



INTER OFFICE MEMORANDUM

Department of Workplace and Employment Standards (DWES)

TO: Jamie Cheng,
Management Assistant

FROM: Shelley Darensburg, *SD*
Contract Compliance Supervisor

PREPARED BY: Sophany Hang, *S. Hang*
Contract Compliance Officer

DATE: April 11, 2025

SUBJECT: Compliance Analysis- Gateway Industrial Park (OAB CFD 2025)

The Department of Workplace and Employment Standards (DWES) reviewed two (2) bids in response to the above referenced project.

In summary, both firms, meet the 50% L/SLBE participation requirement.

The Local and Small Local Business Enterprise (L/SLBE) participation requirement for this project was set at **50%**: 25% LBE and 25% SLBE.

Bids Compliant w/ the L/SLBE Participation Requirement:

- **Mark Lee & Yong Kay, Inc. dba Bay Construction Co.**, a certified Small Local Business Enterprise (SLBE), meets the 50% requirement by proposing to self-perform 50% of the project scope.
- **Los Loza, Inc.** meets the 50% requirement by proposing 25% participation of Rosas Brothers Construction, Inc., a certified Local Business Enterprise (LBE), and S&S Trucking, a certified Small Local Business Enterprise (SLBE).

Bid Discounts:

As summarized below, both compliant bids should be given a 2% bid discount.

Company Name	Total L/SLBE	Proposed versus Credited L/SLBE Participation							Trucking Met	L/SLBE Met	Earned Bid Discounts
		LBE PROPOSED	LBE CREDITED	SLBE PROPOSED	SLBE CREDITED	VSLBE PROPOSED	VSLBE CREDITED	TOTAL CREDITED			
Mark Lee & Yong Kay, Inc. dba Bay Construction Co	50%	0%	0%	50%	50%	0%	0%	50%	NA	Y	2%
Loza, Inc.	50%	25%	25%	25%	25%	0%	0%	50%	NA	Y	2%

Please contact Sophany Hang, Contract Compliance Officer, at Shang@oaklandca.gov or (510) 238-3723 with any questions.

LBE/SLBE PARTICIPATION BIDDER 1

Project Name:		Gateway Industrial Park (OAB CFD 2015-1)												
Project No.:		1004284-2025												
Discipline	Prime & Subs	Location	Cert. Status	LBE/LPG	SLBE	VSLBE double counted value	Total	L/SLBE	VSLBE	Total	TOTAL L BID AMOUNT	For Tracking Only		
							LBE/SLBE	Trucking	Trucking	Trucking	Dollars	Ethn.	MBE	WBE
PRIME Landscape	Mark Lee & Yong Kay, Inc. dba Bay Construction Co.	Oakland	CB		117,500		117,500				117,500	AP	117,500	
	Brightview Landscape	San Fernando	UB							117,500	NL			
		Project Totals		\$0	\$117,500	\$0	\$117,500	\$0	\$0	\$0	\$235,000		\$117,500	\$0
				0.00	50.00	0.00	50.00	0.00	0.00	0.00		50.00		
Requirements: The 50% requirements is a combination of 25% LBE and 25% SLBE participation. An SLBE firm can be counted 100% towards achieving 50% requirements. A VSLBE's participation is double counted toward meeting the requirements.				LBE/LPG	SLBE	VSLBE	Total	L/SLBE	VSLBE	Total	TOTAL BID AMOUNT	Ethnicity AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed MO - Multiple Ownership		
				<div style="display: flex; justify-content: space-between;"> <div> LBE = Local Business Enterprise SLBE = Small Local Business Enterprise Total LBE/SLBE = All Certified Local and Small Local Businesses NPLBE = NonProfit Local Business Enterprise NPSLBE = NonProfit Small Local Business Enterprise </div> <div> UB = Uncertified Business CB = Certified Business MBE = Minority Business Enterprise WBE = Women Business Enterprise </div> </div>										



DEPARTMENT OF WORKPLACE & EMPLOYMENT STANDARDS

Contracts and Compliance Unit

PROJECT EVALUATION FORM

PROJECT NO.: 1004284-2025

PROJECT NAME: Gateway Industrial Park (OAB CFD 2015-1

CONTRACTOR: Mark Lee & Yong Kay, Inc.
dba Bav Construction Co.

Contractor's Bid Amount: \$235,000

Discount Points:
2%

1. Did the 50% local/small local requirements apply?

YES

2. Did the contractor meet the 50% requirement?

YES

- a) % of LBE participation
- b) % of SLBE participation
- c) % of VSLBE participation
- d) Total % L/SLBE participation

PROPOSED	CREDITED
<u>0.00%</u>	<u>0.00%</u>
<u>50.00%</u>	<u>50.00%</u>
<u>0.00%</u>	<u>0.00%</u>
<u>50.00%</u>	<u>50.00%</u>

3. Did the contractor meet the Trucking requirement?

NA

a) Total SLBE/LBE trucking participation

NA

4. Did the contractor receive bid discounts?

YES

(If yes, list the percentage received)

2%

5. Additional Comments.

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

4/11/25
Date

Reviewing
Officer:

Sophany Hang

Date: 4/11/2025

Approved By:

Shelley Darensburg

Date: 4/11/2025

BIDDER 2

Project Name:		Gateway Industrial Park (OAB CFD 2015-1)											
Project No.:		1004284-2025											
Discipline	Prime & Subs	Location	Cert. Status	LBE/LPG	SLBE	*VSLBE <small>double counted value</small>	Total	L/SLBE	Total	TOTAL BID AMOUNT	For Tracking Only		
							LBE/SLBE	Trucking	Trucking	Dollars	Ethn.	MBE	WBE
PRIME Bioswale Services and Maintenance Supply Hauling	Los Loza, Inc. Rosas Brothers Construction, Inc. S & S Trucking	Hayward	UB	140000	140000		140000	140000	140000	280000.00	NL		
		Oakland	CB							140000.00	H	140000.00	
		Oakland	CB							140000.00	H	140000.00	
Project Totals				140000	140000	0	280000	140000	140000	\$560,000.00		\$280,000.00	\$0
				25.00	25.00	0.00	50.00	100.00	100.00		50.00	0.000	
Requirements: The 50% requirements is a combination of 25% LBE and 25% SLBE participation. An SLBE firm can be counted 100% towards achieving 50% requirements. A VSLBE's participation is double counted toward meeting the requirements.				LBE/LPG	SLBE	VSLBE	Total	L/SLBE	Total	TOTAL L BID AMOUNT	Ethnicity		
LBE = Local Business Enterprise SLBE = Small Local Business Enterprise Total LBE/SLBE = All Certified Local and Small Local Businesses NPLBE = NonProfit Local Business Enterprise NPSLBE = NonProfit Small Local Business Enterprise LBE/LPG = Local Produced Goods LBE				UB = Uncertified Business CB = Certified Business MBE = Minority Business Enterprise WBE = Women Business Enterprise									



DEPARTMENT OF WORKPLACE & EMPLOYMENT STANDARDS

Contracts and Compliance Unit

PROJECT EVALUATION FORM

PROJECT NO.: 1004284-2025

PROJECT NAME: Gateway Industrial Park (OAB CFD 2015-1

CONTRACTOR: Los Loza, Inc.

Contractor's Bid Amount: \$560,000

Discount Points:

2%

1. Did the 50% local/small local requirements apply?

YES

2. Did the contractor meet the 50% requirement?

YES

- a) % of LBE participation
- b) % of SLBE participation
- c) % of VSLBE participation
- d) Total % of L/S/VSLBE

PROPOSED	CREDITED
<u>25.00%</u>	<u>25.00%</u>
<u>25.00%</u>	<u>25.00%</u>
<u>0.00%</u>	<u>0.00%</u>
<u>50.00%</u>	<u>50.00%</u>

3. Did the contractor meet the Trucking requirement?

NA

- a) Total SLBE/LBE trucking participation

100%

4. Did the contractor receive bid discounts?

YES

(If yes, list the percentage received)

2%

5. Additional Comments.

Trucking is not required. However, firm listed SLBE trucking.

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

4/11/2025

Date

**Reviewing
Officer:**

Sophany Hang

Date: **4/11/2025**

Approved By:

Shelley Darensburg

Date: **4/11/2025**