



# Attachment C

## INTER OFFICE MEMORANDUM

Department of Workplace & Employment Standards (DWES)

**TO:** Tiffany Pham;  
Civil Engineer

**FROM:** Shelley Darensburg, Contract Compliance Supervisor  
DWES

*SD*

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

**SUBJECT:** Citywide Emergency  
Sanitary Sewer Rehabilitation  
(Sub-Basin 83-503)  
Project No. 1000920

**DATE:** April 20, 2023

The assigned Contract Compliance Officer conducted a compliance analysis of two (2) bids submitted to the City in response to the above referenced project. Below are the results of the compliance evaluations for the most recent L/SLBE Program for, (a) the minimum 50% Local and Small Local Business Enterprise (L/SLBE) participation requirement; and (b) a preliminary review for compliance with the Equal Benefits Ordinance (EBO).

Responsive with L/SLBE and/or EBO Policies		Proposed Participation					Earned Credits and Discounts			EBO Compliant? Y/N
Company Name	Original Bid Amount	Total LBE/SLBE	LBE/LPG	SLBE	*VSLBE	L/SLBE /VSLBE Trucking	Total Credited participation	Earned Bid Discounts	Adjusted Bid Amount	
Pacific Trenchless	\$5,254,425.00	89.54% *89.75%	0.53%	88.79%	0.21%	100%	*89.75%	NA	\$4,991,703.75	Y

\*Double Counted for Very Small Local Business Enterprises (VSLBEs)

**Comments:** As noted above, firm. exceeded the minimum 50% L/SLBE participation requirement. Firm is EBO compliant.

Non-Responsive with L/SLBE and/or EBO Policies		Proposed Participation					Earned Credits and Discounts			EBO Compliant? Y/N
Company Name	Original Bid Amount	Total LBE/SLBE	LBE/LPG	SLBE	*VSLBE	L/SLBE /VSLBE Trucking	Total Credited participation	Earned Bid Discounts	Adjusted Bid Amount	
Marinship Development Interest LLC	\$7,745,379.00	20.36% *27.31%	0.0%	13.41%	6.95%	100%	NA	NA	Na/A	Y

**\*Double Counted for Very Small Local Business Enterprises (VSLBEs)**

**Comments:** As noted above, firm failed to meet the minimum 50% L/SLBE participation requirement. Therefore, they are non-responsive to L/SLBE program requirements.

Should you have any questions, you may contact Sophany Hang, Contract Compliance Officer at (510) 238-3723.

## LBE/SLBE Participation Bidder 1

<b>Project Name:</b>		Sanitary Sewers Rehabilitation of (Sub-Basin 83-503)														
<b>Project No.:</b>		1000920			<b>Engineer's Estimat</b>			6,424,000.00			<b>Under/Over Engineers Estimate:</b>			1,169,575.00		
Discipline	Prime & Subs	Location	Cert. Status	LBE/LPG	SLBE	*VSLBE (2x Value)	Total LBE/SLBE	VSLBE Trucking	L/SLBE Trucking	Total Trucking	TOTAL Dollars	Ethnicity				
												Ethn.	MBE	WBE		
PRIME	Pacific Trenchless, Inc.	Oakland	CB		4,665,625		4,665,625				4,665,625	C				
Trucking	Foston Trucking	Oakland	CB			11,000	11,000	11,000		11,000	11,000	AA	11,000			
CIPP Lining	Christian Bros Lining	Fairfield	UB								41,000	C				
AC Grind & Pav	MCK Servces, Inc.	Martinez	UB								105,000	C				
HDPE Pipe	P & F Distributors	Brisbane	UB								285,000	C				
MH Lining Mats	Parsons Environmental	Bensalem, PA	UB								19,000	C				
Class II AB/Drain Rock	Argent Materials	Oakland	CB	28,000			28,000				28,000	C				
Asphalt	Gallager & Burk	Oakland	UB								21,000	C				
Pipe Couplings	Mission Clay Products	Oakland	UB								14,000	C				
MH Survey	Benchmark Engineering	Modesto	UB								64,800	C				
<b>Project Totals</b>					\$28,000 0.53%	\$4,665,625.00 88.79%	\$11,000.00 0.21%	\$4,704,625 89.54%	\$11,000.00 100.00%	\$0.00 0.00%	\$11,000.00 100.00%			11,000 0.21%	0 0.00%	
				<b>LBE/LPG 25%</b>	<b>SLBE 25%</b>	<b>VSLBE</b>	<b>TOTAL LBE/SLBE</b>	<b>VSLBE Trucking</b>	<b>L/SLBE TRUCKING</b>	<b>TOTAL DOLLARS</b>	<b>Ethnicity</b> AA = African American A = Asian AI = Asian Indian AP = Asian Pacific					

\*\* Proposed VSLBE/LPG participation is valued at 0.21%, however per the L/SLBE Program a VSLBE/LPG's participation is double counted towards meeting the requirement. Double counted percentage is reflected on the evaluation form and cover memo.

**Department of Workplace & Employment Standards**



**DWES**

**PROJECT COMPLIANCE EVALUATION FOR :**

**Project No. 1000920 CB**

**RE:** **Sanitary Sewers Rehabilitation of (Sub-Basin 83-503)**

**CONTRACTOR:** Pacific Trenchless, Inc.

<u>Engineer's Estimate:</u> \$6,424,000.00	<u>Contractors' Bid Amount</u> \$5,254,425.00	<u>Over/Under Engineer's Estimate</u> \$1,169,575.00
<u>Discounted Bid Amount:</u> \$4,991,703.75	<u>Amt. of Bid Discount</u> \$262,721.25	<u>Discount Points:</u> 5.00%

1. Did the 50% local/small local requirement apply: **YES**
2. Did the contractor meet the 50% requirement **YES**
  - a) % of LBE/LPG **0.53%**
  - b) % of SLBE **88.79%**
  - c) % of VSLBE participation **\*0.21%** (Double Counted Value is 0.42%)
3. Did the contractor meet the L/SLBE trucking **YES**
  - a) Total L/SLBE trucking participation
  - a) Total VSLBE trucking participation **100.00%**
4. Did the contractor receive bid discount points? **YES**

(If yes, list the points received) **5%**

5. Additional Comments.  
**Proposed VSLBE/LPG participation is valued at 0.21%, however, per the L/SLBE Program a VSLBE/LPG's participation is double counted towards meeting the requirement. Therefore, the VSLBE/LPG value is 0.42%.**

6. Date evaluation completed and returned to Contract Admin./Initiating Dept.  
4/20/2023  
Date

**Reviewing Officer:** *Sophany Hng* **Date:** 4/20/2023

**Approved By:** *Shelley Darensburg* **Date:** 4/20/2023

## LBE/SLBE Participation Bidder 2

<b>Project Name:</b>		<b>Sanitary Sewers Rehabilitation of (Sub-Basin 83-503)</b>														
<b>Project No.:</b>		<b>1000920</b>			<b>Engineer's Estimate</b>			<b>6,424,000.00</b>			<b>Under/Over Engineers Estimate:</b>			<b>-1,319,379.00</b>		
Discipline	Prime & Subs	Location	Cert. Status	LBE/LPG	SLBE	*VSLBE (2x Value)	Total LBE/SLBE	LBE/VSLBE Trucking	L/SLBE Trucking	Total Trucking	TOTAL					
											Dollars	Ethn.	MBE	WBE		
<b>PRIME</b>	Marinship	Oakland	UC								6,016,976	C				
Trucking	Curbside Trucking	Oakland	CB		153,795		153,795		153,795	153,795	153,795	AA	153,795			
Site Work Partial	Cooprer Const. & Eng.	Oakland	CB			538,284	538,284				538,284	AA	538,284			
Sitework Partial	Focon Inc.	Oakland	CB		884,324		884,324				884,324	AA	884,324			
Pip Materials	Core & Main	San Jose	UB								80,000	NL				
Pip Materials Supplier	P & F Distributor	Brisbane	UB								70,000	C				
<b>Project Totals</b>				\$0 0.00%	\$1,038,119 13.41%	\$538,284 6.95%	\$1,576,403 20.36%	\$0 100%	\$153,795 100%	\$153,795 100%	\$7,743,379 100%		\$1,576,403 20.36%	\$0 0.00%		
<b>Requirements:</b> The 50% requirements is a combination of 25% LBE and 25% SLBE participation. An SLBE firm can be counted 100% towards achieving 50% requirements and aVSLBE/LPP firm can be counted double towards achieving the 50% requirement.				<b>LBE/LPG 25%</b>	<b>SLBE 25%</b>	<b>VSLBE</b>	<b>TOTAL LBE/SLBE</b>	<b>VSLBE Trucking</b>	<b>L/SLBE TRUCKING</b>	<b>TOTAL DOLLARS</b>	<b>Ethnicity</b> AA = African American A = Asian AI = Asian Indian AP = Asian Pacific					

\*\* Proposed VSLBE/LPG participation is valued at 6.95%, however per the L/SLBE Program a VSLBE/LPG's participation is double counted towards meeting the requirement. Double counted percentage is reflected on the evaluation form and cover memo.

**Department of Workplace & Employment Standards**

**DWES**



**PROJECT COMPLIANCE EVALUATION FOR :**

**Project No. 1000920**

**RE: Sanitary Sewers Rehabilitation of (Sub-Basin 83-503)**

**CONTRACTOR: Marinship**

<b><u>Engineer's Estimate:</u></b> \$6,424,000.00	<b><u>Contractors' Bid Amount</u></b> \$7,743,379.00	<b><u>Over/Under Engineer's Estimate</u></b> (\$1,319,379.00)
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<b><u>Discounted Bid Amount:</u></b> \$7,743,379.00	<b><u>Amt. of Bid Discount</u></b> \$0.00	<b><u>Discount Points:</u></b> 0.00%
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- 1. Did the 50% local/small local requirement apply: **YES**
- 2. Did the contractor meet the 50% requirement
  - a) % of LBE/LPG participation **0.00%**
  - b) % of SLBE participation **13.41%**
  - c) % of VSLBE participation **\*6.95%****Counted Value is 13.90%**
- 3. Did the contractor meet the L/SLBE trucking requirement?  
**YES**
  - a) Total L/SLBE trucking participation **100.00%**
  - a) Total VSLBE trucking participation
- 4. Did the contractor receive bid discount points? **NO**  
(If yes, list the points received) **0%**

5. Additional Comments.  
Firm failed to meet the minimum 50% L/SLBE participation requirement. Therefore, they are non-responsive to L/SLBE program.

6. Date evaluation completed and returned to Contract Admin./Initiating Dept.  
4/20/2023

**Reviewing Officer:** Sophany Hng **Date:** 4/20/2023

**Approved By:** Shelley Darensburg **Date:** 4/20/2023