

# ATTACHMENT D

COMPLIANCE ANALYSIS MEMO

HIGHWAY SAFETY IMPROVEMENT PROGRAM (HSIP) CYCLE 8

DOWNTOWN IMPROVEMENTS

FEDERAL PROJECT NO. HSIPL-5012(151)

CITY PROJECT NO. 1004016



# INTER OFFICE MEMORANDUM

Department of Workforce & Employment Standards (DWES)

**TO:** Kathy Tran,  
Assistant Engineer II

**FROM:** *Deborah Lusk-Barnes*  
Deborah Barnes, Director,  
DW& ES

**THROUGH:** Shelley Darenburg, *Shelley Darenburg*  
Contract Compliance Supervisor

**PREPARED BY:** *Vivian Inman*  
Vivian Inman, Senior  
Contract Compliance Officer

**SUBJECT:** **Compliance Analysis**  
**Highway Safety Improvement Program**  
**Cycle 8 - 7th, 8th, 9th and 10<sup>th</sup> Street**  
**Between Broadway & Harrison Street**  
**Project No. 1004016**

**DATE:** December 28, 2020

The Sr. Compliance Officer for this project reviewed four (4) bids in response to the above referenced project No. 1004016. Below, please find the results of compliance evaluations for the (a) Disadvantaged Business Enterprise (DBE) program and a preliminary review for compliance with (b) the Equal Benefits Ordinance (EBO). The DBE goal for this project is **15.54%**

Compliant with DBE Policies		Proposed Participation					Earned Credits and Discounts			EBO Compliant?
Company Name	Original Bid Amount	Total DBE Participation	LBE	SLBE	*VSLBE/LP G	L/SLBE /VSLBE Trucking	Total Credited participation	Earned Bid Discounts	Adjusted Bid Amount	
Bay Area Lightworks	\$630,000	65.44%	0%	0%	1.59%	0%	NA	NA	NA	Y
Mike Brown Electric	\$836,000	17.95%	0%	0%	0%	0%	NA	NA	NA	N
Tennyson Electric	\$874,145	18.80%	0%	0%	0%	0%	NA	NA	NA	Y
Columbia Electric	\$891,450	71.48%	0%	0%	0%	0%	NA	NA	NA	Y

**Comments:** As noted above, all firms met the DBE goal of 15.54%. Mike Brown Electric is not EBO compliant. They will have to come into compliance prior to contract execution.

Should you have any questions, you may contact Vivian Inman, Sr. Contract Compliance Officer at (510) 238-6261.

## DBE Participation Bidder 1

Project Name: Highway Safety Improvement Program Cycle 8 (HSIP8) 7th, 8th, 9th and 10th Street between Broadway & Harrison Street

Project No.: 1004016		Engineer's Est. \$700,510.00										
Discipline	Prime & Subs	Location	Cert. Status	LBE Dollars	SLBE Dollars	*LPG/SLBE	Total LBE/SLBE Dollars	DBE Dollars	Total Dollars	Certified Disadvantaged MBE/WBE		
										Ethn.	MBE	WBE
<b>PRIME</b>	Bay Area Lightworks	San Francisco	CB					412,250.00	412,250.00	C		
Striping	Striping Graphics	Cotati	UB						1,750.00	C		
Supplier Electrical	Azco Suppy	Stockton	UB						200,000.00	C		
Supplier Concrete	Central Concrete	San Jose	UB						6,000.00	C		
Supplier Asphalt	Gallagher & Burk	Oakland				10,000.00	10,000.00		10,000.00	C		
<b>Project Totals</b>				\$0.00	\$0.00	\$10,000.00	\$10,000.00	\$412,250.00	\$630,000.00		\$0	\$0
				0.00%	0.00%	1.59%	1.59%	65.44%	100%		0.00%	0.00%
								DBE Dollars	Total Dollars	<b>Ethnicity</b> AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed		
<b>Legend</b>	UB = Uncertified Business CB = Certified Business DBE = Disadvantaged Business Enterprise WBE = Women Business Enterprise DBE - Disadvantaged Business Enterprise											



**Workforce & Employment Standards**

**Contracts and Compliance Unit**

**PROJECT COMPLIANCE EVALUATION FOR :**

Construction Services Disadvantaged Business Enterprise (DBE)

**PROJECT NO.:** 1004016

**PROJECT NAME:** Highway Safety Improvement Program Cycle 8 (HSIP8) 7th, 8th, 9th and 10th Street between Broadway & Harrison Street

**CONTRACTOR:** Bay Area Lightworks

<b><u>Engineer's Estimate:</u></b>	<b><u>Contractors' Bid Amount</u></b>	<b><u>Over/Under Engineer's Estimate</u></b>
\$700,510.00	\$630,000.00	\$70,510.00

- |   |                      |
|---|----------------------|
| 1. Did the DBE Program apply?                     | <b><u>YES</u></b>    |
| 2. Did the contractor meet the DBE goal of 15.54% | <b><u>YES</u></b>    |
| b) % of DBE participation                         | <b><u>65.44%</u></b> |
| c) % of LBE participation                         | <b><u>0.00%</u></b>  |
| d) % of SLBE participation                        | <b><u>0.00%</u></b>  |
| e) % of VSLBE/LPG participation                   | <b><u>1.59%</u></b>  |

3. Was Good Faith Effort (GFE) Documentation submitted? **YES**

4. Additional Comments.

5. Date evaluation completed and returned to Contract **12/28/2020**  
12/28/2020

**Reviewing Officer:** Vivian Inman

**Date:** 12/28/2020

**Approved By:** Shelley Darenburg

**Date:** 12/28/2020

## DBE Participation Bidder 2

Project Name: Highway Safety Improvement Program Cycle 8 (HSIP8) 7th, 8th, 9th and 10th Street between Broadway & Harrison Street

Project No.: 1004016		Engineer's Est. \$700,510.00										
Discipline	Prime & Subs	Location	Cert. Status	LBE Dollars	SLBE Dollars	*LPG/VSLBE	Total LBE/SLBE Dollars	DBE Dollars	Total Dollars	Certified Disadvantaged MBE/WBE		
										Ethn.	MBE	WBE
<b>Prime Striping Supplier</b>	Mike Brown Electric	Cotati	UB						580,583.00	NL		
	Chrisp Company	Fremont	UB						5,250.00	C		
	Light Speed Resources	Sacramento	CB					150,100.20	250,167.00	C		250167.00
<b>Project Totals</b>				\$0.00	\$0.00	\$0.00	\$0.00	\$150,100.20	\$836,000.00		\$0.00	\$0.00
				0.00%	0.00%	0.00%	0.00%	17.95%	100%		0.00%	0.00%
								DBE Dollars	Total Dollars	<b>Ethnicity</b> AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed		
<b>Legend</b> UB = Uncertified Business CB = Certified Business DBE = Disadvantaged Business Enterprise WBE = Women Business Enterprise DBE - Disadvantaged Business Enterprise												



**Workforce & Employment Standards**

**Contracts and Compliance Unit**

**PROJECT COMPLIANCE EVALUATION FOR :**

Construction Services Disadvantaged Business Enterprise (DBE)

**PROJECT NO.:** 1004016

**PROJECT NAME:** Highway Safety Improvement Program Cycle 8 (HSIP8) 7th, 8th, 9th and 10th Street between Broadway & Harrison Street

**CONTRACTOR:** Mike Brown Electric

<b><u>Engineer's Estimate:</u></b>	<b><u>Contractors' Bid Amount</u></b>	<b><u>Over/Under Engineer's Estimate</u></b>
\$700,510.00	\$836,000.00	-\$135,490.00

1. Did the DBE Program apply? **YES**

2. Did the contractor meet the DBE goal of 15.54% **YES**

b) % of DBE participation **17.95%**

c) % of LBE participation **0.00%**

d) % of SLBE participation **0.00%**

e) % of VSLBE/LPG participation **0.00%**

3. Was Good Faith Effort (GFE) Documentation submitted? **YES**

4. Additional Comments.

5. Date evaluation completed and returned to Contract **12/28/2020**

**Reviewing Officer:** Vivian Inman

**Date:** 12/28/2020

**Approved By:** Shelley Darenburg

**Date:** 12/28/2020

## DBE Participation Bidder 3

Project Name: Highway Safety Improvement Program Cycle 8 (HSIP8) 7th, 8th, 9th and 10th Street between Broadway & Harrison Street

Project No.: 1004016		Engineer's Est. \$700,510.00								Certified Disadvantaged MBE/WBE		
Discipline	Prime & Subs	Location	Cert. Status	LBE Dollars	SLBE Dollars	*LPG/SLBE	Total LBE/SLBE Dollars	DBE Dollars	Total Dollars	Ethn.	MBE	WBE
<b>PRIME</b> Striping Electrical Material	Tennyson Electric	Livermore	UB						594,963.00	C		
	Chrisp Company	Fremont	UB						5,250.00	C		
	Light Speed Resources	Sacramento	CB					164,359.20	273,932.00	C		273,932.00
<b>Project Totals</b>				\$0.00	\$0.00	\$0.00	\$0.00	\$164,359.20	\$874,145.00		\$0	\$273,932.00
				0.00%	0.00%	0.00%	0.00%	18.80%	100%		0.00%	31.34%
								DBE Dollars	Total Dollars	<b>Ethnicity</b> AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed		
<b>Legend</b> UB = Uncertified Business CB = Certified Business DBE = Disadvantaged Business Enterprise WBE = Women Business Enterprise DBE - Disadvantaged Business Enterprise												



**Workforce & Employment Standards**

**Contracts and Compliance Unit**

**PROJECT COMPLIANCE EVALUATION FOR :**

Construction Services Disadvantaged Business Enterprise (DBE)

**PROJECT NO.:** 1004016

**PROJECT NAME:** Highway Safety Improvement Program Cycle 8 (HSIP8) 7th, 8th, 9th and 10th Street between Broadway & Harrison Street

**CONTRACTOR:** Tennyson Electric

<b><u>Engineer's Estimate:</u></b>	<b><u>Contractors' Bid Amount</u></b>	<b><u>Over/Under Engineer's Estimate</u></b>
<b>\$700,510.00</b>	<b>\$874,145.00</b>	<b>-\$173,635.00</b>

1. Did the DBE Program apply? **YES**

2. Did the contractor meet the DBE goal of 15.54% **YES**

b) % of DBE participation **18.80%**

c) % of LBE participation **0.00%**

d) % of SLBE participation **0.00%**

e) % of VSLBE/LPG participation **0.00%**

3. Was Good Faith Effort (GFE) Documentation submitted? **YES**

4. Additional Comments.

5. Date evaluation completed and returned to Contract **12/28/2020**

**Reviewing Officer:** *Vivian Inman*

**Date:** 12/28/2020

**Approved By:** *Shelley Darenburg*

**Date:** 12/28/2020



# DBE Participation Bidder 4

Project Name: Highway Safety Improvement Program Cycle 8 (HSIP8) 7th, 8th, 9th and 10th Street between Broadway & Harrison Street

Project No.: 1004016		Engineer's Est. \$700,510.00								Certified Disadvantaged MBE/WBE		
Discipline	Prime & Subs	Location	Cert. Status	LBE Dollars	SLBE Dollars	*LPG/VSLBE	Total LBE/SLBE Dollars	DBE Dollars	Total Dollars	Ethn.	MBE	WBE
Prime Striping Supplier Traffic Signal Devices	Columbia Electric	San Leandro	CB					637,190.00	637,190.00	H		
	Chrisp Company	Fremont	UB						5,250.00	C		
	Jam Services	Livermore	UB						249,010.00	C		
<b>Project Totals</b>				\$0.00	\$0.00	\$0.00	\$0.00	\$637,190.00	\$891,450.00		\$ -	\$0.00
				0.00%	0.00%	0.00%	0.00%	71.48%	100%		0.00%	0.00%
										<b>Ethnicity</b>		
										AA = African American		
										AI = Asian Indian		
										AP = Asian Pacific		
										C = Caucasian		
										H = Hispanic		
										NA = Native American		
										O = Other		
										NL = Not Listed		
<b>Legend</b> UB = Uncertified Business CB = Certified Business DBE = Disadvantaged Business Enterprise WBE = Women Business Enterprise DBE - Disadvantaged Business Enterprise												



**Workforce & Employment Standards**

**Contracts and Compliance Unit**

**PROJECT COMPLIANCE EVALUATION FOR :**

Construction Services Disadvantaged Business Enterprise (DBE)

**PROJECT NO.:** 1004016

**PROJECT NAME:** Highway Safety Improvement Program Cycle 8 (HSIP8) 7th, 8th, 9th and 10th Street between Broadway & Harrison Street

**CONTRACTOR:** Columbia Electric

<b><u>Engineer's Estimate:</u></b>	<b><u>Contractors' Bid Amount</u></b>	<b><u>Over/Under Engineer's Estimate</u></b>
\$700,510.00	\$891,450.00	-\$190,940.00

- |   |                      |
|---|----------------------|
| 1. Did the DBE Program apply?                           | <b><u>YES</u></b>    |
| 2. Did the contractor meet the DBE goal of 15.54%       | <b><u>YES</u></b>    |
| b) % of DBE participation                               | <b><u>71.48%</u></b> |
| c) % of LBE participation                               | <b><u>0.00%</u></b>  |
| d) % of SLBE participation                              | <b><u>0.00%</u></b>  |
| e) % of VSLBE/LPG participation                         | <b><u>0.00%</u></b>  |
| 3. Was Good Faith Effort (GFE) Documentation submitted? | <b><u>YES</u></b>    |
| 4. Additional Comments.                                 |                      |

5. Date evaluation completed and returned to Contract **12/28/2020**

**Reviewing Officer:** Vivian Inman

**Date:** 12/28/2020

**Approved By:** Shelley Darsenburg

**Date:** 12/28/2020