



FILED
OFFICE OF THE CITY CLERK
OAKLAND

2012 MAY 10 5:45 **AGENDA REPORT**

TO: DEANNA J. SANTANA
CITY ADMINISTRATOR

FROM: Deborah Barnes

SUBJECT: Supplemental Single Audit Report
for Fiscal Year Ended June 30, 2011

DATE: May 9, 2012.

City Administrator
Approval

Date

5/10/12

COUNCIL DISTRICT: City-Wide

SUBJECT: Supplemental Report to describe how random sampling is applied in the process of verifying Oakland residency on City of Oakland construction projects.

RECOMMENDATION

Staff recommends that the Council accept the supplemental information to the Informational Report Presenting the Single Audit Report For The Fiscal Year Ended June 30, 2011.

REASON FOR SUPPLEMENTAL OR REPLACEMENT

On May 8, 2012, the Finance and Management Committee requested additional information regarding the method in which random samples are used to confirm Oakland residency for selected city funded projects as found on page 131, finding #2011-01 – Davis Bacon Act Requirements of the Single Audit Report for Fiscal Year Ended June 30, 2011.

OUTCOME

Because of the many active projects and contracts requiring Oakland residency, staff provided a description and samples of real time validation of Oakland residency. The random selection of Oakland residents occurs on the job site and the Field Technician interviews all Oakland residents if time permits. If there are many Oakland residents on site, the Field Technician randomly selects at least a representative sample of Oakland residents to interview and validate residency and wages. The sample size depends upon the number of available workers.

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EXECUTIVE SUMMARY

Under the direction of the assigned Compliance Officer, the Contract Compliance Field Technician is responsible for visiting all active project sites. Site visits include interviews with Oakland and non-Oakland workers. While on those site visits, the Field Technician verifies residency and prevailing wage rates as reported on certified payroll reports. The Field Technician seeks to interview all available Oakland residents. However, if time does not permit or workers are not available, the Field Technician randomly selects at least a representative sample of available workers.

Leading up to validating Oakland residency (see step #6 below) the other steps reflect the process from the point of notifying the successful contractor to the close out of a project including the most recent change in the certified payroll submission process.

The steps are as follows:

1. The successful contractors are issued a formal Notice to Proceed (NTP) by the agency using that service. If it is a construction project as opposed to professional services, it is typically the Public Works Agency.
2. The assigned Compliance Officer, Employment Services Supervisor and Compliance Field Technician are copied on the NTP and the Assigned Compliance Officer and the Employment Services Supervisor work as a team to conduct a post-award meeting with the contractor and all subcontractors. *Attachment A* is a copy of an actual Notice to Proceed (NTP) to the prime contractor.
3. During the Post Award Meeting the following key topics are covered:
 - a. Local/Small Local Business Enterprise Program and Local Trucking
 - b. Prompt Payment Ordinance
 - c. L/SLBE Exit Affidavit for project closeouts
 - d. Subletting And Subcontracting Fair Practices Act (Substitution of sub contractors)
 - e. Labor Compliance Program Tracker (LCP Tracker) certified payroll requirements
 - f. Prevailing wages
 - g. Local Employment Program (See Attachment A-1)
 - h. Anticipated Workforce Projection (See Attachment A-1)
 - i. Existing workforce and estimated new hires (See Attachment A-1)
 - j. Core Employees (DE6)
 - k. Local Construction Employment Referral Program (LCERP)
 - l. Worker Request & Referral Form
 - m. 15% Apprenticeship Program (See attachment A-1)

The Post Award Checklist is provided as **Attachment B**. At the end of the post-award meeting, contractors and subcontractors are asked to sign the Post Award Checklist denoting their understanding of city policies and procedures and acceptance of them.

4. Compliance staff set projects and contractors and subcontractors in the Labor Compliance Program Tracker (LCPTracker), the web-based "Real-Time" labor compliance monitoring system. The prime contractor and all subcontractors are assigned a "user id" to input certified payrolls through LCPTracker and are reminded to immediately commence compiling certified payrolls and to submit those payrolls on a weekly basis.
5. Copies of certified payroll reports are provided as **Attachment C and C-1**. Certified payrolls serve as the foundation of the validation of residency, and each payroll report includes the following information:

Worker's name, address, contact information, ethnicity, gender, work classification, hours worked, total hours, hourly rate of pay, gross amount earned on the existing project as well as non-city funded projects, deductions, contributions and payments, net wages for the week and pay check number.
6. Once the project starts, the Compliance Field Technician begins site visits to each active project at least once per month. While on site, the preference is to interview all workers, however, if that is not feasible, the Field Technician randomly selects Oakland residents available on site that day to conduct employment and prevailing wage interviews. The Field Technician also will review driver's licenses and compare that information to the certified payrolls as well as other validating documentation. **Attachment D** provides copies of Labor Compliance Site Visitation Reports reflecting information collected from selected employees as well as interview notes. Confidential information such as names and addresses were redacted to protect the workers.
7. A most recent feature to LCP Tracker is that now contractors and subcontractors are afforded the ability to upload residency documentation as attachments to the certified payrolls. Moving forward, this feature is a requirement before a contractor may report an Oakland resident on the certified payroll report. **Attachment E** shows the type of information submitted as proof of residency. Confidential information has been redacted to protect the Oakland residents. Residency verification includes reviewing copies of driver's licenses and other pertinent documents to demonstrate residency such as utility bills, telephone bills, and bank statements.
8. To keep the contractor informed throughout the life of a project Compliance sends out monthly notices advising primes and subs of their compliance status. **Attachment F** is a copy of that notice indicating monthly status of compliance and non-compliances.

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deficiencies (i.e. non submittal of certified payroll reports, off-site hours to offset local employment or Oakland Apprenticeship shortfalls). *Attachment G* is a copy of the ROC and notice to contractors.

To validate Oakland residency as a final action prior to close-out, contractors submit a comprehensive list of documents validating compliance with the 50% Local Employment Program and 15% Apprenticeship Program to the Employment Supervisor. Compliance is verified. If non-compliances are determined, contractors are informed of options to correct shortfalls. Retention and final payments are withheld or the contractor may opt to secure a bond in the amount of the shortfall dollars. If shortfalls are not corrected penalties are collected and deposited in the General Fund.

10. Prior to the release of the final payment to contractors Compliance staff confirm full compliance with all city policies to include Local/Small Local Business Enterprise Program, prevailing wages, certified payroll reports, Local Employment and Oakland Apprenticeship.
11. If non-compliances are identified, retainage and final payments are withheld until compliance shortfalls have been satisfied.

Please note that as a result of the most recent Single Audit Report for Fiscal Year Ended June 30, 2011, moving forward; departments are required to submit invoices to Compliance before issuing payments. An internal memo is forthcoming to establish that mandate. Compliance staff will review and confirm submission of required certified payrolls and prevailing wage compliance and Finance and Management will not release those payments without confirmation from Compliance.

ANALYSIS

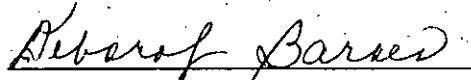
A combination of certified payroll reviews, on-going collection of residency documentation and site visit interviews are used to verify Oakland residency. The Field Technician visits project sites on a weekly basis. Due to the number of active projects, there are occasions when site visits occur within a three to four week period. The Field Technician stays on-site for approximately one hour per visit per project and as needed to follow up with the project superintendent and City Inspector.

SUSTAINABLE OPPORTUNITIES

There are no economic, environmental or social equity opportunities resulting from this informational report.

For questions regarding this report, please contact Deborah Lusk-Barnes, Manager, Contracts and Compliance, at (510) 238-6270.

Respectfully submitted,



DEBORAH LUSK-BARNES
Manager, Contracts and Compliance

Prepared by:

Shelley Darensburg, Sr. Compliance Officer
Jonathan Dumas, Local Employment Supervisor

Attachments:

Attachment A - Notice to Proceed (NTP) to the prime contractor.

Attachment B - Post Award Checklist

Attachment C and C-1 - **Certified** payroll reports

Attachment D - Labor Compliance Site Visitation Reports

Attachment E - Information uploaded in LCPTracker as proof of residency

Attachment F - Notice of monthly compliance and non-compliance status

Attachment G - Report of Completion

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May 15, 2012



- Attachment A -

CITY OF OAKLAND



250 FRANK IL OGAWA PLAZA • SUITE 4344 • OAKLAND, CALIFORNIA 94612-2033

Public Works Agency
Department of Engineering and Construction
Project Delivery Division

(510) 238-3051
FAX (510) 238-6633
TDD (510) 238-3254

June 6, 2011

Dan Mayorga
Andes Construction, Inc.
5305 12th Street
Oakland, CA 94601

CERTIFIED MAIL#: 7009 2250 0001 8638 8807

NOTICE TO PROCEED

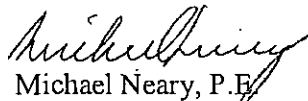
RE: Rehabilitation of Sanitary Sewers in the
Easement by Knowland Park Zoo.
Project No. C329116

Dear Mr. Mayorga:

The Contract time for this project shall commence upon the date of this Notice to Proceed and shall be completed within 60 working days from the date of this notice.

Enclosed for your records is a copy of the executed contract for the mentioned project.

Sincerely,


Michael Neary, P.E.
Assistant Director
Public Works Agency

Jimmy Mach, Engineering & Design
Julius Kale, Project Delivery
Carla Reed, PWA Fiscal
Jonathan Dumas, Employment Services Supervisor, DCP
Shelley Darensburg, Contract Compliance Supervisor DCP
Gwen McCormick, Contract Administration Supervisor, DCP
Office of the City Clerk

S-7:32
MEETING OF THE
OAKLAND CITY COUNCIL

MAY 15 2012



FORMS

Local Employment and Apprenticeship Programs

City Administrator's Office
Contracts and Compliance Division

*250 Frank H. Ogawa Plaza, Suite 3341
Oakland, CA 94612*



**City of Oakland Local Employment Program
ANTICIPATED PROJECT WORKFORCE**

PROJECT NAME: _____
 PRIME CONTRACTOR: _____
 SUBCONTRACTOR: _____
 CONTACT PERSON: _____

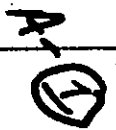
PROJECT #: _____
 ADDRESS: _____
 TELEPHONE #: _____
 E-MAIL: _____

PRIME / SUBCONTRACTOR	Total Hours	Total Oakland Hours	Apprentice Hours	Oakland Apprentice Hours	Number of Employees	Number of New Hires
Anticipated Date of Project Completion:						
Anticipated Totals						
Oakland Employee Totals						

OAKLAND EMPLOYEE NAME	Hire Date	Residence	Craft	Identify Classification	
				Journey	Apprentice
				Journey	Apprentice
				Journey	Apprentice
				Journey	Apprentice
				Journey	Apprentice

ANTICIPATED BY CRAFT	Anticipated Number of Journey Hires	Anticipated Number of Oakland Journey Hires	Anticipated Journey Hire Date	Anticipated Number of Apprentices Hires	Anticipated Number of Oakland Apprentices Hires	Anticipated Apprentices Hire Date	Required: Attach copy of the DIR's Apprenticeship Certification for each Core Employee Apprentice. For LEP Use Only

Under penalty of perjury the undersigned agrees that the foregoing is true and correct. Attach additional sheets if needed

 _____ Name & Title _____ Date

**QUARTERLY CONTRIBUTION
RETURN AND REPORT OF WAGES**



REMINDER: File your DE 9 and DE 9C together.

00090112

PLEASE TYPE THIS FORM—DO NOT ALTER PREPRINTED INFORMATION

QUARTER
ENDED

DUE

DELINQUENT IF
NOT POSTMARKED
OR RECEIVED BY

YR
QTR

EMPLOYER ACCOUNT NO.

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DO NOT ALTER THIS AREA

DEPT. USE ONLY

P1	P2	C	P	U	S	A
:	:	:	:	:	:	:
:	:	:	:	:	:	:
:	:	:	:	:	:	:
T						
:						
:						

EFFECTIVE DATE: Mo. Day Yr.

FEIN A. NO WAGES PAID THIS QUARTER B. OUT OF BUSINESS/NO EMPLOYEES

ADDITIONAL FEINS

B1. OUT OF BUSINESS DATE
M M D D Y Y Y Y

C. TOTAL SUBJECT WAGES PAID THIS QUARTER

D. UNEMPLOYMENT INSURANCE (UI) (Total Employee Wages up to \$ _____ per employee per calendar year)

(D1) UI Rate % TIMES (D2) UI TAXABLE WAGES FOR THE QUARTER = (D3) UI CONTRIBUTIONS 0:00

E. EMPLOYMENT TRAINING TAX (ETT)

(E1) ETT Rate % TIMES UI Taxable Wages for the Quarter (D2) = (E2) ETT CONTRIBUTIONS 0:00

F. STATE DISABILITY INSURANCE (SDI) (Total Employee Wages up to \$ _____ per employee per calendar year)

(F1) SDI Rate % TIMES (F2) SDI TAXABLE WAGES FOR THE QUARTER = (F3) SDI EMPLOYEE CONTRIBUTIONS WITHHELD 0:00

G. CALIFORNIA PERSONAL INCOME TAX (PIT) WITHHELD

H. SUBTOTAL (Add Items D3, E2, F3, and G) 0:00

I. LESS: CONTRIBUTIONS AND WITHHOLDINGS PAID FOR THE QUARTER (DO NOT INCLUDE PENALTY AND INTEREST PAYMENTS)

J. TOTAL TAXES DUE OR OVERPAID (Item H minus Item I) 0:00

If amount due, prepare a Payroll Tax Deposit (DE 88), include the correct payment quarter, and mail to: Employment Development Department, P.O. Box 826276, Sacramento, CA 94230-6276. NOTE: Do not mail payments along with the DE 9 and Quarterly Contribution Return and Report of Wages (Continuation) (DE 9C), as this may delay processing and result in erroneous penalty and interest charges. Mandatory Electronic Funds Transfer (EFT) filers must remit all SDI/PIT deposits by EFT to avoid a noncompliance penalty.

K. I declare that the above, to the best of my knowledge and belief, is true and correct. If a refund was claimed, a reasonable effort was made to refund any erroneous deductions to the affected employee(s).

Signature _____ Title _____ Phone (____) _____ Date _____
(Owner, Accountant, Preparer, etc.)

SIGN AND MAIL TO: State of California / Employment Development Department / P.O. Box 989071 / West Sacramento CA 95798-9071

QUARTERLY CONTRIBUTION RETURN AND REPORT OF WAGES (CONTINUATION)



009C0111

Page number _____ of _____

REMINDER: File your DE 9 and DE 9C together.
You must FILE this report even if you had no payroll. If you had no payroll, complete Items C and O.

QUARTER ENDED

DUE

DELINQUENT IF NOT POSTMARKED OR RECEIVED BY

YR	QTR

EMPLOYER ACCOUNT NO.

--	--	--	--	--	--	--	--	--	--

DO NOT ALTER THIS AREA

P3 C T S W A

EFFECTIVE DATE

Mo. Day Yr.

WIC

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A. EMPLOYEES (full-time and part-time who worked during or received pay subject to UI for the payroll period which includes the 12th of the month.

1st Mo.	2nd Mo.	3rd Mo.

B. Check this box if you are reporting ONLY Voluntary Plan Disability Insurance wages on this page. Report Personal Income Tax (PIT) Wages and PIT Withheld, if appropriate. (See instructions for item B.)
C. NO PAYROLL

D. SOCIAL SECURITY NUMBER	E. EMPLOYEE NAME (FIRST NAME)	(M.I.) (LAST NAME)
F. TOTAL SUBJECT WAGES	G. PIT WAGES	H. PIT WITHHELD

I. TOTAL SUBJECT WAGES THIS PAGE	J. TOTAL PIT WAGES THIS PAGE	K. TOTAL PIT WITHHELD THIS PAGE

L. GRAND TOTAL SUBJECT WAGES	M. GRAND TOTAL PIT WAGES	N. GRAND TOTAL PIT WITHHELD

O. I declare that the information herein is true and correct to the best of my knowledge and belief.

Signature *Resource* _____ Title _____ Phone () _____ Date _____
(Owner, Accountant, Preparer, etc.)

MAIL TO: State of California / Employment Development Department / P.O. Box 989071 / West Sacramento CA 95798-9071

A-3

Project Name:

Local Employment Requirements for Project:

Oakland, California

Goals: 50% total craft hours performed by Oakland Residents

50% of new hires by craft are Oakland Residents (the first new hire must be an Oakland resident)

15% Oakland apprentice requirements (utilization will count toward 50% total workforce hour goals and 50% of new hire goals)

Documents Required:

- 1) A copy of your last quarter's DE 6
- 2) Weekly Certified Payroll Reports

Exemptions:

Is your work exempt for this project?

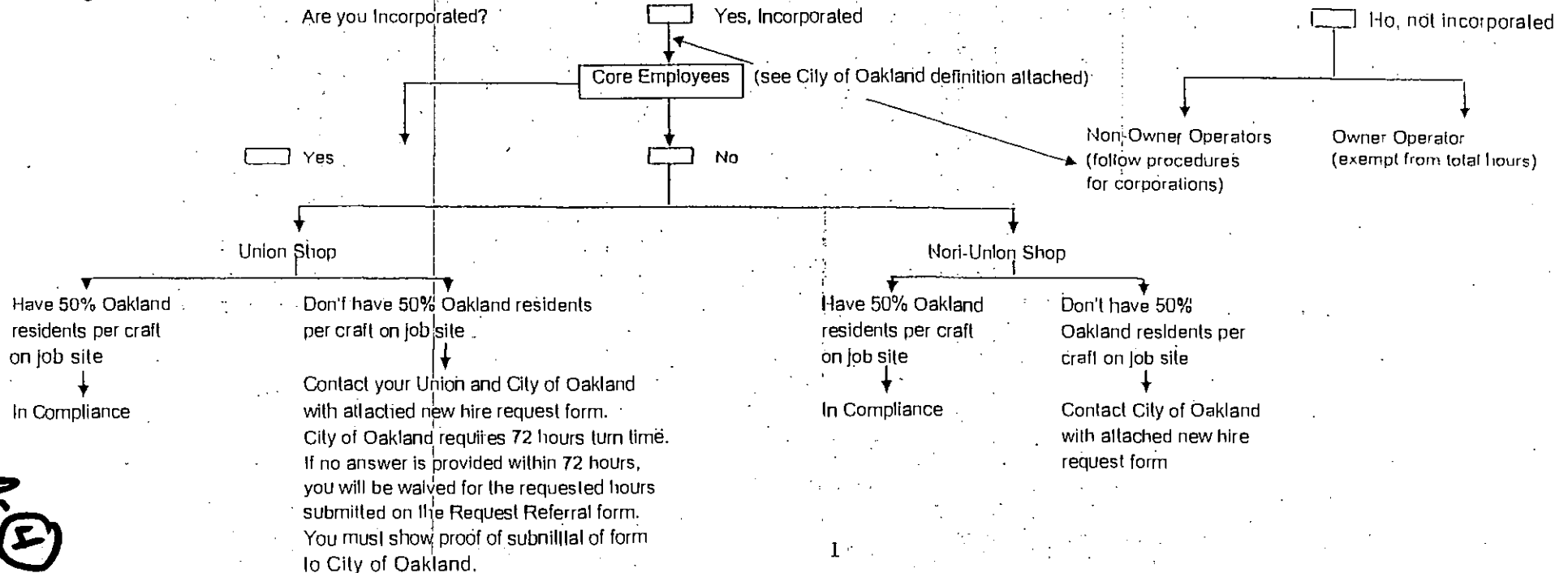
- 1) Performed only by Owner Operator
- 2) Performed in less than 140 hours
- 3) Core workforce includes 50% Oakland employees and no additional employees will be hired; or
- 4) No more than two craft persons are required to perform the work and the Subcontractor is a Small Business within the meaning of City policies

- Yes, work is exempt
- Yes, work is exempt
- Yes, work is exempt
- Yes, work is exempt
- No, proceed to next question
- No, proceed to next question
- No, proceed to next question
- No, proceed to next question

Have you received or been granted a Conditional Exemption for this Project?

- Yes, work is exempt
- No, proceed to next section

Local Hiring Flow Chart



A-11

Guidelines for Job Request, Oakland Resident Referrals and Waivers

To ensure the timely process for referrals and dispatching of Oakland resident workers, contractors must adhere to the following guidelines prior to contacting the Local Employment Program (LEP) for waivers, or the issuance of waivers.

I. JOB REQUEST AND REFERRALS

Open Shop Contractors

Contractor shall contact at least two (2) state certified apprenticeship programs when more than one has jurisdiction where the work is being performed. If the programs have no Oakland apprentices available for dispatch, secure a written response to the request or produce documentation indicating the submittal of the Oakland apprentice request to the appropriate apprentice training program(s) and send this documentation along with the completed Job Request & Referral Form (located on the reverse side) to the LEP office.

➤ Apprentices

State Approved Local Apprenticeship Programs

1. The Golden Gate Chapter of Associated Builders and Contractors, Inc. (ABC)
Telephone: (925) 474-1300
Contact ABC for apprentices in the following trades:
Carpenter Electrician Laborer Painter Plumber

2. The Local Union Hall

Open Shop contractors must contact the local union hall for registered apprentices, if an apprentice cannot be obtained by following steps 1 and 2 (above). If the union is resolute on dispatching a non-Oakland resident, contact the LEP office before accepting the dispatch order.

➤ Journeypersons

Contact the LEP office and submit a Job Request & Referral Form to access the Local Construction Employment Referral Program (LCERP) database for a journey level worker.

Union Shop Contractors

Contractors working under a collective bargaining agreement shall contact the local union hall for Oakland resident apprentices and journeypersons. If the union has no Oakland resident available for dispatch, secure a written response to the request or produce documentation indicating the submittal of the request for an Oakland resident and send this documentation along with the Job Request & Referral Form (located on the reverse side) to the LEP office. If the union is unable to dispatch an Oakland resident, contact the LEP office before accepting the dispatch order.

It is imperative that contractors provide written documentation from the resource contact person. This information is required for the LEP to respond to the Job Request & Referral Form, and for our files. After following the above procedures and an Oakland resident is not available, a limited waiver from the LCERP will be generated to allow the contractor to hire a non-Oakland worker.

II. WAIVERS

Waivers are granted in increments of 160 hours per worker request, although waiver request may exceed 160 hours.

The LEP office will issue a Certification of Compliance Hours certificate (waiver) when contractors have made good faith efforts to hire Oakland residents. This allows the contractor to hire a non-Oakland resident in increments of 160 hours or until an Oakland resident is available.

If the initial waiver request exceeds 160 hours, contractors must renew their request for an Oakland resident by following the procedures in Section I until the number of hours initially requested are fulfilled or an Oakland resident is hired. However, if an Oakland resident remains unavailable, the non-Oakland resident initially hired may continue to be identified as the hired apprentice or journey level worker for subsequent Job Request & Referral Form submittals.

Apprentices must be registered with the State of California or be able to produce indenture documentation from the state certified apprenticeship training program with which they have indentured, or a Federal apprenticeship program. Waivers issued for apprentice utilization from the City of Oakland only apply to City of Oakland requirements. Contractors still need to satisfy the State of California requirements for apprentice utilization on public works projects.

Submit Job Request & Referral Forms and applicable documentation to the City of Oakland's Local Employment Program (LEP):
Renée Abraham, Job Developer Phone: (510) 238-7313 Fax: (510) 238-3363 Email: rabraham@oaklandnet.com



City of Oakland Local Employment Program Job Request & Referral Form

Dear Successful Contractor/Subcontractor:

The "Job Request & Referral" Form helps contractors and subcontractors hire Oakland residents and achieve compliance with the Local Employment Program (LEP) goals. It also serves to document requests, referrals and track placements of Oakland residents. An added feature is the documentation of waivers where availability of Oakland residents for a particular trade may be zero. This form guides compliance determinations at project end. **PLEASE NOTE:** The Job Request & Referral form must be either FAXED, E-Mailed or Hand Delivered and date stamped by LEP staff only. Third party requests by phone and/or informally on job sites will not count as a documented request. Please complete the form as indicated below, date, sign and forward as appropriate. (Please verify receipt of referral form.)

****PLEASE READ GUIDELINES ON PAGE 2, PRIOR TO COMPLETING THIS FORM****

To be Completed by PRIME / SUBCONTRACTOR	To be Completed by CITY OF OAKLAND												
<p>(a) Project Name and City of Oakland Project No.: _____</p> <p>(b) Date of Request: _____</p> <p>(c) Work Start Date: _____ End Date: _____</p> <p>(d) Estimated # of Work Hours: _____</p> <p>(e) Job Requests By Classification, Skill Level and Experience :</p> <table style="width:100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left;">CLASSIFICATION:</th> <th style="text-align: left;">SKILL LEVEL:</th> <th style="text-align: left;">SKILL LEVEL:</th> </tr> </thead> <tbody> <tr> <td>1. Trade: _____ # Journey: <input type="text"/> # Hrs: <input type="text"/> # Apprentice: <input type="text"/> # Hrs: <input type="text"/></td> <td></td> <td></td> </tr> <tr> <td>2. Trade: _____ # Journey: <input type="text"/> # Hrs: <input type="text"/> # Apprentice: <input type="text"/> # Hrs: <input type="text"/></td> <td></td> <td></td> </tr> <tr> <td>3. Trade: _____ # Journey: <input type="text"/> # Hrs: <input type="text"/> # Apprentice: <input type="text"/> # Hrs: <input type="text"/></td> <td></td> <td></td> </tr> </tbody> </table> <p>Experience Required For Classifications Listed Above:</p> <p>1. Trade: _____</p> <p>2. Trade: _____</p> <p>3. Trade: _____</p> <p>(f) Client Selection Criteria: (please check one or more as needed)</p> <p>Military Service: <input type="checkbox"/> Union: <input type="checkbox"/> Driver's Lic: <input type="checkbox"/> Other: <input type="checkbox"/></p> <p>Oakland Resident: <input type="checkbox"/> Non-Union: <input type="checkbox"/> CDL Class: <input type="checkbox"/> Specify: _____</p> <p>(g) <input type="checkbox"/> Check if Subcontractor, Name of Prime: _____</p> <p>CONTRACTOR'S COMPANY NAME: _____</p> <p>Phone: (Include extension) _____ Fax: _____</p> <p>Email: _____</p> <p>CONTRACTOR'S NAME (Please Print): _____</p> <p>CONTRACTOR'S SIGNATURE: _____</p>	CLASSIFICATION:	SKILL LEVEL:	SKILL LEVEL:	1. Trade: _____ # Journey: <input type="text"/> # Hrs: <input type="text"/> # Apprentice: <input type="text"/> # Hrs: <input type="text"/>			2. Trade: _____ # Journey: <input type="text"/> # Hrs: <input type="text"/> # Apprentice: <input type="text"/> # Hrs: <input type="text"/>			3. Trade: _____ # Journey: <input type="text"/> # Hrs: <input type="text"/> # Apprentice: <input type="text"/> # Hrs: <input type="text"/>			<p>A. The LCERP IS FORMALLY REFERRING THE FOLLOWING INDIVIDUALS:</p> <p>Date/Name: _____</p> <p>Address: _____</p> <p>Phone: _____ Last 4 SS# _____</p> <p>Skill Trade and Level: _____</p> <p>Date/Name: _____</p> <p>Address: _____</p> <p>Phone: _____ Last 4 SS# _____</p> <p>Skill Trade and Level: _____</p> <p>Date/Name: _____</p> <p>Address: _____</p> <p>Phone: _____ Last 4 SS# _____</p> <p>Skill Trade and Level: _____</p> <p>Date/Name: _____</p> <p>Address: _____</p> <p>Phone: _____ Last 4 SS# _____</p> <p>Skill Trade and Level: _____</p>
CLASSIFICATION:	SKILL LEVEL:	SKILL LEVEL:											
1. Trade: _____ # Journey: <input type="text"/> # Hrs: <input type="text"/> # Apprentice: <input type="text"/> # Hrs: <input type="text"/>													
2. Trade: _____ # Journey: <input type="text"/> # Hrs: <input type="text"/> # Apprentice: <input type="text"/> # Hrs: <input type="text"/>													
3. Trade: _____ # Journey: <input type="text"/> # Hrs: <input type="text"/> # Apprentice: <input type="text"/> # Hrs: <input type="text"/>													
<p>A waiver applies for _____ hours provided SECTION C OF THE CERTIFICATION OF COMPLIANCE HOURS CERTIFICATE IS COMPLETED and returned to the Local Employment Program (LEP). Please complete and return this form and attachments to Renée Abraham. Phone: (510) 238-7313 Fax: 510-238-3363 Email: rabraham@oaklandnet.com</p>	<p>B. Referrals ARE NOT available at this time. Date _____</p> <p>STAFF SIGNATURE _____</p> <p>PAGE 1 OF 2</p> <p style="text-align: right; font-size: small;">rev 10/2011 ca</p>												



Certification of Compliance Hours

Local Employment & Apprenticeship Programs

THIS WAIVER APPLIES TO: _____

PROJECT / CODE # _____

CRAFT/S: _____

NUMBER OF HOURS: _____

DATES WAIVER APPLIES: From _____ To _____

Jonothan Dumas, Supervisor LCERP/LEP

Linda Jones, Job Developer

SECTION C TO BE COMPLETED BY CONTRACTOR/SUBCONTRACTOR: -- PLEASE NOTE -- WAIVERS ARE NOT VALID UNLESS THIS PORTION IS COMPLETED AND RETURNED TO THE CITY OF OAKLAND.

NAME	ADDRESS	TELEPHONE	LAST 4 SS #

TO:

Jonothan Dumas, Supervisor LCERP/LEP, 250 Frank Ogawa Plaza, Suite 334, Oakland, CA 94607, Phone 510-238-7359; jdumas@oaklandnet.com
CC: Contract Compliance Officer; City's Project Manager. Prime Contractor, please call to confirm receipt of referral form.

A-1
①



Local Employment Program

Compliance Analysis Packet Checklist

(This page must accompany required documentation)

General Contractor _____

Subcontractor _____

Project Name _____

City of Oakland's Project # _____

The following checklist is a summary of required reports for the LEP. Please check the box corresponding to reports attached and include the section where each report can be found.

Refer to the Compliance Analysis Requirements Chart for completing reports 1 through 4.

Reports	Section
<input type="checkbox"/> 1. List of Core Employees / Quarterly Wage & Withholding (DE 6)	<input type="checkbox"/>
<input type="checkbox"/> 2. Proof of Apprenticeship	<input type="checkbox"/>
<input type="checkbox"/> 3. Proof of Oakland Residency	<input type="checkbox"/>
<input type="checkbox"/> 4. Proof of Oakland Resident Offsite Hours	<input type="checkbox"/>
<input type="checkbox"/> 5. Copy of Job Request and Referral Form (if applicable)	<input type="checkbox"/>
<input type="checkbox"/> 6. Copy of LEP Contractor Waiver (if applicable)	<input type="checkbox"/>
<input type="checkbox"/> 7. Copy of 15% Apprenticeship Program Waiver (if applicable)	<input type="checkbox"/>

Note: Do not submit copy of employees' social security card. Provide only the last 4 digits of the social security card number.

Prepared By:

Name _____

Title _____

Telephone _____

Extension _____

Email _____

A-9



Local Employment Program (LEP) Compliance Analysis Requirements

SEE AT A GLANCE CHART

The following 'See At a Glance Chart' outlines documents that are required when submitting a complete Compliance Analysis Packet. This information must be submitted as one report; organized with sectional dividers in binders or folders.

City of Oakland Local Employment Program and 15% Apprenticeship Program Compliance Analysis Requirements Chart																
VALIDATION CATEGORIES																
REQUIRED REPORTS	Employee Name	Current Street Address	Valid CA State Photo ID Card / Driver's License	trade Classification	Skin Level Journey / Apprentice	Core Employee Yes / No	Date of Hire	Total Hours Worked Per Employee On Project	Contractor's Certified Payroll Report / Not LCPracker	Quarterly Wage and Withholding Report (DEG)	Last 4 SSN (ONLY)	Project Name and City	California Division of Apprenticeship Standards Certification	Trade Work Referral / Dispatch Notice	City of Oakland Project Number on Document	City of Oakland Project Name on Document
List of Core Employees*	✓	✓		✓	✓		✓	✓		✓	✓				✓	✓
Proof of Apprenticeship	✓	✓		✓			✓				✓		✓	✓	✓	✓
Proof of Oakland Residency	✓	✓	✓	✓	✓	✓	✓				✓				✓	✓
Proof of Oakland Resident Offsite Hours**	✓	✓	✓	✓	✓		✓	✓	✓		✓	✓			✓	✓

(Where "✓" appears, category must be included)

*Core Employee: "An apprentice or journey-level employee who was on the contractor's active payroll for at least 60 out of the 180 calendar days prior to the contract award." Refer to the Post Award Handout for complete definition.

**Proof of Oakland Resident Offsite Hours on Non-City of Oakland funded projects:

- If contractor has an "ONSITE" shortfall of hours on City funded project, provide Oakland resident offsite hours that are within 1 year post project to clear or mitigate shortfall.
- If contractor has an "OFFSITE" shortfall of hours on non-City funded project, provide Oakland resident offsite hours that are within 1 year prior to award date of the project, and/or offsite hours that are concurrent to the project, and/or offsite hours that are within 1 year post project to clear or mitigate shortfall.

A-9

POST AWARD CHECKLIST

Project Name: _____

Compliance Officer: _____

Project No. _____

Date: _____

Initial to Acknowledge Receipt

Check Box if Materials Have Been Distributed

Form or Instructions

City of Oakland Public Work Requirements

20% Local and Small Local Business Enterprise Program and 20% Local Trucking

Prompt Payment Ordinance

L/SLBE Exit Affidavit

Subletting and Subcontracting Fair Practices Act (Public Contract Code 4107)

Public Works Notification of Contract

Training Fund Contributions (CAC 2)

Labor Compliance Program Tracker (LCP)/Certified Payroll Requirements

Fringe Benefit Statement

Prevailing Wages

50% Local Employment Program

Anticipated Workforce Projection

List of Core Employees (DE-6)

Worker Request & Referral Form

15% Oakland Apprenticeship Program

Anticipated Utilization Plan Form

I hereby certify that I am authorized to represent the general contractor or subcontractor for the project and that I have received the

Firm Name: _____

Representative Name _____

Representative Signature _____ Date: _____

WEEKLY CERTIFIED PAYROLL REPORTING FORM (PUBLIC)

NAME OF CONTRACTOR : ANDES CONSTRUCTION, INC.		CONTRACTORS LICENSE No. 528021 SPECIALTY LICENSE No.		ADDRESS : 5305 EAST 12TH STREET, OAKLAND, CA 94601		PROJECT LOCATION/ CODE / NAME: ALAMEDA COUNTY / C329116 / Rehabilitation of Sanitary Sewers in the Easement by Knowland Park Zoo					
PAYROLL No. 12		FOR WEEK ENDING: 11/27/2011 SUBMITTED ON: December 09, 2011		MOTOR CARRIER PERMIT No.		UNION Union		SELF-INSURED CERTIFICATE No. WORKERS' COMP. POLICY : IT65071-04		WAGE DECISION : 2010-1	

NAME, ADDRESS, SSN, DRIVER LICENSE, ETHNICITY, GENDER	EXEMPT	WORK CLASSIFICATION, LOCATION	HOURS WORKED EACH DAY							TOTAL HOURS	HOURLY RATE OF PAY	GROSS AMOUNT EARNED	DEDUCTION, CONTRIBUTION AND PAYMENTS							NET WGS PAID FOR WEEK	CHECK No		
			11/21/11	11/22/11	11/23/11	11/24/11	11/25/11	11/26/11	11/27/11				Federal Tax	Social Security	Medicare	State Tax	Local Taxes / SDI	Other	Savings				
HISPANIC Male	0	LABORER AND RELATED CLASSIFICATIONS / GROUP 3 AREA 1 WO: ALAMEDA COUNTY	S	0.00	0.00	8.00	0.00	0.00	0.00	0.00	8.00	\$29.37	\$320.58	790.50	58.00	33.20	11.47	7.08	9.48	64.48	0.00	606.79	16218
			O	0.00	0.00	2.00	0.00	0.00	0.00	0.00	2.00	\$42.81			Dues	Trav. Subs	Health & Welfare	Pension	Vacation / Holiday	Training	All Other	Total Deductions	
			D	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00			0.00	0.00	\$0.00	\$0.00	\$0.00	\$381.16	\$0.00	\$183.71	
			Rate in Lieu of Fringes: \$0.00												Voluntary Pension	Voluntary Medical	Paid in Lieu of Fringes						

All or Part of Fringes Paid to Employee: NO
 NOTES: Vacation, Holiday and Dues in Gross Pay: YES
 Voluntary Contributions in Gross Pay:

NAME, ADDRESS, SSN, DRIVER LICENSE, ETHNICITY, GENDER	EXEMPT	WORK CLASSIFICATION, LOCATION	HOURS WORKED EACH DAY							TOTAL HOURS	HOURLY RATE OF PAY	GROSS AMOUNT EARNED	DEDUCTION, CONTRIBUTION AND PAYMENTS							NET WGS PAID FOR WEEK	CHECK No		
			11/21/11	11/22/11	11/23/11	11/24/11	11/25/11	11/26/11	11/27/11				Federal Tax	Social Security	Medicare	State Tax	Local Taxes / SDI	Other	Savings				
HISPANIC Male	0	LABORER AND RELATED CLASSIFICATIONS / GROUP 3 AREA 1 WO: ALAMEDA COUNTY	S	0.00	0.00	2.50	0.00	0.00	0.00	0.00	2.50	\$29.37	\$180.46	918.95	77.00	38.60	13.32	12.73	11.03	71.92	0.00	694.35	16242
			O	0.00	0.00	2.50	0.00	0.00	0.00	0.00	2.50	\$42.81			Dues	Trav. Subs	Health & Welfare	Pension	Vacation / Holiday	Training	All Other	Total Deductions	
			D	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00			0.00	0.00	\$0.00	\$0.00	\$0.00	\$425.14	\$0.00	\$224.60	
			Rate in Lieu of Fringes: \$0.00												Voluntary Pension	Voluntary Medical	Paid in Lieu of Fringes						

All or Part of Fringes Paid to Employee: NO
 NOTES: Vacation, Holiday and Dues in Gross Pay: YES
 Voluntary Contributions in Gross Pay:

NAME, ADDRESS, SSN, DRIVER LICENSE, ETHNICITY, GENDER	EXEMPT	WORK CLASSIFICATION, LOCATION	HOURS WORKED EACH DAY							TOTAL HOURS	HOURLY RATE OF PAY	GROSS AMOUNT EARNED	DEDUCTION, CONTRIBUTION AND PAYMENTS							NET WGS PAID FOR WEEK	CHECK No		
			11/21/11	11/22/11	11/23/11	11/24/11	11/25/11	11/26/11	11/27/11				Federal Tax	Social Security	Medicare	State Tax	Local Taxes / SDI	Other	Savings				
HISPANIC Male	0	LABORER AND RELATED CLASSIFICATIONS / GROUP 3 AREA 1 WO: ALAMEDA COUNTY	S	0.00	0.00	8.00	0.00	0.00	0.00	0.00	8.00	\$29.37	\$299.18	769.10	55.00	32.30	11.16	6.61	9.23	63.24	0.00	591.56	16228
			O	0.00	0.00	1.50	0.00	0.00	0.00	0.00	1.50	\$42.81			Dues	Trav. Subs	Health & Welfare	Pension	Vacation / Holiday	Training	All Other	Total Deductions	
			D	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00			0.00	0.00	\$0.00	\$0.00	\$0.00	\$373.83	\$0.00	\$177.54	
			Rate in Lieu of Fringes: \$0.00												Voluntary Pension	Voluntary Medical	Paid in Lieu of Fringes						

All or Part of Fringes Paid to Employee: NO
 NOTES: Vacation, Holiday and Dues in Gross Pay: YES
 Voluntary Contributions in Gross Pay:

NAME, ADDRESS, SSN, DRIVER LICENSE, ETHNICITY, GENDER	EXEMPT	WORK CLASSIFICATION, LOCATION	HOURS WORKED EACH DAY							TOTAL HOURS	HOURLY RATE OF PAY	GROSS AMOUNT EARNED	DEDUCTION, CONTRIBUTION AND PAYMENTS							NET WGS PAID FOR WEEK	CHECK No		
			11/21/11	11/22/11	11/23/11	11/24/11	11/25/11	11/26/11	11/27/11				Federal Tax	Social Security	Medicare	State Tax	Local Taxes / SDI	Other	Savings				
HISPANIC Male	0	LABORER AND RELATED CLASSIFICATIONS / GROUP 1 AREA 1 WO: ALAMEDA COUNTY	S	0.00	0.00	8.00	0.00	0.00	0.00	0.00	8.00	\$29.37	\$299.18	710.36	46.00	29.84	10.30	5.32	8.52	58.28	0.00	552.10	16235
			O	0.00	0.00	1.50	0.00	0.00	0.00	0.00	1.50	\$42.81			Dues	Trav. Subs	Health & Welfare	Pension	Vacation / Holiday	Training	All Other	Total Deductions	
			D	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00			0.00	0.00	\$0.00	\$0.00	\$0.00	\$344.51	\$0.00	\$158.26	
			Rate in Lieu of Fringes: \$0.00												Voluntary Pension	Voluntary Medical	Paid in Lieu of Fringes						

All or Part of Fringes Paid to Employee: NO
 NOTES: Vacation, Holiday and Dues in Gross Pay: YES
 Voluntary Contributions in Gross Pay:

TOTAL STANDARD HOURS :	26.50	TOTAL 1.5 OT HOURS :	7.50	TOTAL 2.0 OT HOURS :	0.00	GRAND TOTAL HOURS :	34.00
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City Resident Totals for: OAKLAND
 Total City Resident Hours: M,00
 Total Non-Resident Hours: 0.00

Date Friday, December 9, 2011

I, VANESSA OROZCO the undersigned, am the OFFICE MANAGER with the authority to act for and on behalf of ANDES CONSTRUCTION, INC. certify under penalty of perjury that the records thereof submitted depict the payroll record(s) of the actual disbursement by way of cash, check, or whatever form to the individual, or individuals named in the electronic records submitted for week ending on: 11/27/2011. I herein certify under penalty of perjury that all of the above is true and correct as submitted.

Signature _____

REMARKS:

NAME: VANESSA OROZCO

TITLE: OFFICE MANAGER

Electronic Signature Code: 528021-C329116-11/27/2011 12:00:00 AM-0-129679245545338595

Attachment D

LABOR COMPLIANCE SITE VISITATION REPORT

Visit date: Thursday, September 22, 2011

Project: Rehabilitation of Sanitary Sewers in the Easement by Knowland Park Zoo - ~~1175~~ - 6/11/2011

Site: REHABILITATION OF SANITARY SEWERS IN THE EASEMENT BY KNOWLAND PARK ZOO

Owner: CITY OF OAKLAND

Contractor: ANDES CONSTRUCTION, INC.

Subcontractor: ANDES CONSTRUCTION, INC.

INTERVIEWS:

Employee: ~~XXXXXXXXXX~~ EMPLOYEE NOT FOUND IN CERTIFIED PAYROLL REPORT.

Base pay: \$31.50 RATE NOT AVAILABLE FOR COMPARISON.

Classification: Operating Engineer Apprentice 5th level

Task being performed at time of interview: Waiting for welding pipe/pulling pipe up hill (pictures)

Was worker believable? YES

Interview notes:

~~100 1st Avenue~~ Oakland CA 94603.

Started on project site 9/19/2011.

Working 8 hours per day onsite.

Operating Engineers local 3.

Employee: LIMA, OVIDIO E

Base pay: \$29.00

Classification: Laborer and Related Classifications - Group 3 Area 1

Task being performed at time of interview: Preparing pipe (pictures)

Was worker believable? YES

Interview notes:

~~6214 E. 13th Street~~ Oakland CA.

DL verified.

Started on project site 5 days ago (from interview date).

Laborers local union 304.

Working 8 hours per day on project site.

Employee: ~~QUARON M, BLISE~~

Base pay: \$29.17

Classification: Laborer and Related Classifications - Group 3 Area 1

Task being performed at time of interview: Putting pipe/digging/shoveling (pictures)

Was worker believable? YES

Interview notes:

~~1463 99th Avenue~~ Oakland CA 94602.

DL verified residency.

Started on project site 9/21/2011.

Working 8 hours per day on project site.

Laborers local union 304.

Employee: ~~XXXXXXXXXX~~

Base pay: \$20.85

Classification: LABORER AND RELATED CLASSIFICATIONS - APPRENTICE LABORER 3

Task being performed at time of interview: Digging/moving-installing pipe (pictures)

Was worker believable? YES

Interview notes:

~~XXXXXXXXXX~~ d Oakland CA 94601.

1st day working on project site.

Working 8 hours on 1st day onsite.

Laborers local union 304.

SUMMARY:

Total workers observed on site: 4.00 CPR SHOWS 7 WORKERS ON VISIT'S DATE.

Interviewer: Matt Berens

Site visitation notes:

LABOR COMPLIANCE SITE VISITATION REPORT

Visit date: Thursday, September 29, 2011

Project: Rehabilitation of Sanitary Sewers in the Easement by Knowland Park Zoo
Site: REHABILITATION OF SANITARY SEWERS IN THE EASEMENT BY KNOWLAND PARK ZOO
Owner: CITY OF OAKLAND
Contractor: ANDES CONSTRUCTION, INC.
Subcontractor: ANDES CONSTRUCTION, INC.

INTERVIEWS:

Employee: ██████████
Base pay: \$29.00
Classification: Laborer and Related Classifications - Group 3 Area 1
Task being performed at time of interview: Concrete manholes all day (pictures)
Was worker believable? YES

Interview notes:

██████████ Oakland CA 94621.
Working on project 3 days, started 9/26/2011.
Working 8 hours per day.

Employee: (██████████)
Base pay: \$29.00
Classification: Laborer and Related Classifications - Group 3 Area 1
Task being performed at time of interview: Fixing manholes all day (pictures)
Was worker believable? YES

Interview notes:

██████████ Oakland CA 94605.
Started on project site 9/23/2011.
Working 40 hours per week.
Laborers local union 304.

Employee: ██████████
Base pay: \$29.17
Classification: Laborer and Related Classifications - Group 3 Area 1
Task being performed at time of interview: Rehabilitating manholes (pictures)
Was worker believable? YES

Interview notes:

██████████ Oakland CA 94621.
DL verified Oakland residency.
Working between 28 and 36 hours per week.
Laborers local union 304.

Employee: ~~MORNING, JORGE~~

Base pay: \$29.00

Classification: Laborer and Related Classifications - Group 3 Area 1

Task being performed at time of interview: Excavating pipe (pictures)

Was worker believable? YES

Interview notes:

~~2010~~ and CA 94601.

DL license verified Oakland residency.

Started on project site 9/28/2011.

Laborers local union 304.

SUMMARY:

Total workers observed on site: 6.00 CPR SHOWS 12 WORKERS ON VISIT'S DATE.

Interviewer: Matt Berens

Site visitation notes:

DB

LABOR COMPLIANCE SITE VISITATION REPORT

Visit date: Thursday, October 27, 2011

Project: Rehabilitation of Sanitary Sewers in the Easement by Knowland Park Zoo
Site: REHABILITATION OF SANITARY SEWERS IN THE EASEMENT BY KNOWLAND PARK ZOO
Owner: CITY OF OAKLAND
Contractor: ANDES CONSTRUCTION, INC.
Subcontractor: ANDES CONSTRUCTION, INC.

INTERVIEWS:

Employee: [REDACTED]
Base pay: \$29.37
Classification: LABORER AND RELATED CLASSIFICATIONS - GROUP 3 AREA 1
Task being performed at time of interview: Rehab of manhole trees (pictures)
Was worker believable? YES

Interview notes:
[REDACTED] Oakland CA 94601.
Working on project site 1 month.
Working 40 hours per week/also paid OT.
Laborers local union 304-Oakland.

Employee: [REDACTED] EMPLOYEE NOT FOUND IN CERTIFIED PAYROLL REPORT.
Base pay: \$29.37 RATE NOT AVAILABLE FOR COMPARISON.
Classification: LABORER AND RELATED CLASSIFICATIONS - GROUP 3 AREA 1
Task being performed at time of interview: Rehabing of manhole trees (pictures)
Was worker believable? YES

Interview notes:
[REDACTED] Oakland CA 94621.
Working 1 month on project site.
Working 40 hours per week/paid OT when applicable.
Laborers local union 304-Oakland.

SUMMARY:

Total workers observed on site: 3.00 CPR SHOWS 7 WORKERS ON VISIT'S DATE.

Interviewer: Matt Berens

Site visitation notes:



WEEKLY CERTIFIED PAYROLL REPORTING FORM

NAME OF CONTRACTOR : ANDES CONSTRUCTION, INC.		CONTRACTORS LICENSE No. 528021 SPECIALTY LICENSE No.		ADDRESS : 5305 EAST 12TH STREET, OAKLAND, CA 94601		PROJECT LOCATION/ CODE / NAME : ALAMEDA COUNTY/ C329116 / Rehabilitation of Sanitary Sewers in the Easement by Knowland Park Zoo					
PAYROLL No. 3		FOR WEEK ENDING: 09/25/2011 SUBMITTED ON: December 09, 2011		MOTOR CARRIER PERMIT No.		UNION Union		SELF-INSURED CERTIFICATE No. WORKERS' COMP. POLICY : 1765071-01		WAGE DECISION : 2010-1	

NAME ADDRESS, SSN, DRIVER LICENSE, ETHNICITY, GENDER	WORK CLASSIFICATION, LOCATION	HOURS WORKED EACH DAY							TOTAL HOURS	HOURLY RATE OF PAY	GROSS AMOUNT EARNED	DEDUCTION, CONTRIBUTION AND PAYMENTS							NET WGS PAID FOR WEEK	CHECK No.	
		9/19/11	9/20/11	9/21/11	9/22/11	9/23/11	9/24/11	9/25/11				Federal Tax	Social Security	Medicare	State Tax	Local Taxes /SDI	Other	Savings			
[REDACTED] OAKLAND, CA. 94603	OPERATING ENGINEER (HEAVY HIGHWAY WORK) / APPRENTICE OPERATING ENGINEER I										THIS PROJECT	ALL PROJECTS									
	WO: ALAMEDA COUNTY	S	8.00	8.00	8.00	8.00	8.00	0.00	40.00	\$36.53	\$1,329.77	1,329.77	194.00	55.85	19.29	74.09	15.96	0.00	0.00	970.58	15940
		O	0.00	0.00	0.00	1.50	0.00	0.00	1.50	\$45.71	\$1,329.77		Dues	Trav. Subs	Health & Welfare	Pension	Vacation Holiday	Training	All Other	Total Deductions	
		D	0.00	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00			0.00	0.00	\$0.00	\$0.00	\$11.14	\$857.39	\$0.00	\$359.19	
All or Part of Fringes Paid to Employee: NO		Vacation, Holiday and Dues in Gross Pay: NO		Rate in Lieu of Fringes: \$0.00		Voluntary Contributions in Gross Pay: NO															

NAME ADDRESS, SSN, DRIVER LICENSE, ETHNICITY, GENDER	LABORER AND RELATED CLASSIFICATIONS / GROUP / AREA 1	HOURS WORKED EACH DAY							TOTAL HOURS	HOURLY RATE OF PAY	THIS PROJECT	ALL PROJECTS	Federal Tax	Social Security	Medicare	State Tax	Local Taxes /SDI	Other	Savings	Net Paid Week	Check No.	
		9/19/11	9/20/11	9/21/11	9/22/11	9/23/11	9/24/11	9/25/11					90.00	35.16	12.14	27.67	10.04	70.68	0.00	0.00	591.36	15944
[REDACTED] OAKLAND, CA. 94621	LABORER AND RELATED CLASSIFICATIONS / GROUP / AREA 1										THIS PROJECT	ALL PROJECTS										
	WO: ALAMEDA COUNTY	S	0.00	0.00	0.00	5.00	0.00	0.00	5.00	\$29.37	\$196.85	837.05	Dues	Trav. Subs	Health & Welfare	Pension	Vacation Holiday	Training	All Other	Total Deductions		
		O	0.00	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00	\$196.85		0.00	0.00	\$0.00	\$0.00	\$0.00	\$417.81	\$0.00	\$245.69		
		D	0.00	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00			0.00	0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	
All or Part of Fringes Paid to Employee: NO		Vacation, Holiday and Dues in Gross Pay: YES		Rate in Lieu of Fringes: \$0.00		Voluntary Contributions in Gross Pay:																

NAME ADDRESS, SSN, DRIVER LICENSE, ETHNICITY, GENDER	LABORER AND RELATED CLASSIFICATIONS / APPRENTICE LABORER I	HOURS WORKED EACH DAY							TOTAL HOURS	HOURLY RATE OF PAY	THIS PROJECT	ALL PROJECTS	Federal Tax	Social Security	Medicare	State Tax	Local Taxes /SDI	Other	Savings	Net Paid Week	Check No.	
		9/19/11	9/20/11	9/21/11	9/22/11	9/23/11	9/24/11	9/25/11					3.00	11.94	4.12	0.00	3.41	33.48	0.00	0.00	228.23	15947
[REDACTED] OAKLAND, CA. 94601	LABORER AND RELATED CLASSIFICATIONS / APPRENTICE LABORER I										THIS PROJECT	ALL PROJECTS										
	WO: ALAMEDA COUNTY	S	0.00	0.00	0.00	0.00	6.00	0.00	6.00	\$21.05	\$126.30	284.48	Dues	Trav. Subs	Health & Welfare	Pension	Vacation Holiday	Training	All Other	Total Deductions		
		O	0.00	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00	\$126.30		0.00	0.00	\$0.00	\$0.00	\$0.00	\$197.91	\$0.00	\$55.95		
		D	0.00	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00			0.00	0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	
All or Part of Fringes Paid to Employee: NO		Vacation, Holiday and Dues in Gross Pay: NO		Rate in Lieu of Fringes: \$0.00		Voluntary Contributions in Gross Pay:																

NAME ADDRESS, SSN, DRIVER LICENSE, ETHNICITY, GENDER	LABORER AND RELATED CLASSIFICATIONS / GROUP / AREA 1	HOURS WORKED EACH DAY							TOTAL HOURS	HOURLY RATE OF PAY	THIS PROJECT	ALL PROJECTS	Federal Tax	Social Security	Medicare	State Tax	Local Taxes /SDI	Other	Savings	Net Paid Week	Check No.	
		9/19/11	9/20/11	9/21/11	9/22/11	9/23/11	9/24/11	9/25/11					52.00	34.54	11.92	6.39	9.87	69.44	0.00	0.00	638.21	15949
[REDACTED] OAKLAND, CA. 94621	LABORER AND RELATED CLASSIFICATIONS / GROUP / AREA 1										THIS PROJECT	ALL PROJECTS										
	WO: ALAMEDA COUNTY	S	0.00	8.00	7.50	0.00	0.00	0.00	15.50	\$29.37	\$455.24	822.37	Dues	Trav. Subs	Health & Welfare	Pension	Vacation Holiday	Training	All Other	Total Deductions		
		O	0.00	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00	\$455.24		0.00	0.00	\$0.00	\$0.00	\$0.00	\$410.45	\$0.00	\$184.16		
		D	0.00	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00			0.00	0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	
All or Part of Fringes Paid to Employee: NO		Vacation, Holiday and Dues in Gross Pay: YES		Rate in Lieu of Fringes: \$0.00		Voluntary Contributions in Gross Pay:																

DL

EXEMPT	LABORER AND RELATED CLASSIFICATIONS / GROUP 3 AREA 1	9/19/11	9/20/11	9/21/11	9/22/11	9/23/11	9/24/11	9/25/11	TOTAL HOURS	HOURLY RATE OF PAY	THIS PROJECT	ALL PROJECTS	Federal Tax	Social Security	Medicare	State Tax	Local Taxes / SDI	Other	Savings	Net Paid Week	Check No.
		M	T	W	TH	F	S	S													
		S	O	D	Rate in Lieu of Fringes:																
	WO.	0.00	0.00	0.00	8.00	8.00	0.00	0.00	16.00	\$29.37	\$576.95	1,309.96	136.00	55.02	18.99	33.09	15.72	106.64	0.00	944.50	15951
	ALAMEDA COUNTY	0.00	0.00	0.00	2.00	0.50	0.00	0.00	2.50	\$42.81			Dues	Trav. Sub.	Health & Welfare	Pension	Vacation Holiday	Training	All Other	Total Deductions	
		0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00			0.00	0.00	\$0.00	\$0.00	\$630.38	\$0.00	\$365.46		
		0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00			Voluntary Pension	Voluntary Medical	Paid in Lieu of Fringes	0.00					

All or Part of Fringes Paid to Employee: NO
NOTES:

Vacation, Holiday and Dues in Gross Pay: YES
Voluntary Contributions in Gross Pay:

EXEMPT	LABORER AND RELATED CLASSIFICATIONS / APPRENTICE LABORER 3	9/19/11	9/20/11	9/21/11	9/22/11	9/23/11	9/24/11	9/25/11	TOTAL HOURS	HOURLY RATE OF PAY	THIS PROJECT	ALL PROJECTS	Federal Tax	Social Security	Medicare	State Tax	Local Taxes / SDI	Other	Savings	Net Paid Week	Check No.
		M	T	W	TH	F	S	S													
		S	O	D	Rate in Lieu of Fringes:																
	WO.	0.00	0.00	0.00	0.00	8.00	0.00	0.00	8.00	\$21.00	\$168.00	87 L.08	115.00	36.59	12.63	32.76	10.46	36.08	0.00	627.56	15955
	ALAMEDA COUNTY	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00			Dues	Trav. Sub.	Health & Welfare	Pension	Vacation Holiday	Training	All Other	Total Deductions	
		0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00			0.00	0.00	\$0.00	\$0.00	\$291.51	\$0.00	\$243.52		
		0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00			Voluntary Pension	Voluntary Medical	Paid in Lieu of Fringes	0.00					

All or Part of Fringes Paid to Employee: NO
NOTES:

Vacation, Holiday and Dues in Gross Pay: NO
Voluntary Contributions in Gross Pay:

EXEMPT	LABORER AND RELATED CLASSIFICATIONS / GROUP 3 AREA 1	9/19/11	9/20/11	9/21/11	9/22/11	9/23/11	9/24/11	9/25/11	TOTAL HOURS	HOURLY RATE OF PAY	THIS PROJECT	ALL PROJECTS	Federal Tax	Social Security	Medicare	State Tax	Local Taxes / SDI	Other	Savings	Net Paid Week	Check No.
		M	T	W	TH	F	S	S													
		S	O	D	Rate in Lieu of Fringes:																
	WO.	8.00	8.00	8.00	8.00	8.00	0.00	0.00	40.00	\$29.37	\$1,239.02	1,239.02	125.00	52.04	17.96	28.41	14.87	102.92	0.00	897.82	15965
	ALAMEDA COUNTY	0.00	0.00	0.00	1.50	0.00	0.00	0.00	1.50	\$42.81			Dues	Trav. Sub.	Health & Welfare	Pension	Vacation Holiday	Training	All Other	Total Deductions	
		0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00			0.00	0.00	\$0.00	\$0.00	\$608.39	\$0.00	\$341.20		
		0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00			Voluntary Pension	Voluntary Medical	Paid in Lieu of Fringes	0.00					

All or Part of Fringes Paid to Employee: NO
NOTES:

Vacation, Holiday and Dues in Gross Pay: YES
Voluntary Contributions in Gross Pay:

TOTAL STANDARD HOURS:	136.50	TOTAL 1.5 OT HOURS:	5.50	TOTAL 2.0 OT HOURS:	0.00	GRAND TOTAL HOURS:	136.00
-----------------------	--------	---------------------	------	---------------------	------	--------------------	--------

Date Friday, December 9, 2011

I, VANESSA OROZCO the undersigned, am the OFFICE MANAGER with the authority to act for and on behalf of ANDES CONSTRUCTION, INC. certify under penalty of perjury that the records thereof submitted depict the payroll record(s) of the actual disbursement by way of cash, check, or whatever form to the individual, or individuals named in the electronic records submitted for week ending on: 9/25/2011. I herein certify under penalty of perjury that all of the above is true and correct as submitted.

Signature _____

REMARKS:

NAME: VANESSA OROZCO
TITLE: OFFICE MANAGER

Electronic Signature Code: 528021-C329116-9/25/2011 12:00:00 AM-0-129679231882108921

D-7

EMPLOYEE INFORMATION	EXEMPT	LABORER AND RELATED CLASSIFICATIONS / GROUP 3 AREA I	WEEK ENDING							TOTAL HOURS	HOURLY RATE OF PAY	THIS PROJECT	ALL PROJECTS	DEDUCTIONS								Net Paid Week	Check No.		
			10/24/11	10/25/11	10/26/11	10/27/11	10/28/11	10/29/11	10/30/11					Federal Tax	Social Security	Medicare	State Tax	Local Taxes / SDI	Other	Savings					
			M	T	W	TH	F	S	S																
██████████ OAKLAND, CA. 94611		WO:	S	4.00	8.00	0.00	5.50	0.00	0.00	0.00	17.50	\$29.37	\$513.98	1,101.38	94.00	46.26	15.97	18.66	13.22	93.00	0.00	820.27	16104		
DL: HISPANIC Male	0	ALAMEDA COUNTY	O	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00													
			D	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00													
All or Part of Fringes Paid to Employee: NO			Vacation, Holiday and Dues In Gross Pay: YES							Rate in Lieu of Fringes: \$0.00				Voluntary Pension		Voluntary Medical		Paid in Lieu of Fringes							
NOTES:			Voluntary Contributions in Gross Pay:																						

EMPLOYEE INFORMATION	EXEMPT	LABORER AND RELATED CLASSIFICATIONS / GROUP 3 AREA I	WEEK ENDING							TOTAL HOURS	HOURLY RATE OF PAY	THIS PROJECT	ALL PROJECTS	DEDUCTIONS								Net Paid Week	Check No.		
			10/24/11	10/25/11	10/26/11	10/27/11	10/28/11	10/29/11	10/30/11					Federal Tax	Social Security	Medicare	State Tax	Local Taxes / SDI	Other	Savings					
			M	T	W	TH	F	S	S																
██████████ Apartment #1, OAKLAND, CA. 94621		WO:	S	0.00	8.00	0.00	6.00	0.00	0.00	0.00	14.00	\$29.37	\$432.59	1,158.88	113.00	48.67	16.80	23.29	13.91	96.72	0.00	846.49	16116		
DL: HISPANIC Male	0	ALAMEDA COUNTY	O	0.00	0.50	0.00	0.00	0.00	0.00	0.00	0.50	\$42.81													
			D	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00													
All or Part of Fringes Paid to Employee: NO			Vacation, Holiday and Dues In Gross Pay: YES							Rate in Lieu of Fringes: \$0.00				Voluntary Pension		Voluntary Medical		Paid in Lieu of Fringes							
NOTES:			Voluntary Contributions in Gross Pay:																						

EMPLOYEE INFORMATION	EXEMPT	LABORER AND RELATED CLASSIFICATIONS / GROUP 3 AREA I	WEEK ENDING							TOTAL HOURS	HOURLY RATE OF PAY	THIS PROJECT	ALL PROJECTS	DEDUCTIONS								Net Paid Week	Check No.		
			10/24/11	10/25/11	10/26/11	10/27/11	10/28/11	10/29/11	10/30/11					Federal Tax	Social Security	Medicare	State Tax	Local Taxes / SDI	Other	Savings					
			M	T	W	TH	F	S	S																
██████████ 12TH STREET., OAKLAND, CA. 94611		WO:	S	5.00	0.00	0.00	0.00	0.00	0.00	0.00	5.00	\$29.37	\$146.85	1,057.32	98.00	44.41	15.33	18.82	12.68	89.28	0.00	778.80	16120		
DL: HISPANIC Male	0	ALAMEDA COUNTY	O	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00													
			D	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00													
All or Part of Fringes Paid to Employee: NO			Vacation, Holiday and Dues In Gross Pay: YES							Rate in Lieu of Fringes: \$0.00				Voluntary Pension		Voluntary Medical		Paid in Lieu of Fringes							
NOTES:			Voluntary Contributions in Gross Pay:																						

TOTAL STANDARD HOURS :	59.50	TOTAL 1.5 OT HOURS:	6.50	TOTAL 2.0 OT HOURS:	0.00	GRAND TOTAL HOURS:	60.00
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Date Friday, December 9, 2011

I, VANESSA OROZCO the undersigned, am the OFFICE MANAGER with the authority to act for and on behalf of ANDES CONSTRUCTION, INC. certify under penalty of perjury that the records thereof submitted depict the payroll record(s) of the actual disbursement by way of cash, check, or whatever form to the individual, or individuals named in the electronic records submitted for week ending on: 10/30/2011. I herein certify under penalty of perjury that all of the above is true and correct as submitted.

Signature _____

REMARKS:

NAME: VANESSA OROZCO
TITLE: OFFICE MANAGER

Electronic Signature Code: S28021-C329116-10/30/2011 12:00:00 AM-0-129679242122005591

D-8



WEEKLY CERTIFIED PAYROLL REPORTING FORM

NAME OF CONTRACTOR : ANDES CONSTRUCTION, INC.		CONTRACTOR'S LICENSE No. 528021 SPECIALTY LICENSE No.		ADDRESS : 5305 EAST 12TH STREET, OAKLAND, CA 94601		PROJECT LOCATION/ CODE / NAME : ALAMEDA COUNTY / C329116 / Rehabilitation of Sanitary Sewers in the Easement by Knowland Park Zoo	
PAYROLL No. 8		FOR WEEK ENDING: 10/30/2011 SUBMITTED ON: December 09, 2011		MOTOR CARRIER PERMIT No.		UNION Union	
				SELF-INSURED CERTIFICATE No.		WORKERS' COMP. POLICY : 1765071-44	
						WAGE DECISION : 2010-1	

NAME ADDRESS, SSN, DRIVER LICENSE, ETHNICITY, GENDER	WORK CLASSIFICATION, LOCATION	HOURS WORKED EACH DAY							TOTAL HOURS	HOURLY RATE OF PAY	GROSS AMOUNT EARNED		DEDUCTION, CONTRIBUTION AND PAYMENTS							NET WGS PAID FOR WEEK	CHECK No
		10/24/11	10/25/11	10/26/11	10/27/11	10/28/11	10/29/11	10/30/11	TOTAL HOURS	HOURLY RATE OF PAY	THIS PROJECT	ALL PROJECTS	Federal Tax	Social Security	Medicare	State Tax	Local Taxes /SDI	Other	Savings	Net Paid Week	Check No.
██████████ ██████████, OAKLAND, CA, 94603 DL: HISPANIC Male	OPERATING ENGINEER (HEAVY & HIGHWAY WORK)/ APPRENTICE OPERATING ENGINEER I WO: ALAMEDA COUNTY								2.00	\$31.53	\$63.06	630.60	48.00	26.48	9.15	10.75	7.56	0.00	0.00	\$28.66	16097
		S	0.00	0.00	2.00	0.00	0.00	0.00	0.00	\$0.00			Dues	Trav. Subs	Health & Welfare	Pension	Vacation Holiday	Training	All Other	Total Deductions	
		O	0.00	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00			0.00	0.00	\$0.00	\$0.00	\$63.20	\$413.20	\$0.00	\$101.94	
		D	0.00	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00			Voluntary Pension	Voluntary Medical	Paid in Lieu of Fringes						
									\$0.00												

All or Part of Fringes Paid to Employee: NO
 NOTES: Vacation, Holiday and Dues in Gross Pay: NO
 Voluntary Contributions in Gross Pay: Rate in Lieu of Fringes: \$0.00

NAME ADDRESS, SSN, DRIVER LICENSE, ETHNICITY, GENDER	LABORER AND RELATED CLASSIFICATIONS / GROUP 3 AREA 1	HOURS WORKED EACH DAY							TOTAL HOURS	HOURLY RATE OF PAY	GROSS AMOUNT EARNED		DEDUCTION, CONTRIBUTION AND PAYMENTS							NET WGS PAID FOR WEEK	CHECK No
		10/24/11	10/25/11	10/26/11	10/27/11	10/28/11	10/29/11	10/30/11	TOTAL HOURS	HOURLY RATE OF PAY	THIS PROJECT	ALL PROJECTS	Federal Tax	Social Security	Medicare	State Tax	Local Taxes /SDI	Other	Savings	Net Paid Week	Check No.
██████████ ██████████, OAKLAND, CA, 94603 DL: HISPANIC Male	LABORER AND RELATED CLASSIFICATIONS / GROUP 3 AREA 1 WO: ALAMEDA COUNTY								2.50	\$29.37	\$73.43	1,165.61	171.00	48.95	16.91	59.39	13.99	96.72	0.00	758.65	16098
		S	0.00	2.50	0.00	0.00	0.00	0.00	0.00	\$0.00			Dues	Trav. Subs	Health & Welfare	Pension	Vacation Holiday	Training	All Other	Total Deductions	
		O	0.00	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00			0.00	0.00	\$0.00	\$0.00	\$0.00	\$371.74	\$0.00	\$406.96	
		D	0.00	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00			Voluntary Pension	Voluntary Medical	Paid in Lieu of Fringes						
									\$0.00												

All or Part of Fringes Paid to Employee: NO
 NOTES: Vacation, Holiday and Dues in Gross Pay: YES
 Voluntary Contributions in Gross Pay: Rate in Lieu of Fringes: \$0.00

NAME ADDRESS, SSN, DRIVER LICENSE, ETHNICITY, GENDER	LABORER AND RELATED CLASSIFICATIONS / GROUP 3 AREA 1	HOURS WORKED EACH DAY							TOTAL HOURS	HOURLY RATE OF PAY	GROSS AMOUNT EARNED		DEDUCTION, CONTRIBUTION AND PAYMENTS							NET WGS PAID FOR WEEK	CHECK No
		10/24/11	10/25/11	10/26/11	10/27/11	10/28/11	10/29/11	10/30/11	TOTAL HOURS	HOURLY RATE OF PAY	THIS PROJECT	ALL PROJECTS	Federal Tax	Social Security	Medicare	State Tax	Local Taxes /SDI	Other	Savings	Net Paid Week	Check No.
██████████ ██████████, OAKLAND, CA, 94601 DL: HISPANIC Male	LABORER AND RELATED CLASSIFICATIONS / GROUP 3 AREA 1 WO: ALAMEDA COUNTY								13.50	\$29.37	\$396.50	866.42	80.00	36.39	12.56	15.62	10.40	73.16	0.00	638.29	16099
		S	0.00	8.00	0.00	5.50	0.00	0.00	0.00	\$0.00			Dues	Trav. Subs	Health & Welfare	Pension	Vacation Holiday	Training	All Other	Total Deductions	
		O	0.00	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00			0.00	0.00	\$0.00	\$0.00	\$0.00	\$432.47	\$0.00	\$228.13	
		D	0.00	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00			Voluntary Pension	Voluntary Medical	Paid in Lieu of Fringes						
									\$0.00												

All or Part of Fringes Paid to Employee: NO
 NOTES: Vacation, Holiday and Dues in Gross Pay: YES
 Voluntary Contributions in Gross Pay: Rate in Lieu of Fringes: \$0.00

NAME ADDRESS, SSN, DRIVER LICENSE, ETHNICITY, GENDER	LABORER AND RELATED CLASSIFICATIONS / GROUP 3 AREA 1	HOURS WORKED EACH DAY							TOTAL HOURS	HOURLY RATE OF PAY	GROSS AMOUNT EARNED		DEDUCTION, CONTRIBUTION AND PAYMENTS							NET WGS PAID FOR WEEK	CHECK No
		10/24/11	10/25/11	10/26/11	10/27/11	10/28/11	10/29/11	10/30/11	TOTAL HOURS	HOURLY RATE OF PAY	THIS PROJECT	ALL PROJECTS	Federal Tax	Social Security	Medicare	State Tax	Local Taxes /SDI	Other	Savings	Net Paid Week	Check No.
██████████ ██████████, OAKLAND, CA, 94601 DL: HISPANIC Male	LABORER AND RELATED CLASSIFICATIONS / GROUP 3 AREA 1 WO: ALAMEDA COUNTY								5.00	\$21.05	\$105.25	768.33	69.00	32.27	11.14	19.84	9.22	90.52	0.00	536.34	16103
		S	5.00	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00			Dues	Trav. Subs	Health & Welfare	Pension	Vacation Holiday	Training	All Other	Total Deductions	
		O	0.00	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00			0.00	0.00	\$0.00	\$0.00	\$0.00	\$535.09	\$0.00	\$231.99	
		D	0.00	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00			Voluntary Pension	Voluntary Medical	Paid in Lieu of Fringes						
									\$0.00												

All or Part of Fringes Paid to Employee: NO
 NOTES: Vacation, Holiday and Dues in Gross Pay: NO
 Voluntary Contributions in Gross Pay: Rate in Lieu of Fringes: \$0.00

Handwritten mark: 12

Attachment E

Carpenters Local Union #713

Carpenters Local Union #713
1050 Mattox Road
Hayward, CA 94541
Phone: (510) 581-7817
Fax: (510) 581-1267

Work Referral

Dispatch Date: 11/7/2011
Start Date: 11/7/2011

Employee: Terence [REDACTED] - U [REDACTED]
Local: Carpenters #713
Job Class: Journeyman - Scaffold
Type: Request
Certifications:

Employer: [REDACTED] Non-ADR Employer
Report To:
Location:

Project: Affordable Apartments (NEGOTIATED) - 2011002224
Address: 720 E 11th St
City: Oakland, CA 94606

Dispatching Union Representative: James Smith

Wages:	37:65	Health & Welfare:	10:80	Industry Promotion:	0:29
Vacation:	2:40	Pension:	9:10	Work Preservation:	0:05
Work Fee:	1:60	Annuity:	2:15	Travel:	0:00
		Apprenticeship:	0:72	Subsistence:	0:00

Note: By accepting this referral, the individual employer recognizes the Union and each of its affiliated local unions and district councils as the majority collective bargaining representative of his or its employee employed in the 46 Northern California counties performing work covered by the Carpenters Master Agreement(s) for Northern California and/or the Piledrivers Master Agreement(s) and/or the Drywall/Lathing Master Agreement and recognizes the Union as the exclusive collective bargaining agent for such employees and further agrees that he or it is bound to said Master Agreement(s) including all the wages, hours, and all other terms and conditions of such Master Agreement(s) including the payment of all wage scales, and all Trust Fund contributions required by said agreement(s)

In case of industrial injury, I hereby designate _____
as my physician.

3BDACA4100

E-1

[REDACTED]
[REDACTED]
[REDACTED]
Carpenters Union Local #713
1050 Mattox Road
Hayward, CA 94541
Phone: 510 581-7817
Fax: 510 581-1267

November 4, 2011

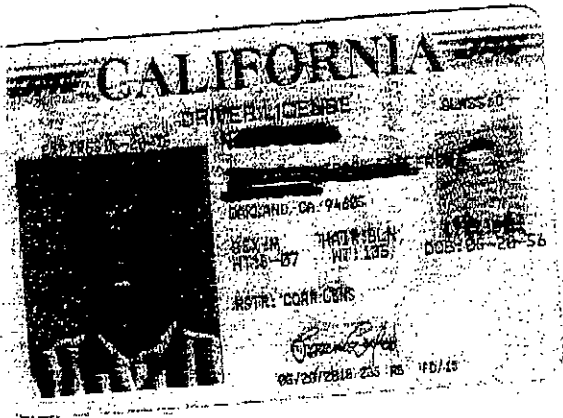
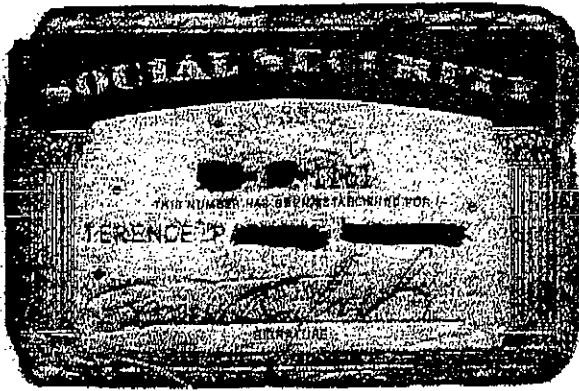
To Whom It May Concern,

This letter is to service as notice of [REDACTED] [REDACTED]
intent to hire Terence [REDACTED] Social Security # [REDACTED]-[REDACTED]-1161 as a
Journeyman scaffold rigger for the project of 720 E. 11th Street
Housing, Oakland, CA for Branagh, Inc. and The City of Oakland.
Please call me if you have any questions at [REDACTED]

Please Fax his dispatch to my attention at [REDACTED]

Respectfully,

Kelli [REDACTED]
[REDACTED]



FordCredit

Customer Service Center
P.O. Box 542000
Omaha NE 68154-8000



ADDRESS SE

0053793 01 MB 0.387 -AUTO T1 0 1243 94605-412784 -CD1-P53866-41

TERENCE P. [redacted]
[redacted]
OAKLAND CA 94605-4127

MONTHLY STATEMENT ENC
FACTURA MENSUAL INCLUIDA

Attachment F

CITY OF OAKLAND



DALZIEL BUILDING • 250 FRANK H. OGAWA PLAZA, SUITE 3341 • OAKLAND, CALIFORNIA 94612

Department of Contracting and Purchasing

May 9, 2012

(510) 238-3970
FAX (510) 238-3363
TDD (510) 238-2007

[REDACTED]

This letter is to remind you of your responsibilities under your contract with the City of Oakland or Oakland Redevelopment Agency to comply with the City of Oakland's 50% Local Employment Program (LEP) and 15% Oakland Apprenticeship Program. Enclosed is a workforce report detailing the utilization of Oakland apprentices and journeymen.

The 50% LEP establishes a goal of 50% of the work hours be performed by Oakland residents on a craft-by-craft basis and a minimum of 50% of all new hires on the project be Oakland residents, and the first new hire must be an Oakland resident.

Compliance with the 50% LEP requires all contractors and subcontractors to meet or exceed the 50% work force and new hire requirements or submit the following documentation for an exemption:

- Subcontractor work performed by an Owner Operator
- Subcontractor work performed was less than 40 hours
- Subcontractor's core work force includes 50% Oakland employees; no new hires
- Subcontractor requires no more than two craft employees to perform subcontractor's work; the subcontractor will not have any new hires; and the subcontractor is a Small Local Business Enterprise (SLBE)

The 15% Oakland Apprenticeship Program establishes a goal of 15% of total work hours be performed by Oakland apprentices.

Compliance with the 15% Oakland Apprenticeship Program requires all contractors and subcontractors to meet or exceed the 15% Oakland apprenticeship requirement and/or submit the following documentation:

- 15% of total work hours performed by Oakland apprentices
- 7.5% of total work hours performed by Oakland resident apprentices on City project and 7.5% of total work hours performed by Oakland resident apprentices on non-City projects.

it is your responsibility to review the enclosed Oakland Hours utilization report and to ensure that you have met and/or exceeded the 50% LEP and the 15% Oakland Apprenticeship on a craft-by-craft basis.

F-1

If the goals have not been achieved, you must contact me at (510) 238-7735 to address any deficiencies. Failure to achieve the program requirements will result in penalties as outlined in the programs.

Respectfully,

MATT BERENS
Contract Compliance Field Technician

FR



REPORT OF COMPLETION AND ACCEPTANCE

NOTICE OF COMPLETION DATE: March 13, 2012

PROJECT NO. C443710

I hereby certify that Downrite Corporation

has completed 711 - 71st Avenue Demolition Project.

Said work has been performed and materials furnished in accordance with the plans and specifications prepared by the Assistant Director of Public Works Agency and I recommend acceptance of this work on March 13, 2012.

Recommended for Approval by: Jun Osalbo 3-13-12
 Resident Engineer Date

Recommended for Approval by: Shelley Darenburg 3-13-12
 Designer/Project Manager Date

Date of Contract October 3, 2011

Resolution Number# 83370 CMS

David Lee 3/14/12
APPROVED BY CONSTRUCTION ENGINEER Date

CC: Contract Compliance - Shelley Darenburg



DALZIEL BUILDING • 250 FRANK H. OGAWA PLAZA, SUITE 3341 • OAKLAND, CALIFORNIA 94612

Department of Contracting and Purchasing

(510) 238-3970
FAX (510) 238-3363
TDD (510) 238-2007

May 4, 2012

Via Facsimile and Certified Mail

[REDACTED]

RE: [REDACTED]

[REDACTED]

This letter is to inform you that the City of Oakland is in receipt of the Notice of Completion (NOC) for the above referenced project. Please be advised that upon receipt of this NOC, the City of Oakland starts its closeout procedures for the project. We are hereby noticing you of any deficiencies on your project in an attempt to process your final payment as quickly as possible when received.

There are a number of steps in the City's closeout procedures as indicated below:

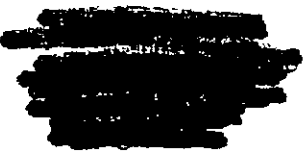
- Check for the input of all certified payroll reports into the City's LCP Tracker.
- Retrieve exit affidavits for all certified local businesses
- Review the project for compliance with the City's Local Employment Program (LEP) and 15% Apprenticeship requirements
- Proof of payment of all LCP-tracker-fees

Input of Certified Payroll Reports

The City's Local and Small Local Business Enterprise, Part III, Local Employment states in part:

"The developer or contractor must submit reports for compliance with the LEP as required by the City. These reports may include weekly certified payroll records for all crafts covered under these Program provisions within five (5) working days of the end of each payroll period. Certified payrolls must be electronically submitted using the LCPtracker".

Review of the LCP tracker indicated that your subcontractor XYZ Trucking failed to input certified payroll reports into the LCP tracker. Please have your subcontractor input the payroll



reports immediately. Failure to do so will result in your firm and/or its subcontractor being placed in noncompliance with the City's Program. The penalty for non-compliance with the certified payroll requirement is one percent (1%) of the contract amount or one thousand dollars (\$1,000) per day (whichever is less) if records or documents are not provided within the specified time.

Exit Affidavits

Firms are required to submit an exit affidavit(s) (Schedule F) for all Local and Small Local Business Enterprises (L/SLBE) at the end of each project. Our records indicate that there have been no exit affidavits submitted for XYZ Trucking, Subcontractor Company One and Subcontractor Company Two.

Local Employment and 15% Apprenticeship Requirements

The LEP Program requires that 50% of the workforce hours be performed by Oakland residents on a craft by craft basis. The LEP Program, Incentives and Penalties, states in part:

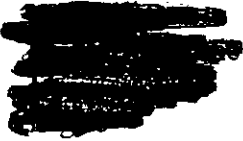
“When a contractor finishes its contract without meeting the LEP requirements, and a penalty is warranted, the City will withhold from final payment up to 150% of the wages for the deficient hours of the non-complying contractor's contract. The contractor will have one year to work off the hours owed by working Oakland residents on non-City projects. If at the end of this period all the deficient hours that have not been eliminated, the contractor will forfeit 150% of the wages for any remaining deficient hours to the City as a fine.

The chart below indicates the contractor/subcontractors that are in noncompliance with the LEP program requirements as well as the shortfall hours, hourly wage rate used to calculate the penalties owed and the penalty amount.

LEP Violation

Contractor/Subcontractor	Classification	Shortfall Hrs.	Hourly Rate	Penalty Amount
	Carpenter	86.63	60.83	5,269.70
	Cement Mason	75.75	47.21	3,567.16
	Operating Engineer	161.63	61.10	9,875.29
	Total Penalty Amount			\$18,712.15

The total penalty amount for noncompliance with the LEP program requirements is \$18,712.15.



15% OAWDPS Apprenticeship Program

The 15% Apprenticeship Program is a program with a policy requiring contractors meet a 15% participation resident apprenticeship hire goal that is based on total hours worked and on a craft-by-craft basis. The hours worked may be performed on City of Oakland projects, or 7.5% of the 15% hours worked may be performed by residents apprentices on a non-City of Oakland or Oakland Redevelopment Agency projects. The Apprenticeship Program states in part:

“If the City determines that a contractor or subcontractor has not complied, it will notify the contractor or subcontractor in writing of the shortfall hours, on a craft by craft basis. The number of shortfall hours will be multiplied by a factor of 1.5. From the time of written notice of non-compliance, the non-compliant contractor or subcontractor will be allowed six months to work off these hours by employing Oakland resident apprentices for the affected craft on any other non-City project, or by applying banked hours. In the event the contractor or subcontractor is unable to achieve the work hours to eliminate the penalty, the contractor or subcontractor may make a request in writing for an extension not to exceed six months, such that the total time allotted does not exceed a twelve-month period. Each request will be reviewed on a case-by-case basis and extensions will only be considered where the contractor presents evidence of good-faith efforts to discharge its shortfall hours within the original six-month period. The City will review on a case-by- case basis and reply within 30 days. The City will hold penalty dollars until the shortfall has been satisfied”.

The chart below indicates the contractors/subcontractors that are in noncompliance with the 15% Oakland Apprenticeship program requirements and the shortfall hours, hourly wage rate used to calculate the shortfall and the penalty amount.

15% Apprenticeship Violations

Contractor/Subcontractor	Classification	Shortfall Hrs.	Hourly Rate	Penalty Amount
	Carpenter	25.99	34.38	893.45
	Laborer	240.08	24.02	5,766.60
Total Penalty Amount				\$6,660.05

The total penalty amount for noncompliance with the 15% Oakland Apprenticeship program requirements is \$6,660.05.

When a contractor employs Oakland residents on non-City projects during the year prior to issuance of a notice to proceed on the City contract, those hours will apply toward the 50% workforce hour requirement.

In order to address these shortfalls with the LEP or Apprenticeship Program requirements your firm may submit off site hours worked by Oakland residents as indicated above. This will assist you in your efforts to reduce or eliminate the existing penalties.



LCP Tracker Fees

The project specifications, Section 7-2.2.1 Electronic Payroll Submittals states in part: Electronic Payroll Submission: The Contractor shall register for the City's selected electronic certified payroll tracking system—LCPtracker..." The Contractor shall contract with LCPtracker for the entire duration of the project construction."

Our records indicate that your firm has not paid LCP tracker fees as required above. The Notice to Proceed date for this project was June 15, 2011 and the last certified payroll reports entered was for week ending September 25, 2011. Total fees due for LCPtracker use are \$480.00.

You have ten (10) days from the date of this letter to address the deficiencies outlined above. Failure to do so may result in your final payment being withheld. Should you have any questions or concerns you may contact Jonothan Dumas, Local Employment Supervisor at (510) 238-6419, Vivian hunan, Contract Compliance Officer at (510) 238-6261 or me at (510) 238-7325.

Very truly yours,

Shelley Darensburg
Senior Contract Compliance Officer

Cc: LEP Supervisor, City of Oakland
Treva Avery, City of Oakland
Resident Engineer, City of Oakland
Project Manager, City of Oakland
Contract Compliance Officer, City of Oakland.

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MEETING OF THE
OAKLAND CITY COUNCIL

MAY 15 2012

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