

# ***INTER OFFICE MEMORANDUM***

Department of Workforce & Employment Standards (DWES)

**TO:** Mastewal Cherinet,  
Civil Engineer

**FROM:** Deborah Barnes, Director,  
DWES *Deborah Barnes*

**PREPARED BY:** Vivian Inman, *Vivian Inman*  
Sr. Contract Compliance Officer

**DATE:** November 8, 2021

**SUBJECT: Compliance Analysis**  
**Citywide Pavement Rehabilitation 2021**  
**Project No. 1006103**

The Sr. Contract Compliance Officer reviewed three (3) bids in response to the above referenced project. Below is the outcome of the compliance evaluation for the minimum 50% Local and Small Local Business Enterprise (L/SLBE) participation requirement, and a preliminary review for compliance with the Equal Benefits Ordinance (EBO). This project is subject to the most recent amended L/SLBE Program.

The above referenced project contains Asphalt Concrete Base Repair (Material only) specialty supply. The Standard Specifications for Public Works Construction, "Greenbook", page 10 section 2-3.2 (Attachment A) describes how specialties may be addressed. Based upon the Greenbook and per the specifications, the Asphalt Concrete Base Repair specialty item has been excluded from the contractor's bid price for purposes of determining compliance with the minimum 50% L/SLBE requirement.

The spreadsheet below is a revised format specifically for this analysis. The spreadsheet shows: Column A - Original Bid Amount; Column B - Specialty Dollar Amount submitted by the contractor; Column C - Non-Specialty Bid Amount (difference between column A and B); Column D - Total Credited Participation; Column E - Earned Bid Discounts as a result of the total credited participation and Column F - Adjusted Bid Amount calculated by applying the earned bid discount to the non-specialty work (column C) and then subtracting that difference from the original bid amount (column A).

Non-Responsive		Proposed Participation							Earned Credits and Discounts			EBO Compliant? Y/N
Company Name	Original Bid Amount	Specialty Dollar Amount	Non Specialty Dollar Amount	Total LBE/SLBE	LBE/LPG	SLBE	*VSLBE	L/SLBE Trucking	Total Credited participation	Earned Bid Discounts	Adjusted Bid Amount	
	A	B	C						D	E	F	
Gallagher & Burk	\$13,657,500	\$270,000	\$13,387,500	83.05%	60.74%	22.31%	0%	81%	0%	0%	NA	Y
McGuire & Hester	\$13,802,960	\$290,000	\$13,508,960	76.91%	63.41%	13.49%	0%	52%	0%	0%	NA	Y
OC Jones	\$15,058,775	306,000	\$14,752,775	70.75%	56.26%	14.48%	0%	100%	0%	0%	NA	N

**Comments:** As noted, all firms failed to meet the minimum 50% Local/Small Local Business Enterprise requirement. Therefore, the firms are deemed non-responsive.

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

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# L/SLBE PARTICIPATION BIDDER 1

Project Name: Citywide Pavement Rehabilitation 2021

Project No.: 1006103		Engineers Est: \$13,486,600.00					Under/Over Engineers Estimate: -\$170,900.00					For Tracking Only			
Discipline	Prime & Subs	Location	Cert.	LBE/LPG	SLBE	**VSLBE	Total	L/SLBE	Total	*Non-Specialty Bid Amount	TOTAL Original Bid Amount	Ethn.	MBE	WBE	
							LBE/SLBE	Trucking	Trucking	Dollars					
<b>PRIME</b> Minor Concrete Sealing/Slurry Seal AC Supply Striping Trucking Trucking Trucking	Gallagher & Burk	Oakland	CB	5,589,150			5,589,150			5,589,150	5,589,150	C			
	Rosas Brothers	Oakland	CB		2,136,500		2,136,500			2,136,500	2,136,500	H	2,136,500		
	Bond Blacktop	Hayward	UB							289,100	289,100	C		289,100	
	Gallagher & Burk	Oakland	CB	2,542,000			2,542,000			2,542,000	2,812,000	C			
	Chrisp Company	Fremont	UB							1,780,750	1,780,750	C			
	Monroe Trucking	Oakland	..CB		350,000		350,000	350,000	350,000	350,000	350,000	AA	350,000		
	S&S Trucking	Oakland	CB		500,000		500,000	500,000	500,000	500,000	500,000	H	500,000		
	Double D Trucking	Dublin	UB						200,000	200,000	200,000	C			
<b>Project Totals</b>				\$8,131,150	\$2,986,500	\$0.00	\$11,117,650	\$850,000	\$1,050,000	\$13,387,500	\$13,657,500		\$2,986,500	\$289,100	
				60.74%	22.31%	0.00%	83.05%	81%	100%	100%	100%		22.31%	2.12%	
<b>Requirements:</b> The 50% requirement is a combination of 25% LBE and 25% SLBE participation. An SLBE firm can be counted 100% towards achieving the 50% requirement. A VSLBE's participation is double counted toward meeting the requirement.				LBE/LPG 25%	SLBE 25%	VSLBE	TOTAL LBE/SLBE/VSLBE/LBELPG	50% LBE/SLBE TRUCKING				<b>Ethnici</b> AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed MO = Multiple Ownership			
<b>Legend</b>				LBE = Local Business Enterprise SLBE = Small Local Business Enterprise VSLBE = Very Small Local Business Enterprise LPG = Locally Produced Goods Total LBE/SLBE = All Certified Local and Small Local Businesses NPLBE = NonProfit Local Business Enterprise NPSLBE = NonProfit Small Local Business Enterprise			UB = Uncertified Business CB = Certified Business MBE = Minority Business Enterprise WBE = Women Business Enterprise								

\* The above project contains specialty work. The Non-Specialty Work Bid Dollars were used for the purposes of determining compliance with minimum 50% L/SLBE participation requirement.



**(DWES)**

**PROJECT EVALUATION FORM**

**PROJECT NO.:** 1006103

**PROJECT NAME:** Citywide Pavement Rehabilitation 2021

**CONTRACTOR:** Gallagher & Burk

	<b><u>Contractors' Original Bid</u></b>		<b><u>Over/Under Engineer's</u></b>
<b><u>Engineer's Estimate:</u></b>	<b><u>Amount</u></b>	<b><u>Specialty Dollar Amount</u></b>	<b><u>Estimate</u></b>
\$13,486,600.00	\$13,657,500.00	\$270,000.00	-\$170,900.00
<b><u>Discounted Bid Amount:</u></b>	<b><u>Amount of Bid Discount</u></b>	<b><u>Non-Specialty Bid Amt.</u></b>	<b><u>Discount Points:</u></b>
NA	NA	\$13,387,500.00	NA

- 1. Did the 50% requirements apply? **YES**
  
- 2. Did the contractor meet the 50% requirement? **NO**
  - b) % of LBE/LPG participation **60.74%**
  - c) % of SLBE participation **22.31%**
  - d) % of VSLBE Participation **0.00%**
  
- 3. Did the contractor meet the L/SLBE Trucking requirement? **YES**
  - a) Total L/SLBE trucking participation **81%**
  
- 4. Did the contractor receive bid discounts? **NO**

**11/8/2021**

Date

**Reviewing Officer:**

*Vivian Inman*

**Date:**

**11/8/2021**

**Approved By:**

*Deborah Barnes (VAD)*

**Date:**

**11/8/2021**

# LBE/SLBE PARTICIPATION

## BIDDER 2

Project Name: Citywide Pavement Rehabilitation 2021

Project No.: <b>1006103</b>		Engineers Est: <b>\$13,486,600.00</b>					Under/Over Engineers Estimate: <b>-\$316,360.00</b>					For Tracking Only		
Discipline	Prime & Subs	Location	Cert. Status	LBE/LPG	SLBE	**VSLBE	Total	L/SLBE	Total	*Non-Specialty Bid Amount	TOTAL Original Bid Amount	Ethn.	MBE	WBE
							LBE/SLBE	Trucking	Trucking					
<b>PRIME</b>	McGuire & Hester	Oakland	CB	5,206,610			5,206,610			5,206,610	5,206,610	C		
Concrete	Rosas Brothers	Oakland	CB		1,822,500		1,822,500			1,822,500	1,822,500	H	1,822,500	
Trucking Asphalt	A1 Trucking Svc.	Oakland	CB					550,000	550,000	550,000	550,000	AI	550,000	
Material	Gallagher & Burk	Oakland	CB	3,360,000			3,360,000			3,360,000	3,654,000	C		
Striping	Chrisp Co.	Fremont	UB							1,780,750	1,780,750	C		
Seal/Microsurf	Bond Blacktop	Union City	UB							289,100	289,100	C		289,100
Trucking	D's Trucking	Oakland	UB						500,000	500,000	500,000	H	500,000	
<b>Project Totals</b>				\$8,566,610	\$1,822,500	\$0	\$10,389,110	\$550,000	\$1,050,000	\$13,508,960	\$13,802,960		\$2,872,500	\$289,100.00
				63.41%	13.49%	0.00%	76.91%	52%	100%	100%	100%		20.81%	2.09%
<b>Requirements:</b> The 50% requirement is a combination of 25% LBE and 25% SLBE participation. An SLBE firm can be counted 100% towards achieving the 50% requirement. A VSLBEE's participation is double counted toward meeting the requirement.				LBE/LPG 25%	SLBE 25%	VSLBE	TOTAL LBE/SLBE/VSLBE/LBELPG	50% LBE/SLBE TRUCKING				<b>Ethnicity</b> AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed MO = Multiple Ownership		
<b>Legend</b>				LBE = Local Business Enterprise		UB = Uncertified Business								
				SLBE = Small Local Business Enterprise		CB = Certified Business								
				VSLBE = Very Small Local Business Enterprise		MBE = Minority Business Enterprise								
				LPG = Locally Produced Goods		WBE = Women Business Enterprise								
				Total LBE/SLBE = All Certified Local and Small Local Businesses										
				NPLBE = NonProfit Local Business Enterprise										
				NPSLBE = NonProfit Small Local Business Enterprise										

\* The above project contains specialty work. The Non-Specialty Work Bid Dollars were used for the purposes of determining compliance with minimum 50% L/SLBE participation requirement.

**DEPARTMENTN OF WORKPLACE AND EMPLOYMENT STANDARDS**



**DWES**

**PROJECT EVALUATION FORM**

**PROJECT NO.:** 1006103

**PROJECT NAME:** Citywide Pavement Rehabilitation 2021

**CONTRACTOR:** McGuire & Hester

<u>Engineer's Estimate:</u>	<u>Contractors' Original Bid Amount</u>	<u>Specialty Dollar Amount</u>	<u>Over/Under Engineer's Estimate</u>
\$13,486,600.00	\$13,802,960.00	\$294,000.00	-\$316,360.00

<u>Discounted Bid Amount:</u>	<u>Amount of Bid Discount</u>	<u>Non-Specialty Bid Amt.</u>	<u>Discount Points:</u>
NA	NA	\$13,508,960.00	NA

- 1. Did the 50% requirements apply? **YES**
  
- 2. Did the contractor meet the 50% requirement? **NO**
  - b) % of LBE/LPG participation **63.41%**
  - c) % of SLBE participation **13.49%**
  - d) % of VSLBE Participation **0.00%**
  
- 3. Did the contractor meet the L/SLBE Trucking requirement? **YES**
  - a) Total L/SLBE trucking participation **52%**
  
- 4. Did the contractor receive bid discounts? **YES**

**Reviewing Officer:**

*Vivian Inman*

**Date:**

**11/8/2021**

11/8/2021  
Date

**Approved By:**

*Deborah Barnes (VA)*

**Date:**

**11/8/2021**

# LBE/SLBE PARTICIPATION

## BIDDER 3

Project Name: Citywide Pavement Rehabilitation 2021

Project No.: 1006103		Engineers Est: \$13,486,600.00					Under/Over Engineers Estimate: -\$1,572,175.00					For Tracking Only			
Discipline	Prime & Subs	Location	Cert. Status	LBE/LPG	SLBE	**VSLBE	Total LBE/SLBE	L/SLBE Trucking	Total Trucking	*Non-Specialty Bid Amount	TOTAL Original Bid Amount	Ethn.	MBE	WBE	
PRIME	OC Jones	Oakland	CB	5,705,625			5,705,625			5,705,625	5,705,625	C			
Slurry Seal	Bond Blacktop	Union City	UB							206,600	206,600	C		206,600	
Trucking	A1 Trucking Svc.	Oakland	CB					1,160,400	1,160,400	1,160,400	1,160,400	AI	1,160,400		
AC Supply	Gallagher & Burk	Oakland	CB	2,595,000			2,595,000			2,595,000	2,901,000	C			
Striping/Marking	Chrsip Co.	Fremont	UB							1,780,750	1,780,750	C			
Operated Cold Mill	ABSL Construction	Hayward	UB							709,400	709,400	H	709,400		
Concrete	Rosas Brothers	Oakland	CB		2,136,500		2,136,500			2,136,500	2,136,500	H	2,136,500		
Tack Oil & Fog Seal	Pacific Northwest Oil	Stockton	UB							188,500	188,500	c			
Survey	Towill	Concord	UB							270,000	270,000	c			
<b>Project Totals</b>				\$8,300,625	\$2,136,500	\$0	\$10,437,125	\$1,160,400	\$1,160,400	\$14,752,775	\$15,058,775		\$4,006,300	\$206,600	
				56.26%	14.48%	0.00%	70.75%	100%	100%	100%	100%		26.60%	1.37%	
<b>Requirements:</b> The 50% requirement is a combination of 25% LBE and 25% SLBE participation. An SLBE firm can be counted 100% towards achieving the 50% requirement. A VSLBEE's participation is double counted toward meeting the requirement.				LBE/LPG 25%	SLBE 25%	VSLBE	TOTAL LBE/SLBE/VSLBE/LBELPG	50% LBE/SLBE TRUCKING				<b>Ethnicity</b> AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed MO = Multiple Ownership			
<b>Legend</b>				LBE = Local Business Enterprise		SLBE = Small Local Business Enterprise		VSLBE = Very Small Local Business Enterprise		LPG = Locally Produced Goods		Total LBE/SLBE = All Certified Local and Small Local Businesses			
				NPLBE = NonProfit Local Business Enterprise		NPSLBE = NonProfit Small Local Business Enterprise		UB = Uncertified Business		CB = Certified Business		MBE = Minority Business Enterprise		WBE = Women Business Enterprise	

\* The above project contains specialty work. The Non-Specialty Work Bid Dollars were used for the purposes of determining compliance with minimum 50% L/SLBE participation requirement.

**DEPARTMENT OF WORKPLACE & EMPLOYMENT STANDARDS**



**DWES**

**PROJECT EVALUATION FORM**

**PROJECT NO.:** 1006103

**PROJECT NAME:** Citywide Pavement Rehabilitation 2021

**CONTRACTOR:** OC Jones

<b><u>Engineer's Estimate:</u></b>	<b><u>Contractors' Original Bid Amount</u></b>	<b><u>Specialty Dollar Amount</u></b>	<b><u>Over/Under Engineer's Estimate</u></b>
\$13,486,600.00	\$15,058,775.00	\$306,000.00	-\$1,572,175.00

<b><u>Discounted Bid Amount:</u></b>	<b><u>Amount of Bid Discount</u></b>	<b><u>Non-Specialty Bid Amt.</u></b>	<b><u>Discount Points:</u></b>
NA	NA	\$14,752,775.00	NA

- 1. Did the 50% requirements apply? **YES**
  
- 2. Did the contractor meet the 50% requirement? **NO**
  - b) % of LBE/LPG participation **63.41%**
  - c) % of SLBE participation **14.48%**
  - d) % of VSLBE Participation **0.00%**
  
- 3. Did the contractor meet the L/SLBE Trucking requirement? **YES**
  - a) Total L/SLBE trucking participation **100%**
  
- 4. Did the contractor receive bid discounts? **YES**

**11/8/2021**  
Date

**Reviewing Officer:** Vivian Inman **Date:**

**11/8/2021**

**Approved By:** Deborah Barnes (V.D) **Date:**

**11/8/2021**





# INTER OFFICE MEMORANDUM

Department of Workforce & Employment Standards (DWES)

**TO:** Mastewal Cherinet,  
Civil Engineer

**FROM:** Deborah Barnes, Director,  
DWES *Deborah Barnes*

**PREPARED BY:** Vivian Inman, *Vivian Inman*  
Sr. Contract Compliance Officer

**DATE:** November 8, 2021

**SUBJECT: Compliance Analysis**  
**Citywide Pavement Rehabilitation 2021**  
**Project No. 1006104**

The Sr. Contract Compliance Officer reviewed three (3) bids in response to the above referenced project. Below is the outcome of the compliance evaluation for the minimum 50% Local and Small Local Business Enterprise (L/SLBE) participation requirement, and a preliminary review for compliance with the Equal Benefits Ordinance (EBO). This project is subject to the most recent amended L/SLBE Program.

The above referenced project contains Asphalt Concrete Base Repair (Material only) specialty supply. The Standard Specifications for Public Works Construction, "Greenbook", page 10 section 2-3.2 (Attachment A) describes how specialties may be addressed. Based upon the Greenbook and per the specifications, the Asphalt Concrete Base Repair specialty item has been excluded from the contractor's bid price for purposes of determining compliance with the minimum 50% L/SLBE requirement.

The spreadsheet below is a revised format specifically for this analysis. The spreadsheet shows: Column A - Original Bid Amount; Column B - Specialty Dollar Amount submitted by the contractor; Column C - Non-Specialty Bid Amount (difference between column A and B); Column D - Total Credited Participation; Column E - Earned Bid Discounts as a result of the total credited participation and Column F - Adjusted Bid Amount calculated by applying the earned bid discount to the non-specialty work (column C) and then subtracting that difference from the original bid amount (column A).

Non-Responsive		Proposed Participation							Earned Credits and Discounts			EBO Compliant? Y/N
Company Name	Original Bid Amount	Specialty Dollar Amount	Non Specialty Dollar Amount	Total LBE/SLBE	LBE/LPG	SLBE	*VSLBE	L/SLBE Trucking	Total Credited participation	Earned Bid Discounts	Adjusted Bid Amount	
	A	B	C						D	E	F	
Gallagher & Burk	\$13,657,500	\$270,000	\$13,387,500	83.05%	60.74%	22.31%	0%	81%	0%	0%	NA	Y
McGuire & Hester	\$13,802,960	\$290,000	\$13,508,960	76.91%	63.41%	13.49%	0%	52%	0%	0%	NA	Y
OC Jones	\$15,058,775	306,000	\$14,752,775	70.75%	56.26%	14.48%	0%	100%	0%	0%	NA	N

**Comments:** As noted, all firms failed to meet the minimum 50% Local/Small Local Business Enterprise requirement. Therefore, the firms are deemed non-responsive.

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

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# L/SLBE PARTICIPATION BIDDER 1

Project Name: Citywide Pavement Rehabilitation 2021

Project No.: 1006104		Engineers Est: \$13,486,600.00					Under/Over Engineers Estimate: -\$170,900.00					For Tracking Only		
Discipline	Prime & Subs	Location	Cert.	LBE/LPG	SLBE	**VSLBE	Total	L/SLBE	Total	*Non-Specialty Bid Amount	TOTAL Original Bid Amount	Ethn.	MBE	WBE
							LBE/SLBE	Trucking	Trucking	Dollars				
<b>PRIME</b> Minor Concrete Sealing/Slurry Seal AC Supply Striping Trucking Trucking Trucking	Gallagher & Burk	Oakland	CB	5,589,150			5,589,150			5,589,150	5,589,150	C		
	Rosas Brothers	Oakland	CB		2,136,500		2,136,500			2,136,500	2,136,500	H	2,136,500	
	Bond Blacktop	Hayward	UB							289,100	289,100	C		289,100
	Gallagher & Burk	Oakland	CB	2,542,000			2,542,000			2,542,000	2,812,000	C		
	Chrisp Company	Fremont	UB							1,780,750	1,780,750	C		
	Monroe Trucking	Oakland	..CB		350,000		350,000	350,000	350,000	350,000	350,000	AA	350,000	
	S&S Trucking	Oakland	CB		500,000		500,000	500,000	500,000	500,000	500,000	H	500,000	
	Double D Trucking	Dublin	UB						200,000	200,000	200,000	C		
<b>Project Totals</b>				\$8,131,150	\$2,986,500	\$0.00	\$11,117,650	\$850,000	\$1,050,000	\$13,387,500	\$13,657,500		\$2,986,500	\$289,100
				60.74%	22.31%	0.00%	83.05%	81%	100%	100%	100%		22.31%	2.12%
<b>Requirements:</b> The 50% requirement is a combination of 25% LBE and 25% SLBE participation. An SLBE firm can be counted 100% towards achieving the 50% requirement. A VSLBE's participation is double counted toward meeting the requirement.				LBE/LPG 25%	SLBE 25%	VSLBE	TOTAL LBE/SLBE/VSLBE/LBELPG	50% LBE/SLBE TRUCKING				<b>Ethnici</b> AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed MO = Multiple Ownership		
<b>Legend</b>		LBE = Local Business Enterprise SLBE = Small Local Business Enterprise VSLBE = Very Small Local Business Enterprise LPG = Locally Produced Goods Total LBE/SLBE = All Certified Local and Small Local Businesses NPLBE = NonProfit Local Business Enterprise NPSLBE = NonProfit Small Local Business Enterprise					UB = Uncertified Business CB = Certified Business MBE = Minority Business Enterprise WBE = Women Business Enterprise							

\* The above project contains specialty work. The Non-Specialty Work Bid Dollars were used for the purposes of determining compliance with minimum 50% L/SLBE participation requirement.

**DEPARTMENT OF WORKPLACE AND EMPLOYMENT STANDARDS**



**(DWES)**

**PROJECT EVALUATION FORM**

**PROJECT NO.:** 1006104

**PROJECT NAME:** Citywide Pavement Rehabilitation 2021

**CONTRACTOR:** Gallagher & Burk

<b><u>Engineer's Estimate:</u></b>	<b><u>Contractors' Original Bid Amount</u></b>	<b><u>Specialty Dollar Amount</u></b>	<b><u>Over/Under Engineer's Estimate</u></b>
\$13,486,600.00	\$13,657,500.00	\$270,000.00	-\$170,900.00
<b><u>Discounted Bid Amount:</u></b>	<b><u>Amount of Bid Discount</u></b>	<b><u>Non-Specialty Bid Amt.</u></b>	<b><u>Discount Points:</u></b>
NA	NA	\$13,387,500.00	NA

- 1. Did the 50% requirements apply? **YES**
  
- 2. Did the contractor meet the 50% requirement? **NO**
  - b) % of LBE/LPG participation **60.74%**
  - c) % of SLBE participation **22.31%**
  - d) % of VSLBE Participation **0.00%**
  
- 3. Did the contractor meet the L/SLBE Trucking requirement? **YES**
  - a) Total L/SLBE trucking participation **81%**
  
- 4. Did the contractor receive bid discounts? **NO**

**11/8/2021**

Date

**Reviewing Officer:**

*Vivian Anman*

**Date:**

**11/8/2021**

**Approved By:**

*Deborah Barnes (VAD)*

**Date:**

**11/8/2021**

# LBE/SLBE PARTICIPATION

## BIDDER 2

Project Name: Citywide Pavement Rehabilitation 2021

Project No.: <b>1006104</b>		Engineers Est: <b>\$13,486,600.00</b>					Under/Over Engineers Estimate: <b>-\$316,360.00</b>					For Tracking Only		
Discipline	Prime & Subs	Location	Cert. Status	LBE/LPG	SLBE	**VSLBE	Total	L/SLBE	Total	*Non-Specialty Bid Amount	TOTAL Original Bid Amount	Ethn.	MBE	WBE
							LBE/SLBE	Trucking	Trucking					
<b>PRIME</b>	McGuire & Hester	Oakland	CB	5,206,610			5,206,610			5,206,610	5,206,610	C		
Concrete	Rosas Brothers	Oakland	CB		1,822,500		1,822,500			1,822,500	1,822,500	H	1,822,500	
Trucking Asphalt Material	A1 Trucking Svc.	Oakland	CB					550,000	550,000	550,000	550,000	AI	550,000	
	Gallagher & Burk	Oakland	CB	3,360,000			3,360,000			3,360,000	3,654,000	C		
Striping	Chrisp Co.	Fremont	UB							1,780,750	1,780,750	C		
Seal/Microsurfing	Bond Blacktop	Union City	UB							289,100	289,100	C		289,100
Trucking	D's Trucking	Oakland	UB						500,000	500,000	500,000	H	500,000	
<b>Project Totals</b>				\$8,566,610	\$1,822,500	\$0	\$10,389,110	\$550,000	\$1,050,000	\$13,508,960	\$13,802,960		\$2,872,500	\$289,100.00
				63.41%	13.49%	0.00%	76.91%	52%	100%	100%	100%		20.81%	2.09%
<b>Requirements:</b> The 50% requirement is a combination of 25% LBE and 25% SLBE participation. An SLBE firm can be counted 100% towards achieving the 50% requirement. A VSLBEE's participation is double counted toward meeting the requirement.				LBE/LPG 25%	SLBE 25%	VSLBE	TOTAL LBE/SLBE/VSLBE/LBELPG	50% LBE/SLBE TRUCKING				<b>Ethnicity</b> AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed MO = Multiple Ownership		
<b>Legend</b>				LBE = Local Business Enterprise		UB = Uncertified Business								
				SLBE = Small Local Business Enterprise		CB = Certified Business								
				VSLBE = Very Small Local Business Enterprise		MBE = Minority Business Enterprise								
				LPG = Locally Produced Goods		WBE = Women Business Enterprise								
				Total LBE/SLBE = All Certified Local and Small Local Businesses										
				NPLBE = NonProfit Local Business Enterprise										
				NPSLBE = NonProfit Small Local Business Enterprise										

\* The above project contains specialty work. The Non-Specialty Work Bid Dollars were used for the purposes of determining compliance with minimum 50% L/SLBE participation requirement.

**DEPARTMENTN OF WORKPLACE AND EMPLOYMENT STANDARDS**



**DWES**

**PROJECT EVALUATION FORM**

**PROJECT NO.:** 1006104

**PROJECT NAME:** Citywide Pavement Rehabilitation 2021

**CONTRACTOR:** McGuire & Hester

<u>Engineer's Estimate:</u>	<u>Contractors' Original Bid Amount</u>	<u>Specialty Dollar Amount</u>	<u>Over/Under Engineer's Estimate</u>
\$13,486,600.00	\$13,802,960.00	\$294,000.00	-\$316,360.00

<u>Discounted Bid Amount:</u>	<u>Amount of Bid Discount</u>	<u>Non-Specialty Bid Amt.</u>	<u>Discount Points:</u>
NA	NA	\$13,508,960.00	NA

- 1. Did the 50% requirements apply? **YES**
  
- 2. Did the contractor meet the 50% requirement? **NO**
  - b) % of LBE/LPG participation **63.41%**
  - c) % of SLBE participation **13.49%**
  - d) % of VSLBE Participation **0.00%**
  
- 3. Did the contractor meet the L/SLBE Trucking requirement? **YES**
  - a) Total L/SLBE trucking participation **52%**
  
- 4. Did the contractor receive bid discounts? **YES**

11/8/2021  
Date

**Reviewing Officer:** Vivian Inman

**Date:** 11/8/2021

**Approved By:** Deborah Barnes (VD)

**Date:** 11/8/2021

# LBE/SLBE PARTICIPATION

## BIDDER 3

Project Name: Citywide Pavement Rehabilitation 2021

Project No.: 1006104		Engineers Est: \$13,486,600.00					Under/Over Engineers Estimate: -\$1,572,175.00					For Tracking Only			
Discipline	Prime & Subs	Location	Cert. Status	LBE/LPG	SLBE	**VSLBE	Total LBE/SLBE	L/SLBE Trucking	Total Trucking	*Non-Specialty Bid Amount	TOTAL Original Bid Amount	Ethn.	MBE	WBE	
<b>PRIME</b>	OC Jones	Oakland	CB	5,705,625			5,705,625			5,705,625	5,705,625	C			
Slurry Seal	Bond Blacktop	Union City	UB							206,600	206,600	C		206,600	
Trucking	A1 Trucking Svc.	Oakland	CB					1,160,400	1,160,400	1,160,400	1,160,400	AI	1,160,400		
AC Supply	Gallagher & Burk	Oakland	CB	2,595,000			2,595,000			2,595,000	2,901,000	C			
Striping/Marking	Chrsip Co.	Fremont	UB							1,780,750	1,780,750	C			
Operated Cold Mill	ABSL Construction	Hayward	UB							709,400	709,400	H	709,400		
Concrete	Rosas Brothers	Oakland	CB		2,136,500		2,136,500			2,136,500	2,136,500	H	2,136,500		
Tack Oil & Fog Seal	Pacific Northwest Oil	Stockton	UB							188,500	188,500	c			
Survey	Towill	Concord	UB							270,000	270,000	c			
<b>Project Totals</b>				\$8,300,625	\$2,136,500	\$0	\$10,437,125	\$1,160,400	\$1,160,400	\$14,752,775	\$15,058,775		\$4,006,300	\$206,600	
				56.26%	14.48%	0.00%	70.75%	100%	100%	100%	100%		26.60%	1.37%	
<b>Requirements:</b> The 50% requirement is a combination of 25% LBE and 25% SLBE participation. An SLBE firm can be counted 100% towards achieving the 50% requirement. A VSLBEE's participation is double counted toward meeting the requirement.				<b>LBE/LPG 25%</b>	<b>SLBE 25%</b>	<b>VSLBE</b>	<b>TOTAL LBE/SLBE/VSLBE/LBELPG</b>	<b>50% LBE/SLBE TRUCKING</b>				<b>Ethnicity</b> AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed MO = Multiple Ownership			
<b>Legend</b>				LBE = Local Business Enterprise SLBE = Small Local Business Enterprise VSLBE = Very Small Local Business Enterprise LPG = Locally Produced Goods Total LBE/SLBE = All Certified Local and Small Local Businesses NPLBE = NonProfit Local Business Enterprise NPSLBE = NonProfit Small Local Business Enterprise			UB = Uncertified Business CB = Certified Business MBE = Minority Business Enterprise WBE = Women Business Enterprise								

\* The above project contains specialty work. The Non-Specialty Work Bid Dollars were used for the purposes of determining compliance with minimum 50% L/SLBE participation requirement.

**DEPARTMENT OF WORKPLACE & EMPLOYMENT STANDARDS**



**DWES**

**PROJECT EVALUATION FORM**

**PROJECT NO.:** 1006104

**PROJECT NAME:** Citywide Pavement Rehabilitation 2021

**CONTRACTOR:** OC Jones

<b>Engineer's Estimate:</b>	<b>Contractors' Original Bid Amount</b>	<b>Specialty Dollar Amount</b>	<b>Over/Under Engineer's Estimate</b>
\$13,486,600.00	\$15,058,775.00	\$306,000.00	-\$1,572,175.00

<b>Discounted Bid Amount:</b>	<b>Amount of Bid Discount</b>	<b>Non-Specialty Bid Amt.</b>	<b>Discount Points:</b>
NA	NA	\$14,752,775.00	NA

- 1. Did the 50% requirements apply? **YES**
  
- 2. Did the contractor meet the 50% requirement? **NO**
  - b) % of LBE/LPG participation **63.41%**
  - c) % of SLBE participation **14.48%**
  - d) % of VSLBE Participation **0.00%**
  
- 3. Did the contractor meet the L/SLBE Trucking requirement? **YES**
  - a) Total L/SLBE trucking participation **100%**
  
- 4. Did the contractor receive bid discounts? **YES**

11/8/2021  
Date

**Reviewing Officer:** Vivian Inman

**Date:** 11/8/2021

**Approved By:** Deborah Barnes (VAD)

**Date:** 11/8/2021





# INTER OFFICE MEMORANDUM

Department of Workforce & Employment Standards (DWES)

**TO:** Mastewal Cherinet,  
Civil Engineer

**FROM:** Deborah Barnes, Director,  
DWES *Deborah Barnes*

**PREPARED BY:** Vivian Inman, *Vivian Inman*

**DATE:** November 7, 2021

**SUBJECT: Compliance Analysis  
Citywide Pavement Rehabilitation 2021  
Project No. 1006105**

The Sr. Contract Compliance Officer reviewed four (4) bids in response to the above referenced project. Below is the outcome of the compliance evaluation for the minimum 50% Local and Small Local Business Enterprise (L/SLBE) participation requirement, and a preliminary review for compliance with the Equal Benefits Ordinance (EBO). This project is subject to the most recent amended L/SLBE Program.

The above referenced project contains Asphalt Concrete Base Repair (Material only) specialty supply. The Standard Specifications for Public Works Construction, "Greenbook", page 10 section 2-3.2 (Attachment A) describes how specialties may be addressed. Based upon the Greenbook and per the specifications, the Asphalt Concrete Base Repair specialty item has been excluded from the contractor's bid price for purposes of determining compliance with the minimum 50% L/SLBE requirement.

The spreadsheet below is a revised format specifically for this analysis. The spreadsheet shows: Column A - Original Bid Amount; Column B - Specialty Dollar Amount submitted by the contractor; Column C - Non-Specialty Bid Amount (difference between column A and B); Column D - Total Credited Participation; Column E - Earned Bid Discounts as a result of the total credited participation and Column F - Adjusted Bid Amount calculated by applying the earned bid discount to the non-specialty work (column C) and then subtracting that difference from the original bid amount (column A).

Non-Responsive					Proposed Participation				Earned Credits and Discounts			EBO Compliant? Y/N
Company Name	Original Bid Amount	Specialty Dollar Amount	Non Specialty Dollar Amount	Total LBE/SLBE	LBE/LPG	SLBE	*VSLBE	L/SLBE Trucking	Total Credited participation	Earned Bid Discounts	Adjusted Bid Amount	
	A	B	C						D	E	F	
Gallagher & Burk	\$5,234,525	\$81,000	\$5,153,525	84.80%	64.21%	20.59%	0%	89%	0%	0%	NA	Y
McGuire & Hester	\$5,269,205	\$88,200	\$5,181,005	78.90%	68.13%	12.77%	0%	53%	0%	0%	NA	Y
Teichert Construction	\$5,303,700	\$86,625	\$5,217,075	23.86%	22.06%	1.80%	0%	100%	0%	0%	NA	N
OC Jones	\$5,695,775	\$90,000	\$5,515,775	72.39%	60.86%	11.54%	0%	100%	0%	0%	NA	N

**Comments:** As noted, all firms failed to meet the minimum 50% Local/Small Local Business Enterprise requirement. Therefore, the firms are deemed non-responsive.

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

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# L/SLBE PARTICIPATION BIDDER 1

Project Name: Citywide Pavement Rehabilitation 2021

Project No. <b>1006105</b>		Engineers Est: \$5,072,530.00					Under/Over Engineers Estimate: <b>-\$161,995.00</b>					For Tracking Only							
Discipline	Prime & Subs	Location	Cert.	LBE/LPG	SLBE	**VSLBE	Total	L/SLBE	Total	*Non-Specialty Bid Amount	TOTAL Original Bid Amount	Ethn.	MBE	WBE					
							LBE/SLBE	Trucking	Trucking	Dollars									
<b>PRIME</b> Minor Concrete Sealing/Slurry Seal AC Supply Striping Trucking Trucking Trucking	Gallagher & Burk	Oakland	CB	578,115	636,250		578,115			578,115	578,115	C							
	Rosas Brothers	Oakland	CB				636,250	636,250	636,250			636,250	636,250	H	636,250				
	Bond Blacktop	Hayward	UB	2,731,000			2,731,000			124,410	124,410	C		124,410					
	Gallagher & Burk	Oakland	CB							2,731,000	2,812,000	2,731,000			2,812,000	2,812,000	C		
	Chrisp Company	Fremont	UB							608,750	608,750	608,750			608,750	608,750	C		
	Monroe Trucking	Oakland	..CB							200,000	200,000	200,000	200,000	200,000	200,000	200,000	AA	200,000	
	S&S Trucking	Oakland	CB	225,000	225,000	225,000	225,000	225,000	225,000	225,000	H	225,000							
	Double D Trucking	Dublin	UB						50,000	50,000	50,000	C							
	<b>Project Totals</b>				\$3,309,115	\$1,061,250	\$0.00	\$4,370,365	\$425,000	\$475,000	\$5,153,525	\$5,234,525		\$1,061,250	\$124,410				
					64.21%	20.59%	0.00%	84.80%	89%	100%	100%	100%		20.59%	2.38%				
<b>Requirements:</b> The 50% requirement is a combination of 25% LBE and 25% SLBE participation. An SLBE firm can be counted 100% towards achieving the 50% requirement. A VSLBE's participation is double counted toward meeting the requirement.				LBE/LPG 25%	SLBE 25%	VSLBE	TOTAL LBE/SLBE/VSLBE/LPG	50% LBE/SLBE TRUCKING				<b>Ethnici</b> AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed MO = Multiple Ownership							
<b>Legend</b>				LBE = Local Business Enterprise SLBE = Small Local Business Enterprise VSLBE = Very Small Local Business Enterprise LPG = Locally Produced Goods Total LBE/SLBE = All Certified Local and Small Local Businesses NPLBE = NonProfit Local Business Enterprise NPSLBE = NonProfit Small Local Business Enterprise						UB = Uncertified Business CB = Certified Business MBE = Minority Business Enterprise WBE = Women Business Enterprise									

\* The above project contains specialty work. The Non-Specialty Work Bid Dollars were used for the purposes of determining compliance with minimum 50% L/SLBE participation requirement.

**DEPARTMENT OF WORKPLACE AND EMPLOYMENT STANDARDS**



**(DWES)**

**PROJECT EVALUATION FORM**

**PROJECT NO.: 1006105**

**PROJECT NAME: Citywide Pavement Rehabilitation 2021**

**CONTRACTOR: Gallagher & Burk**

<b><u>Engineer's Estimate:</u></b> \$5,072,530.00	<b><u>Contractors' Original Bid Amount</u></b> \$5,234,525.00	<b><u>Specialty Dollar Amount</u></b> \$81,000.00	<b><u>Over/Under Engineer's Estimate</u></b> -\$161,995.00
<b><u>Discounted Bid Amount:</u></b> NA	<b><u>Amount of Bid Discount</u></b> NA	<b><u>Non-Specialty Bid Amt.</u></b> \$5,153,525.00	<b><u>Discount Points:</u></b> NA

1. Did the 50% requirements apply? **YES**

2. Did the contractor meet the 50% requirement? **NO**

- b) % of LBE/LPG participation **64.21%**
- c) % of SLBE participation **20.59%**
- d) % of VSLBE Participation **0.00%**

3. Did the contractor meet the L/SLBE Trucking requirement? **YES**

a) Total L/SLBE trucking participation **89%**

4. Did the contractor receive bid discounts? **NO**

(If yes, list the percentage received) **0%**

5. Additional Comments.  
**Firm failed to meet the minimum 50% L/SLBE participation. The firm has an SLBE shortfall of 4.41%. Therefore, the firm is deemed non-responsive.**

6. Date evaluation completed and returned to Contract Admin./Initiating Dept. **11/7/2021**  
Date

**Reviewing Officer:** Vivian Inman **Date:** 11/7/2021

**Approved By:** Deborah Barnes (VJ) **Date:** 11/7/2021

## LBE/SLBE PARTICIPATION

### BIDDER 2

Project Name: Citywide Pavement Rehabilitation 2021

Project No.: 1006105		Engineers Est: \$5,072,530.00				Under/Over Engineers Estimate: -\$196,675.00					For Tracking Only			
Discipline	Prime & Subs	Location	Cert. Status	LBE/LPG	SLBE	**VSLBE	Total	L/SLBE	Total	*Non-Specialty	TOTAL Original	Ethn.	MBE	WBE
							LBE/SLBE	Trucking	Trucking	Bid Amount	Bid Amount			
<b>PRIME</b> Concrete Trucking Asphalt Material Striping Seal/Microsurfacing Trucking	McGuire & Hester	Oakland	CB	2,004,420			2,004,420			2,004,420	2,004,420	C		
	Rosas Brothers	Oakland	CB		661,750		661,750			591,750	591,750	H	661,750	
	A1 Trucking Svc.	Oakland	CB					230,000	230,000	230,000	230,000	AI	230,000	
	Gallagher & Burk	Oakland	CB	1,421,675			1,421,675			1,421,675	1,509,875	C		
	Chrisp Co.	Fremont	UB							608,750	608,750	C		
	Bond Blacktop	Union City	UB							124,410	124,410	C		124,410
	D's Trucking	Oakland	UB						200,000	200,000	200,000	H	200,000	
<b>Project Totals</b>				\$3,426,095	\$661,750	\$0	\$4,087,845	\$230,000	\$430,000	\$5,181,005	\$5,269,205		\$1,091,750	\$124,410.00
				66.13%	12.77%	0.00%	78.90%	53%	100%	100%	100%		20.72%	2.36%
<b>Requirements:</b> The 50% requirement is a combination of 25% LBE and 25% SLBE participation. An SLBE firm can be counted 100% towards achieving the 50% requirement. A VSLBEE's participation is double counted toward meeting the requirement.				LBE /LPG 25%	SLBE 25%	VSLBE	TOTAL LBE/SLBE/ VSLBE/LPG	50% LBE/SLBE TRUCKING				<b>Ethnicity</b> AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed MO = Multiple Ownership		
<b>Legend</b>				LBE = Local Business Enterprise SLBE = Small Local Business Enterprise VSLBE = Very Small Local Business Enterprise LPG = Locally Produced Goods Total LBE/SLBE = All Certified Local and Small Local Businesses NPLBE = NonProfit Local Business Enterprise NPSLBE = NonProfit Small Local Business Enterprise				UB = Uncertified Business CB = Certified Business MBE = Minority Business Enterprise WBE = Women Business Enterprise						

\* The above project contains specialty work. The Non-Specialty Work Bid Dollars were used for the purposes of determining compliance with minimum 50% L/SLBE participation requirement.

**DEPARTMENT OF WORKPLACE AND EMPLOYMENT STANDARDS**



**(DWES)**

**PROJECT EVALUATION FORM**

**PROJECT NO.: 1006105**

**PROJECT NAME: Citywide Pavement Rehabilitation 2021**

**CONTRACTOR: McGuire & Hester**

<b><u>Engineer's Estimate:</u></b>	<b><u>Contractors' Original Bid Amount</u></b>	<b><u>Specialty Dollar Amount</u></b>	<b><u>Over/Under Engineer's Estimate</u></b>
\$5,072,530.00	\$5,269,205.00	\$88,200.00	-\$196,675.00

<b><u>Discounted Bid Amount:</u></b>	<b><u>Amount of Bid Discount</u></b>	<b><u>Non-Specialty Bid Amt.</u></b>	<b><u>Discount Points:</u></b>
NA	NA	\$5,181,005.00	NA

1. Did the 50% requirements apply? **YES**
2. Did the contractor meet the 50% requirement? **NO**
  - b) % of LBE/LPG participation **66.13%**
  - c) % of SLBE participation **12.77%**
  - d) % of VSLBE Participation **0.00%**
3. Did the contractor meet the L/SLBE Trucking requirement? **YES**
  - a) Total L/SLBE trucking participation **53%**
4. Did the contractor receive bid discounts? **NO**

(If yes, list the percentage received) **0.00%**
5. Additional Comments.  
**Firm failed to meet the minimum 50% L/SLBE participation. The firm has an SLBE shortfall of 12.23%. Therefore, the firm is deemed non-responsive.**
6. Date evaluation completed and returned to Contract Admin./Initiating Dept.

**11/7/2021**

Date

**Reviewing Officer:**

*Vivian Inman*

**Date:**

**11/7/2021**

**Approved By:**

*Deborah Barnes (VAD)*

**Date:**

**11/7/2021**

# LBE/SLBE PARTICIPATION

## BIDDER 3

Project Name: Citywide Pavement Rehabilitation 2021

Project No.: <b>1006105</b>		Engineers Est: \$5,072,530.00					Under/Over Engineers Estimate: -\$231,170.00					For Tracking Only		
Discipline	Prime & Subs	Location	Cert. Status	LBE/LPG	SLBE	**VSLBE	Total LBE/SLBE	L/SLBE Trucking	Total Trucking	*Non-Specialty Bid Amount	TOTAL Original Bid Amount	Ethn.	MBE	WBE
<b>PRIME</b> Aggregate & Asphalt	Teichert Construction	Pleasanton	UB							1,540,676	1,540,676	C		
	Gallagher & Burk	Oakland	CB	1,150,850			1,150,850			1,150,850	1,237,475	C		
Striping/Marking	Chrisp Co.	Femont	UB							608,750	608,750	AI		
Slurry Seal, Crack Seal	Bond Blacktop	Unon City	UB							124,410	124,410	C		124,410.00
Surveying	Mike O'Dell Surveys	San Francisco	UB							431,500	431,500	C		
Tack Oil & Fog Seal	Kent's Oil Service	Stockton	UB							72,400	72,400	H	264,250.00	
Concrete Flatwork	J J R Cnstruction, Inc.	San Mateo	UB							490,513	490,513	H	636,250.00	
Clear & Grub	DeKay Demolition and Clearing	Oakland	CB		21,750		21,750			21,750	21,750	C		
	Recycling System	Jurupa Valle	UB							177,700	177,700	C		
Trucking Supplier (2nd Tier)	A1 Trucking	Oakland	CB					526,526	526,526	526,526	526,526	AI	526,526.00	
	Central Concrete	Oakland	CB		72,000		72,000			72,000	72,000	C		
<b>Project Totals</b>				\$1,150,850	\$93,750	\$0	\$1,244,600	\$526,526	\$526,526	\$5,217,075	\$5,303,700		\$1,427,026	\$124,410
				22.06%	1.80%	0.00%	23.86%	100%	100%	100%	100%		26.91%	2.35%
<b>Requirements:</b> The 50% requirement is a combination of 25% LBE and 25% SLBE participation. An SLBE firm can be counted 100% towards achieving the 50% requirement. A VSLBEE's participation is double counted toward meeting the requirement.				LBE /LPG 25%	SLBE 25%	VSLBE	TOTAL LBE/SLBE/ VSLBE/LPG	50% LBE/SLBE TRUCKING				<b>Ethnicity</b> AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed MO = Multiple Ownership		
<b>Legend</b>	LBE = Local Business Enterprise SLBE = Small Local Business Enterprise VSLBE = Very Small Local Business Enterprise LPG = Locally Produced Goods Total LBE/SLBE = All Certified Local and Small Local Businesses NPLBE = NonProfit Local Business Enterprise NPSLBE = NonProfit Small Local Business Enterprise		UB = Uncertified Business CB = Certified Business MBE = Minority Business Enterprise WBE = Women Business Enterprise											

\* The above project contains specialty work. The Non-Specialty Work Bid Dollars were used for the purposes of determining compliance with minimum 50% L/SLBE participation requirement.

**DEPARTMENT OF WORKPLACE AND EMPLOYMENT STANDARDS**



**(DWES)**

**PROJECT EVALUATION FORM**

**PROJECT NO.:** 1006105

**PROJECT NAME:** Citywide Pavement Rehabilitation 2021

**CONTRACTOR:** Teichert Construction

<b>Engineer's Estimate:</b>	<b>Contractors' Original Bid Amount</b>	<b>Specialty Dollar Amount</b>	<b>Over/Under Engineer's Estimate</b>
\$5,072,530.00	\$5,303,700.00	\$86,625.00	-\$231,170.00

<b>Discounted Bid Amount:</b>	<b>Amount of Bid Discount</b>	<b>Non-Specialty Bid Amt.</b>	<b>Discount Points:</b>
NA	NA	\$5,217,075.00	NA

- 1. Did the 50% requirements apply? **YES**
  
- 2. Did the contractor meet the 50% requirement? **NO**
  - b) % of LBE/LPG participation **22.06%**
  - c) % of SLBE participation **1.80%**
  - d) % of VSLBE Participation **0.00%**
  
- 3. Did the contractor meet the L/SLBE Trucking requirement? **YES**
  - a) Total L/SLBE trucking participation **100%**
  
- 4. Did the contractor receive bid discounts? **NO**
  - (If yes, list the percentage received) **0.00%**

5. Additional Comments.  
**Firm failed to meet the minimum 50% L/SLBE participation. The firm has an SLBE shortfall of 23.03%. Therefore, the firm is deemed non-responsive.**

6. Date evaluation completed and returned to Contract Admin./Initiating Dept.

**11/7/2021**

Date

**Reviewing Officer:**

*Deborah Barnes (VA)*

**Date:**

**11/7/2021**

**Approved By:**

*Deborah Barnes (VA)*

**Date:**

**11/7/2021**



## LBE/SLBE PARTICIPATION

### BIDDER 4

Project Name: Citywide Pavement Rehabilitation 2021

Project No.: 1006105		Engineers Est: \$5,072,530.00				Under/Over Engineers Estimate: -\$623,245.00					For Tracking Only			
Discipline	Prime & Subs	Location	Cert. Status	LBE/LPG	SLBE	**VSLBE	Total	L/SLBE	Total	*Non-Specialty	TOTAL Original	Ethn.	MBE	WBE
							LBE/SLBE	Trucking	Trucking	Bid Amount	Bid Amount			
PRIME	OC Jones	Oakland	CB	3,320,165			3,320,165			3,320,165	3,320,165	C		
Slurry Seal	Bond Blacktop	Union City	UB							79,410	79,410	C		79,410
Trucking	A1 Trucking Svc.	Oakland	CB					454,900	454,900	454,900	454,900	AI	454,900	
AC Supply	Gallagher & Burk	Oakland	CB	36,600			36,600			35,600	125,600	C		
Striping/Marking	Chrsip Co.	Fremont	UB							518,750	608,750	C		
Operated Cold Mill	ABSL Construction	Hayward	UB							264,250	264,250	H	264,250	
Concrete	Rosas Brothers	Oakland	CB		636,250		636,250			636,250	636,250	H	636,250	
Tack Oil & Fog Seal	Pacific Northwest Oil	Stockton	UB							82,950	82,950	c		
Survey	Towill	Concord	UB							123,500	123,500	c		
<b>Project Totals</b>				\$3,356,765	\$636,250	\$0	\$3,993,015	\$454,900	\$454,900	\$5,515,775	\$5,695,775		\$1,355,400	\$79,410
				60.86%	11.54%	0.00%	72.39%	100%	100%	100%	100%		23.80%	1.39%
<b>Requirements:</b> The 50% requirement is a combination of 25% LBE and 25% SLBE participation. An SLBE firm can be counted 100% towards achieving the 50% requirement. A VSLBEE's participation is double counted toward meeting the requirement.				LBE/LPG 25%	SLBE 25%	VSLBE	TOTAL LBE/SLBE/ VSLBE/LPG	50% LBE/SLBE TRUCKING				<b>Ethnicity</b> AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed MO = Multiple Ownership		
<b>Legend</b>				LBE = Local Business Enterprise SLBE = Small Local Business Enterprise VSLBE = Very Small Local Business Enterprise LPG = Locally Produced Goods Total LBE/SLBE = All Certified Local and Small Local Businesses NPLBE = NonProfit Local Business Enterprise NPSLBE = NonProfit Small Local Business Enterprise				UB = Uncertified Business CB = Certified Business MBE = Minority Business Enterprise WBE = Women Business Enterprise						

\* The above project contains specialty work. The Non-Specialty Work Bid Dollars were used for the purposes of determining compliance with minimum 50% L/SLBE participation requirement.

**DEPARTMENT OF WORKPLACE AND EMPLOYMENT STANDARDS**



**(DWES)**

**PROJECT EVALUATION FORM**

**PROJECT NO.:** 1006105

**PROJECT NAME:** Citywide Pavement Rehabilitation 2021

**CONTRACTOR:** OC Jones

<b><u>Engineer's Estimate:</u></b>	<b><u>Contractors' Original Bid Amount</u></b>	<b><u>Specialty Dollar Amount</u></b>	<b><u>Over/Under Engineer's Estimate</u></b>
\$5,072,530.00	\$5,695,775.00	\$306,000.00	-\$623,245.00

<b><u>Discounted Bid Amount:</u></b>	<b><u>Amount of Bid Discount</u></b>	<b><u>Non-Specialty Bid Amt.</u></b>	<b><u>Discount Points:</u></b>
NA	NA	\$5,515,775.00	NA

- 1. Did the 50% requirements apply? **YES**
  
- 2. Did the contractor meet the 50% requirement? **NO**
  - b) % of LBE/LPG participation **60.86%**
  - c) % of SLBE participation **11.54%**
  - d) % of VSLBE Participation **0.00%**
  
- 3. Did the contractor meet the L/SLBE Trucking requirement? **YES**
  - a) Total L/SLBE trucking participation **53%**
  
- 4. Did the contractor receive bid discounts? **NO**
  - (If yes, list the percentage received) **0.00%**
  
- 5. Additional Comments.  
**Firm failed to meet the minimum 50% L/SLBE participation. The firm has an SLBE shortfall of 13.46%. Therefore, the firm is deemed non-responsive.**

6. Date evaluation completed and returned to Contract Admin./Initiating Dept.

**11/7/2021**

Date

**Reviewing Officer:**

*Vivian Inman*

**Date:**

**11/7/2021**

**Approved By:**

*Deborah Barnes (VA)*

**Date:**

**11/7/2021**