



INTER OFFICE MEMORANDUM

TO: Allison Schwarz,
CIP Coordinator

FROM: Deborah Barnes, Director

Shelley Darensburg

THROUGH: Shelley Darensburg, Senior Contract Compliance Officer

PREPARED BY: Sophany Hang,
Contract Compliance Officer

Sophany Hang

SUBJECT: Oakland Animal Services HVAC
and Energy Management System
Replacement
Project No. 1003449

DATE: March 31, 2020

The City Administrator's Office, Contracts and Compliance Unit reviewed three (3) bids in response to the above project. The L/SLBE program requires that there must be at least three certified businesses listed in the industry, trade or profession that constitutes a major category of work. If at least three L/SLBEs are not certified, then the requirement is either waved or the 50% requirement may be set from 50% to 0%. There were no certified firms that could perform the scope of work; therefore, the minimum 50% Local/Small Local Business Enterprise participation requirement waived for this project.

This memorandum provides a preliminary review for compliance with the Equal Benefits Ordinance (EBO).

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	SLBE	*VSLBE/LPG	L/SLBE /VSLBE Trucking	Total Credited participation	Earned Bid Discounts	Adjusted Bid Amount	
Heathorn & Associates.	\$1,754,735.00	7.58%	7.58%	0.00%	0.00%	NA	NA	NA	NA	N
Bay Construction, Inc.	\$1,781,000.00	70.12%	7.86%	62.26%	0.00%	NA	NA	NA	NA	Y
American Chiller Service, Inc.	\$1,924,375.00	2.94%	1.23%	1.71%	0.00%	NA	NA	NA	NA	Y

Comments: As noted above, Heathorn & Associates is not EBO compliant. The firm must come into compliance prior to full contract execution.



Contractor Name: Heathorn & Associates.

Project Name: NA

Project No. NA

50% Local Employment Program (LEP)

Was the 50% LEP Goal achieved?	NA	If no, shortfall hours?	NA
Were all shortfalls satisfied?	NA	If no, penalty amount	NA

15% Oakland Apprenticeship Program

Was the 15% Apprenticeship Goal achieved?	NA	If no, shortfall hours?	NA
Were shortfalls satisfied?	NA	If no, penalty amount	NA

The spreadsheet below provides details of the 50% LEP and 15% Apprenticeship Programs. Information provided includes the following data: A) total project hours, B) core workforce hours deducted, C) LEP project employment and work hour goal; D) LEP employment and work hours achieved; E) resident new hires; F) shortfall hours; G) percent LEP compliance; H) total apprentice hours; I) apprenticeship goal and hours achieved; and J) Apprentice shortfall hours.

50% Local Employment Program (LEP)									15% Apprenticeship Program			
Total Project Hours	Core Workforce Hours Deducted	LEP Project Employment and Work Hours Goal		LEP Employment and Work Hours Achieved		# Resident New Hires	Shortfall Hours	% LEP Compliance	Total Apprenticeship Hours	Apprenticeship Goal and Hours		Apprentice Shortfall Hours
A	B	C		D		E	F	G	H	I		J
		Goal	Hours	Goal	Hours					Goal	Hours	
NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA

Comments: There is no Local Employment or 15% Apprenticeship data for this firm. The firm has not had a previous City of Oakland project.

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

CITY ADMINISTRATOR'S OFFICE

Contracts and Compliance Unit



PROJECT COMPLIANCE EVALUATION FOR :

Project No. 1003449

RE:

Oakland Animal Services HVAC and Energy Management System Replacement-Rebid

CONTRACTOR: Heathorn & Associates

<u>Engineer's Estimate:</u>	<u>Contractors' Bid Amount</u>	<u>Over/Under Engineer's</u>
\$970,000.00	\$1,754,735.00	\$784,735.00

<u>Discounted Bid Amount:</u>	<u>Amt. of Bid Discount</u>	<u>Discount Points:</u>
\$1,754,735.00	\$0.00	0.00%

1. Did the 50% local/small local requirement apply: **NO**

2. Did the contractor meet the 50% requirement **NA**

a) % of LBE participation	<u>7.58%</u>
b) % of SLBE participation	<u>0.00%</u>
c) % of VSLBE	<u>0.00%</u>

3. Did the contractor meet the L/SLBE trucking **NA**

a) Total L/SLBE trucking participation	<u>0.00%</u>
a) Total VSLBE trucking participation	<u>0.00%</u>

4. Did the contractor receive bid discount points? **NA**

(If yes, list the points received) **0.00%**

5. Additional Comments.

An availability analysis was performed for this project. There were no certified firms that could perform the scope of work. Therefore, the minimum 50% Local and Small Local Business Enterprise (L/SLBE) participation requirement has been waived.

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

3/31/2020

Date

**Reviewing
Officer:**

Seahung Hung

Date: 3/31/2020

Approved By:

Shelley Sorenburg

Date: 3/31/2020

LBE/SLBE Participation Bidder 1

Project Name:	Oakland Animal Services HVAC and Energy Management System Replacement-Rebid													
Project No.:	1003449.0	Engineer's Estima	970,000.00	Under/Over Engineers	-784,735.00									
Estimate:														
Discipline	Prime & Subs	Location	Cert.	LBE	SLBE	*VSLBE/LPG (2x Value)	Total LBE/SLBE	VSLBE Trucking	L/SLBE Trucking	Total Trucking	TOTAL Dollars	Ethn.	MBE	WBE
PRIME	Heathorn & Associates	San Leandro	UB								1,374,015.00	NL		
Roofing	Western Roofing	San Leandro	UB								144,720.00	NL		
Controls	RSD Total Control	Livermore	UB								65,000.00	NL		
Electrical	Beci Electric	Oakland	CB	133,000.00			133,000.00				133,000.00	C		133,000.00
Balancing	Carter Air Balance	Napa	UB								15,000.00	NL		
Insulation	Temper Insulation	SF	UB								18,000.00	A	18,000.00	
Crane	Hatton Crane	Hayward	UB								5,000.00	NL		
Project Totals														
				133,000.00	0.00	0.00	133,000.00	0.00	0.00	0.00	1,754,735.00		18,000.00	133,000.00
				7.58%	0.00%	0.00%	7.58%	0.00%	0.00%	0.00%	100.00%		1.03%	7.58%
				LBE 25%	SLBE 25%	VSLBE/LPG	TOTAL LBE/SLBE	VSLBE Trucking	TRUCKING	TOTAL DOLLARS				
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 and a VSLBE/LPP firm can be counted double towards achieving														
<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> C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed MO = Multiple Ownership </div> </div>														

CITY ADMINISTRATOR'S OFFICE

Contracts and Compliance Unit



PROJECT COMPLIANCE EVALUATION FOR :

Project No. 1003449

RE:

Oakland Animal Services HVAC and Energy Management System Replacement-Rebid

CONTRACTOR: Bay Construction, Inc.

<u>Engineer's Estimate:</u>	<u>Contractors' Bid Amount</u>	<u>Over/Under Engineer's Estimate</u>
\$970,000.00	\$1,781,000.00	\$811,000.00
<u>Discounted Bid Amount:</u>	<u>Amt. of Bid Discount</u>	<u>Discount Points:</u>
\$1,781,000.00	\$0.00	0.00%
1. Did the 50% local/small local requirement apply:		<u>NO</u>
2. Did the contractor meet the 50% requirement		<u>NA</u>
a) % of LBE participation		<u>7.86%</u>
b) % of SLBE participation		<u>62.26%</u>
c) % of VSLBE participation		<u>0.00%</u>
3. Did the contractor meet the L/SLBE trucking		<u>NA</u>
a) Total L/SLBE trucking participation		<u>0.00%</u>
a) Total VSLBE trucking participation		<u>0.00%</u>
4. Did the contractor receive bid discount points?		<u>NA</u>
(If yes, list the points received)		<u>0.00%</u>
5. Additional Comments.		

An availability analysis was performed for this project. There were no certified firms that could perform the scope of work. Therefore, the minimum 50% Local and Small Local Business Enterprise (L/SLBE) participation requirement has been waived

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

3/31/2020

Date

Reviewing Officer:

Shelley Darenburg

Date: 3/31/2020

Approved By:

Shelley Darenburg

Date: 3/31/2020

LBE/SLBE Participation Bidder 2

Project Name: Oakland Animal Services HVAC and Energy Management System Replacement-Rebid Project No.: 1003449.0 Engineer's Estimate: 970,000.00 Under/Over Engineers Estimate: -811,000.00														
Discipline	Prime & Subs	Location	Cert. Status	LBE	SLBE	*VSLBE/LPG (2x Value)	Total LBE/SLBE	VSLBE Trucking	L/SLBE Trucking	Total Trucking	TOTAL Dollars	Ethn.	MBE	WBE
PRIME Electrical Metal Work Mechanical	Bay Construction, Inc.	Oakland	CB		1,108,800.00		1,108,800.00				1,108,800.00	AP	1,108,800.00	
	Beci Electric	Oakland	CB	140,000.00			140,000.00				140,100.00	C		140,000.00
	Bay Area Welding	Richmond	UB								52,100.00	NL		
	Planet Mechanical	Folsom	UB								480,000.00	NL		
Project Totals				140,000.00 7.86%	1,108,800.00 62.26%	0.00 0.00%	1,248,800.00 70.12%	0.00 0.00%	0.00 0.00%	0.00 0.00%	1,781,000.00 100.00%		1,108,800.00 62.26%	140,000.00 7.86%
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 and aVSLBE/LPP firm can be counted double towards achieving the 50% requirement.														
<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> C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed MO = Multiple Ownership </div> </div>														

CITY ADMINISTRATOR'S OFFICE

Contracts and Compliance Unit



PROJECT COMPLIANCE EVALUATION FOR :

Project No. 1003449

RE:

Oakland Animal Services HVAC and Energy Management System Replacement-Rebid

CONTRACTOR: American Chiller Services, Inc

<u>Engineer's Estimate:</u>	<u>Contractors' Bid Amount</u>	<u>Over/Under Engineer's Estimate</u>
\$970,000.00	\$1,924,375.00	\$954,375.00
<u>Discounted Bid Amount:</u>	<u>Amt. of Bid Discount</u>	<u>Discount Points:</u>
\$1,924,375.00	\$0.00	0.00%

1. Did the 50% local/small local requirement apply: **NO**

2. Did the contractor meet the 50% requirement **NA**

a) % of LBE	<u>1.12%</u>	
b) % of SLBE	<u>1.56%</u>	
c) % of VSLBE participation	<u>*0.00%</u>	0.00% (double counted value)

3. Did the contractor meet the L/SLBE trucking **NA**

a) Total L/SLBE trucking participation	<u>0.00%</u>
a) Total VSLBE trucking participation	<u>0.00%</u>

4. Did the contractor receive bid discount points? **NA**

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

5. Additional Comments.
An availability analysis was performed for this project. There were no certified firms that could perform the scope of work. Therefore, the minimum 50% Local and Small Local Business Enterprise (L/SLBE) participation requirement has been waived.

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

3/31/2020

Date

**Reviewing
Officer:**

Seamus Harg

Date: 3/31/2020

Approved By:

Shelley Darenburg

Date: 3/31/2020

LBE/SLBE Participation Bidder 3

Project Name: Oakland Animal Services HVAC and Energy Management System Replacement-Rebid Project No.: 1003449 Engineer's Estimate: 970,000.00 Under/Over Engineers Estimate: -954,375.00														
Discipline	Prime & Subs	Location	Cert. Status	LBE	SLBE	*VSLBE/LPG (2x Value)	Total LBE/SLBE	VSLBE Trucking	L/SLBE Trucking	Total Trucking	TOTAL Dollars	Ethn.	MBE	WBE
PRIME	American Chiller Services, Inc	San Leandro	UB								420,490.71	NL		
Painting	Citywide painting	Oakland	CB		13,200.00		13,200.00				13,200.00	AP	13,200.00	
Controls	Automatic Controls Engineering	Richmond	UB								252,000.00	NL		
Crane	Hatton Crane	Brentwood	UB								19,200.00	NL		
Roofing	King's Roofing	Vallejo	UB								20,600.00	NL		
Insulation	Bayview Insulation	Oakland	CB	21,600.00			21,600.00				21,600.00	C		
Test + Balance	MTB Balance	Petaluma	UB								18,000.00	NL		
Ducting	Marina Mechanical	San Leandro	UB								420,000.00	NL		
Electrical	Electrical Services Co.	Oakland	UB								111,000.00	NL		
Equipment Supplier	Norman S Wright	Oakland	UB								543,338.49	NL		
Equipment Supplier	Sigler	Concord	UB								53,745.80	NL		
Concrete Structure	AA Johnson	Oakland	CB		16,800.00		16,800.00				16,800.00	C		
Steel	Metal Building Company	Oakland	UB								14,400.00	NL		
Project Totals														
				21,600.00 1.12%	30,000.00 1.56%	0.00 0.00%	51,600.00 2.68%	0.00 0.00%	0.00 0.00%	0.00 0.00%	1,924,375.00 100.00%		13,200.00 0.69%	0.00 0.00%
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 and a VSLBE/LPP firm can be counted double towards achieving the 50% requirement.												TOTAL DOLLARS		
LBE = Local Business Enterprise SLBE = Small Local Business Enterprise Total LBE/SLBE = All Certified Local and Small Local Businesses NPLBE = NonProfit Local Business Enterprise NP/SLBE = NonProfit Small Local Business Enterprise UB = Uncertified Business CB = Certified Business MBE = Minority Business Enterprise WBE = Women Business Enterprise												C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed MO = Multiple Ownership		