of Public Works



for
JOSE QUEVEDO, PE
Assistant Deputy Director
Business Relations and Contracts Division

VF

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Enc.

**PROPOSER'S COMPLIANCE WITH THE
MINIMUM MANDATORY REQUIREMENTS AFFIRMATION**

FLORENCE AREA ENHANCED MAINTENANCE SERVICES (BRC0000359)

PROPOSER MUST CHECK A BOX IN EVERY SECTION. Failure to check any boxes or provide required responsive information may result in the disqualification of your Proposal as nonresponsive

The information on this form is subject to verification and may not be used for scoring purposes.

Completing this form by itself without including detailed narrative(s) in your Proposal to support the minimum mandatory requirements of this RFP, and any inconsistencies or inaccuracy in the information provided on this form and/or your Proposal, may subject your Proposal to disqualification or other actions at the sole discretion of the County.

At the time of Proposal submission, Proposer must meet the following minimum requirements

1. Proposer or its managing employee(s) must have a minimum of 3 years of experience performing work in each of the following areas: trash and litter removal, illegal dumping removal, gum and grease removal from sidewalks and crosswalks, pressure washing trash receptacles and benches, and steam cleaning of sidewalks. **No subcontractors will be allowed to fulfill this Minimum Requirements.**

- ☐ Yes. Proposing entity does meet the experience requirement stated above. Please complete the chart below. (In addition to responding on this form, as specified in Part I, Section 2.A.5, Experience, please provide a detailed narrative in your Proposal to validate this minimum mandatory requirement for scoring of your Proposal in this category).

Proposing Entity's Name or Managing Employee's Name	Dates of Experience (Mo/Yrs. to Mo/Yrs.)	Description of Services/Experience	Page No.
	____/____		
	____/____		

*List the page no. in the Proposal containing the Proposing entity's experience. (Please attach additional pages, if needed.)

- ☐ No. Proposing entity does not meet the experience requirement stated above. **If you check this box, your Proposal will be immediately disqualified as nonresponsive.**

THIS SECTION IS INTENTIONALLY LEFT BLANK

**PROPOSER'S COMPLIANCE WITH THE
MINIMUM MANDATORY REQUIREMENTS AFFIRMATION**

FLORENCE AREA ENHANCED MAINTENANCE SERVICES (BRC0000359)

2. Proposer's on-site supervising employee(s) must have a minimum of 3 years of experience performing work in each of the following areas: trash and litter removal, illegal dumping removal, gum and grease removal from sidewalks and crosswalks, pressure washing of trash receptacles and benches, and steam cleaning of sidewalks. Proposers may list multiple on-site supervisors to collectively meet these areas of experience requirements. However, each on-site supervising employee must have 3 years of experience performing at least one area of work listed above. **No subcontractors will be allowed to fulfill this Minimum Requirements.**

- ☐ Yes. Proposing entity does meet the experience requirement stated above. Please complete the chart below. (In addition to responding on this form, as specified in Part I, Section 2.A.5, Experience, please provide a detailed narrative in your Proposal to validate this minimum mandatory requirement for scoring of your Proposal in this category).

Proposing entity's on-site supervisor's Name	Dates of Experience (Mo/Yrs. to Mo/Yrs.)	Description of on-site supervising staff experience	Page No.
	____/____		
	____/____		

*List the page no. in the Proposal containing the proposing entity's managing supervisor experience. (Attach additional pages, if needed.)

- ☐ No. Proposing entity does not meet the experience requirement stated above. **If you check this box, your Proposal will be immediately disqualified as nonresponsive.**

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**PROPOSER'S COMPLIANCE WITH THE
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FLORENCE AREA ENHANCED MAINTENANCE SERVICES (BRC0000359)

3. Proposer must submit copies of its valid and active State of California Contractor's Class C-61, subcategory D-38 (Sand and Water Blasting) license. This license must stay valid and active during the term of this Contract. **No subcontractors will be allowed to fulfill this Minimum Requirements.**

- ☐ Yes. Proposer has submitted a copy of a valid and active State of California issued Class C-61 subcategory D-38 (Sand and Water Blasting) license. Please complete the chart below.

Type of License	License No.	Name of License Holder	Valid/Active Dates

- ☐ No. Proposer does not have the license as stated above. **If you check this box, your proposal will be immediately disqualified as non-responsive.**

THIS SECTION IS INTENTIONALLY LEFT BLANK

**PROPOSER'S COMPLIANCE WITH THE
MINIMUM MANDATORY REQUIREMENTS AFFIRMATION**

FLORENCE AREA ENHANCED MAINTENANCE SERVICES (BRC0000359)

4. Proposer and/or Subcontractor(s), if any, must possess the required valid Waste Collector Permit naming the Proposer and/or Subcontractor(s) as the permittee or a copy of the application for a Waste Collector Permit naming the Proposer and/or Subcontractor(s) as the permittee issued by the County of Los Angeles Department of Public Health at the time of proposal submission. This information must be identified in the proposal and must be included in Form PW-16, Proposer's Compliance with the Minimum Mandatory Requirements Affirmation of the RFP. Additionally, if a Proposer is a Joint Venture, either the Joint Venture itself or the portion of the Joint Venture that is to perform the physical services, reporting, and record keeping required in this contract must possess the required valid Waste Collector Permit.

- ☐ Yes. Proposer and/or Subcontractor(s), if any, has a Waste Collector Permit. Please complete the chart below.

Permit No.	Name of Permit Holder	Valid/Active Dates

OR

- ☐ Yes. Proposer has submitted application for a Waste Collector Permit. Please complete the chart below and attach a copy of the application with the Proposal submission.

Application Filed Date	Name of Proposer or Subcontractor as the Permittee

OR

- ☐ No. Proposer and/or Subcontractor(s) does not have the Waste Collector Permit or application as stated above. **By checking this box, the proposal will be immediately disqualified as nonresponsive.**

**PROPOSER'S COMPLIANCE WITH THE
MINIMUM MANDATORY REQUIREMENTS AFFIRMATION**

FLORENCE AREA ENHANCED MAINTENANCE SERVICES (BRC0000359)

5. Please note that the services requested in this Contract may include both prevailing wage and nonprevailing wage work. Proposer and its subcontractors performing prevailing wage work must submit proof of a valid and active State of California Department of Industrial Relations Public Works Contractor Registration pursuant to Labor Code 1725.5. **Pending registrations will not be accepted.**

- ☐ Yes. Proposer and its Subcontractor(s), if any, have submitted proof of a valid and active State of California Department of Industrial Relations Public Works Contractor Registration pursuant to Labor Code 1725.5. Please complete the chart below.

Name of Registration Holder	Registration No.	Registration Dates	Expiration Dates	Subcontractor	Page No.*
				<input type="checkbox"/> Yes <input type="checkbox"/> No	
				<input type="checkbox"/> Yes <input type="checkbox"/> No	

*List the page number in the Proposal containing the copy of Proposer's and Subcontractor(s), if any, State of California Department of Industrial Relations Public Works Contractor Registration. (Please attach additional pages, if needed.)

- ☐ No. Proposer and its Subcontractor(s), if any, have **NOT** submitted proof of a valid and active State of California Department of Industrial Relations Public Works Contractor Registration. **If you check this box, your proposal will be immediately disqualified as non-responsive**