



GAIL FARBER, Director

COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

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IN REPLY PLEASE
REFER TO FILE: **AS-0**

September 7, 2010

**REQUEST FOR PROPOSALS – INFORMATIONAL UPDATE 3
EXCLUSIVE FRANCHISE AGREEMENT FOR THE AREAS OF
CHATSWORTH/WESTHILLS,
EL CAMINO VILLAGE/DEL AIRE/WISEBURN/ALONDRA PARK,
PIONEER/CARSON PARK, AND
RANCHO DOMINGUEZ/WEST RANCHO DOMINGUEZ/ROSEWOOD (2010-FA004);
OCEANVIEW/LA RAMBLA/WEST CARSON (2010-FA005);
ALTADENA AND KINNELOA MESA (2010-FA006)**

Please note that the clarification regarding the Contractor Employee Jury Service Program provided in Addendum 2 is superseded by the clarification set forth in this Informational Update 3.

CLARIFICATION

1. The County has received a request to give due consideration to eliminating the Contractor Employee Jury Service Program from the Request for Proposals (RFP).

The County does not have the discretion to eliminate this Program, which is required and codified in Sections 2.203.010 through 2.203.090 of the Los Angeles County Code. However, as set forth in the RFP (Part 1, Section 2.J) and the Sample Franchise Agreement (Part II, Exhibit 3A2, Section 3A2.L), if the Franchisee can demonstrate to County's satisfaction either that Franchisee is not a "Contractor" as defined under the Jury Service Program (Section 2.203.020 of the County Code) or that the Franchisee qualifies for an exception to the Jury Service Program (Section 2.203.070 of the County Code), then the Jury Service Program may not apply to that particular Franchisee. Franchisee must complete Form PW-24 of the RFP to either request an exception from the Program requirements or certify compliance.

As a clarification, as defined in Section 2.203.020 of the County Code, a "Contractor" is a person, partnership, corporation, or other entity, which has a contract with the County or a subcontract with a Contractor and has received or will receive an aggregate sum of \$50,000 or more in any 12-month period under one or more such contracts or subcontracts.

At this time, the County estimates that each individual Franchise Agreement for Task 2 will be less than \$50,000 in any Contract Year. However it is possible that compensation could exceed \$50,000 over a rolling 12-month period (such as April 1 – March 31) or the County may supplement the contract amount at any time during the Contract Year, which may cause the Task 2 compensation to exceed \$50,000. In addition, the County Code requires that the franchisee must aggregate *all* franchises awarded to the franchisee (including any other existing contracts or subcontracts that the franchisee has with the County) in order to determine whether or not the franchisee is a "Contractor" within the definition of the County Code. The Maximum Contract Sums range from \$6,000 to \$48,000 per contract year (Part II, Exhibit 3A2.D) as set forth in the following table:

Service Area	Estimated Maximum Contract Sum for Task 2
Oceanview/La Rambla/West Carson	\$25,000
Chatsworth/Westhills	\$15,000
El Camino Village/Del Aire/Wiseburn/Alondra Park	\$12,000
Pioneer/Carson Park	\$6,000
Rancho Dominguez/West Rancho Dominguez/Rosewood	\$12,000
Altadena	\$48,000
Kinneloa Mesa	\$6,000
Altadena/Kinneloa Mesa	\$48,000

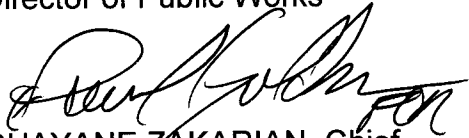
See also Part II, Exhibit 3A2, Section 3A2.L, that describes the County's remedies (including termination of the franchise agreement) if the County determines that franchisee is subject to the Jury Service Program *and* is in noncompliance with Jury Service Program requirements.

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If you have questions concerning the above information, please contact Ms. Jeanette Arismendez at (626) 458-4050 or Mr. Benjamin Sandoval at (626) 458-7334, Monday through Thursday, 7 a.m. to 5:30 p.m.

Very truly yours,

GAIL FARBER
Director of Public Works

A handwritten signature in black ink, appearing to read 'Ghayane Zakarian', written over the printed name.

GHAYANE ZAKARIAN, Chief
Administrative Services Division

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