



INTER OFFICE MEMORANDUM

Department of Workplace and Employment Standards (DWES)

TO: Beaver Boonsook,
Transportation Engineer

FROM: Paula Peav, *P. Peav*
Contract Compliance Officer

DATE: March 4, 2026

SUBJECT: Compliance Analysis- Martin Luther King Jr. Way Streetscape Improvement Project, Project No. 1006954

The Department of Workplace and Employment Standards (DWES) reviewed four (4) bids submitted in response to the above referenced project.

In summary, all four (4) bids submitted meet the 16% Local and Small Local Business Enterprise (L/SLBE) requirement.

The L/SLBE participation requirement for this project was set at **16%**: 8% LBE and 8% SLBE.

Bids Compliant with the L/SLBE Participation Requirement:

- **Gallagher and Burk, Inc.**, a certified Locally Produced Goods Local Business Enterprise (LPGLBE) exceeds the minimum 16% L/SLBE participation requirement by proposing to self-perform 33.34% of the scope, in addition to having the following V/SLBE participation:

Name of Firm	Type of Firm	% of Scope
Level Construction	SLBE	9.16%
S&S Trucking	SLBE	3.47%
D's General Engineering	VSLBE	.45% (credited .91%)

- **Bay Cities Paving & Grading, Inc.**, a non-certified firm meets the minimum 16% L/SLBE participation requirement by proposing to self-perform 38.76% of the scope, in addition to having the following V/SLBE participation:

Name of Firm	Type of Firm	% of Scope
S&S Trucking	SLBE	5.95%
C&C Electric Inc.	SLBE	11.46%
D's General Engineering	VSLBE	.45% (credited .90%)

- **McGuire and Hester**, a certified Local Business Enterprise (LBE) firm exceeds the minimum 16% L/SLBE participation requirement by proposing to self-perform 47.63% of the scope, in addition to having the following V/SLBE participation, and an approved mentor-protégé agreement:

Name of Firm	Type of Firm	% of Scope
S&S Trucking	SLBE	6.70%
Cooper Construction & Engineering	VSLBE	8.15% (credited 16.31%) plus 10% mentor protégé agreement

- **Redgwick Construction, Co.** certified Local Business Enterprise (LBE) firm exceeds the minimum 16% L/SLBE participation requirement by proposing to self-perform 41.75% of the scope, in addition to having the following V/SLBE participation, and an approved mentor-protégé agreement:

Name of Firm	Type of Firm	% of Scope
S&S Trucking	SLBE	.96%
CEAU Co.	VSLBE	15.53% (credited 31.06%) plus 10% mentor protégé agreement
Curbside Trucking	VSLBE	.85% (credited 1.70%)
D's General Engineering	VSLBE	.39% (credited .79%)

Bid Discounts for L/SLBE Participation:

All four (4) bidders are compliant with the L/SLBE Program requirements and should be awarded Bid Discounts as summarized below:

Company Name	Bid Amount	Proposed versus Credited L/SLBE Participation								Trucking Met	L/SLBE Met	Earned bid discounts
		LBE PROPOSED	LBE CREDITED	SLBE PROPOSED	SLBE CREDITED	VSLBE PROPOSED	VSLBE CREDITED	Mentor Protégé Agreement (Yes or No)	TOTAL CREDITED			
Gallagher & Burk, Inc.	\$25,081,142.00	58.34%	13.54%	12.63%	12.63%	.45%	.91%	No	27.08%	Yes	Yes	3%
Bay Cities Paving & Grading, Inc.	\$25,399,504.20	2.20%	2.20%	17.41%	17.41%	.45%	.90%	No	20.51%	Yes	Yes	2%
McGuire & Hester*	\$26,499,339.50	49.90%	33.01%	6.70%	6.70%	8.15%	16.31%	Yes	66.02%	Yes	Yes	10%
Redgwick Construction, Co*	\$28,981,853.50	43.90%	43.90%	.96%	.96%	16.76%	33.53%	Yes	88.39%	Yes	Yes	10%

*McGuire & Hester and Redgwick Construction, Co. both received the maximum 10% bid discount for having an approved Mentor Protégé agreement with VSLBE firms.

Please contact Paula Peav, Contract Compliance Officer, at ppeav@oaklandca.gov or (510) 238-3190 with any questions.

LBE/SLBE PARTICIPATION BIDDER 1

Project Name:		Martin Luther King Jr. Way Streetscape Improvements												
Project No.:		1006954												
Discipline	Prime & Subs	Location	Cert. Status	LBE/LPG	SLBE	VSLBE double counted value	Total	L/SLBE	VSLBE	Total	TOTAL L BID AMOUNT	For Tracking Only		
							LBE/SLBE	Trucking	Trucking	Trucking	Dollars	Ethn.	MBE	WBE
PRIME	Gallagher & Burk	Oakland	CB	8,362,322			8,362,322				8,362,322	C		
Adjust Iron	D's General Engineering	Oakland	CB			113,700	113,700				113,700	O	113,700	
Underground	TDW Construction Inc.	Livermore	UB								2,706,120	NL		
Minor Concrete	M.F. Maher Inc.	Vallejo	UB								1,592,639	NL		
Electrical Material	Level Construction Supply	Oakland	CB		2,298,000		2,298,000				2,298,000	C		
Electrical	Ray's Electric	Oakland	CB	5,646,915			5,646,915				5,646,915	C		
Landscaping	WMA Landscape Construction Inc.	Livermore	UB								1,525,179	NL		
Paving Stone	WMA Landscape Construction Inc.	Livermore	UB								214,036	NL		
Fence	All Steel Fence Inc.	Lathrop	UB								80,096	NL		
Construction Area Signs	Farwest Safety, Inc.	Lodi	UB								135,509	NL		
Roadside Signs	Farwest Safety, Inc.	Lodi	UB								120,415	NL		
Striping	Specialized Pavement Marking LLC	Oregon	UB								557,702	NL		
Clearing	Reliable Tree Experts	Orinda	UB								113,600	NL		
Slurry Seal	Graham Contractors Inc.	SJ	UB								121,727	NL		
Materials	Gallagher & Burk Inc.	Oakland	CB	623,182			623,182				623,182	C		
Trucking	S&S Trucking	Oakland	CB		870,000		870,000	870,000		870,000	870,000	H	870,000	
Project Totals				\$14,632,419	\$3,168,000	\$113,700	\$17,914,119	\$870,000	\$0	\$870,000	\$25,081,142		\$983,700	\$0
				58.34	12.63	0.45	71.42	100.00	0.00	100.00	100.00		3.92	0.00
Requirements: The 50% requirements is reduced to 16%, a combination of 8% LBE and 8% SLBE participation. An SLBE firm can be counted 100% towards achieving 50% requirements. A VSLBE's participation is double counted toward meeting the requirements.				LBE/LPG	SLBE	VSLBE	Total	L/SLBE	VSLBE	Total	TOTAL BID AMOUNT	Ethnicity		
<p>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</p>				<p>UB = Uncertified Business CB = Certified Business MBE = Minority Business Enterprise WBE = Women Business Enterprise</p>				<p>AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed MO = Multiple Ownership</p>						



DEPARTMENT OF WORKPLACE & EMPLOYMENT STANDARDS

(DWES)

PROJECT EVALUATION FORM

PROJECT NO.: 1006954

PROJECT NAME: Martin Luther King Jr. Way Streetscape Improvements

CONTRACTOR: Gallagher & Burk

Contractor's Bid Amount: \$25,081,142

Discount Points: 3%

1. Did the 16% local/small local requirements apply? **YES**

2. Did the contractor meet the 16% requirement? **YES**

	<u>PROPOSED</u>	<u>CREDITED</u>
a) % of LBE participation	58.34%	13.54%
b) % of SLBE participation	12.63%	12.63%
c) % of VSLBE participation	0.45%	0.91%
d) Total % L/SLBE participation	71.42%	27.08%

3. Did the contractor meet the Trucking requirement? **YES**

a) Total SLBE/LBE trucking participation **100%**

4. Did the contractor receive bid discounts? **YES**

(If yes, list the percentage received) **3%**

5. Additional Comments.

VSLBE is double counted.

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

3/5/26

Date

Prepared by: Paula Peav

Date: 3/5/2026

Verified By: Sophany Hang

Date: 3/5/2026

LBE/SLBE PARTICIPATION BIDDER 2

Project Name:		Martin Luther King Jr. Way Streetscape Improvements												
Project No.:		1006954												
Discipline	Prime & Subs	Location	Cert. Status	LBE/LPG	SLBE	VSLBE double counted value	Total	L/SLBE	VSLBE	Total	TOTAL L BID AMOUNT	For Tracking Only		
							LBE/SLBE	Trucking	Trucking	Trucking	Dollars	Ethn.	MBE	WBE
PRIME	Bay Cities Paving & Grading, Inc.	Oakland	UB								9,844,408.85	NL		
AC Supplier	Gallagher & Burk, Inc.	Oakland	CB	559,155.00			559,155.00				559,155.00	C		
Trucking	S&S Trucking	Oakland	CB		1,510,942.00		1,510,942.00		1,510,942.00	1,510,942.00	1,510,942.00	H	1,510,942.00	
Utility Adjustment	D's General Engineering	Oakland	CB			113,700.00	113,700.00				113,700.00	O	113,700.00	
Landscape & Paver	WMA Landscape Construction, Inc.	Livermore	UB								1,825,059.21	C		
Striping	Specialized Pavement Markings	Anderson	UB								494,702.25	C		
Slurry	American Pavement Systems, Inc.	Modesto	UB								190,871.10	C		
Concrete	M.F. Maher Inc	Vallejo	UB								1,592,639.04	C		
Construction Area Signs	Farwest Safety, Inc.	Lodi	UB								310,565.00	C		
Electrical	Phoenix Electric Company	SF	UB								6,045,381.75	C		
Electrical	C&C Electric	Oakland	CB		2,032,000.00		2,032,000.00				2,032,000.00	AP	2,032,000.00	
Electrical	C&C Electric	Oakland	CB		880,080.00		880,080.00				880,080.00	AP	880,080.00	
Project Totals				559,155.00	4,423,022.00	113,700.00	5,095,877.00	0.00	1,510,942.00	1,510,942.00	25,399,504.20		4,536,722.00	\$0
				2.20	17.41	0.45	20.06	0.00	0.00	100.00	100.00		17.86	0.00
Requirements: The 50% requirements is reduced to 16%, a combination of 8% LBE and 8% SLBE participation. An SLBE firm can be counted 100% towards achieving 50% requirements. A VSLBE's participation is double counted toward meeting the requirements.				LBE/LPG	SLBE	VSLBE	Total	L/SLBE	VSLBE	Total	TOTAL BID AMOUNT	Ethnicity		
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				UB = Uncertified Business CB = Certified Business MBE = Minority Business Enterprise WBE = Women Business Enterprise				AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed MO = Multiple Ownership						



DEPARTMENT OF WORKPLACE & EMPLOYMENT STANDARDS

(DWES)

PROJECT EVALUATION FORM

PROJECT NO.: 1006954

PROJECT NAME: Martin Luther King Jr. Way Streetscape Improvements

CONTRACTOR: Bay Cities Paving & Grading, Inc.

Contractor's Bid Amount: \$25,399,504.20

Discount Points: 2%

- 1. Did the 16% local/small local requirements apply? **YES**

- 2. Did the contractor meet the 16% requirement? **YES**

	<u>PROPOSED</u>	<u>CREDITED</u>
a) % of LBE participation	2.20%	2.20%
b) % of SLBE participation	17.41%	17.41%
c) % of VSLBE participation	0.45%	0.90%
d) Total % L/SLBE participation	<u>20.06%</u>	<u>20.51%</u>

- 3. Did the contractor meet the Trucking requirement? **YES**
 - a) Total SLBE/LBE trucking participation **100%**

- 4. Did the contractor receive bid discounts? **YES**
 - (If yes, list the percentage received) **2%**

5. Additional Comments.

VSLBE is doubled counted.

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

3/5/26
Date

Prepared by: Paula Peav

Date: 3/5/2026

Verified By: Sophany Hang

Date: 3/5/2026

LBE/SLBE PARTICIPATION BIDDER 3

Project Name:		Martin Luther King Jr. Way Streetscape Improvements															
Project No.:		1006954															
Discipline	Prime & Subs	Location	Cert. Status	LBE/LPG	SLBE	VSLBE double counted value	Total	L/SLBE	VSLBE	Total	TOTAL L BID AMOUNT	For Tracking Only					
							LBE/SLBE	Trucking	Trucking	Trucking	Dollars	Ethn.	MBE	WBE			
PRIME Concrete Electrical Pavers Slurry Seal Striping & Signs Trucking & Disposal Hot Mix Asphalt Precast Soil Cells	McGuire & Hester Cooper Construction & Engineering	Oakland Oakland	CB CB	12,622,370.75			12,622,370.75				12,622,370.75	C					
							2,161,000.00	2,161,000.00				2,161,000.00	AA	2,161,000			
Project Totals				13,221,920.75	1,776,070.00	2,161,000.00	17,158,990.75	1,776,070.00	0.00	1,776,070.00	26,499,339.50		\$3,937,070	\$0			
				49.90	6.70	8.15	64.75	6.70	0.00	6.70	100.00		14.86	0.000			
Requirements: The 50% requirements is reduced to 16%, a combination of 8% LBE and 8% SLBE participation. An SLBE firm can be counted 100% towards achieving 50% requirements. A VSLBE's participation is double counted toward meeting the requirements.				LBE/LPG	SLBE	VSLBE	Total	L/SLBE	VSLBE	Total	TOTAL BID AMOUNT	Ethnicity					
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DEPARTMENT OF WORKPLACE & EMPLOYMENT STANDARDS

(DWES)

PROJECT EVALUATION FORM

PROJECT NO.: 1006954

PROJECT NAME: Martin Luther King Jr. Way Streetscape Improvements

CONTRACTOR: McGuire & Hester

Contractor's Bid Amount: \$26,499,339.50

Discount Points: 10%

1. Did the 16% local/small local requirements apply? **YES**

2. Did the contractor meet the 16% requirement? **YES**

	<u>PROPOSED</u>	<u>CREDITED</u>
a) % of LBE participation	<u>49.90%</u>	<u>33.01%</u>
b) % of SLBE participation	<u>6.70%</u>	<u>6.70%</u>
c) % of VSLBE participation	<u>8.15%</u>	<u>16.31%</u>
d) Mentor Protégé Agreement	<u>10.00%</u>	<u>10.00%</u>
e) Total % L/SLBE participation	<u>74.75%</u>	<u>66.02%</u>

3. Did the contractor meet the Trucking requirement? **YES**

a) Total SLBE/LBE trucking participation **100%**

4. Did the contractor receive bid discounts? **YES**

(If yes, list the percentage received) **10%**

5. Additional Comments.

VSLBE is double counted. Firm received the maximum 10% bid discount for having an approved Mentor Protégé agreement with Cooper Construction & Engineering (VSLBE).

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

3/5/26

Date

Prepared by: Paula Peav

Date: 3/5/2026

Verified By: Sophany Hang

Date: 3/5/2026

LBE/SLBE PARTICIPATION BIDDER 4

Project Name:		Martin Luther King Jr. Way Streetscape Improvements												
Project No.:		1006954												
Discipline	Prime & Subs	Location	Cert. Status	LBE/LPG	SLBE	VSLBE double counted value	Total	L/SLBE	VSLBE	Total	TOTAL L BID AMOUNT	For Tracking Only		
							LBE/SLBE	Trucking	Trucking	Trucking	Dollars	Ethn.	MBE	WBE
PRIME	Redgwick Construction Co.	Oakland	CB	12,098,591.50			12,098,591.50				12,098,591.50	O	12,098,591.50	
Underground	CEAU Co.	Oakland	CB			4,500,000.00	4,500,000.00				4,500,000.00	C		
Partial Trucking	S&S Trucking	Oakland	CB		279,000.00		279,000.00	279,000.00		279,000.00	279,000.00	H	279,000.00	
Asphalt Material	Gallagher & Burk Inc.	Oakland	CB	560,000.00			560,000.00				560,000.00	C		
Aggregates	Argent Materials	Oakland	CB	65,000.00			65,000.00				65,000.00	C		
Iron Adjustment	D's General Engineer	Oakland	CB			113,700.00	113,700.00				113,700.00	O	113,700.00	
Landscape	Los Loza Inc.	Castro Valley	UB								394,900.00	NL		
Concrete	M.F. Maher Inc.	Vallejo	UB								1,582,881.00	NL		
Partial Trucking	Curbside Trucking	Oakland	CB			245,000.00	245,000.00		245,000.00	245,000.00	245,000.00	AA	245,000.00	
Staking	Benchmark Engineering	Modesto	UB								60,800.00	NL		
Striping	DG Striping Inc.	Rancho Cordova	UB								670,290.00	NL		
Pavers	Earth Shelter Developers	Lodi	UB								366,520.00	NL		
Slurry	American Pavement System	Modesto	UB								186,813.00	NL		
Fence	All Steel Fence, Inc.	Lathrop	UB								80,095.00	NL		
Electrical	Columbia Electric	San Leandro	UB								7,778,263.00	NL		
Project Totals				12,723,591.50	279,000.00	4,858,700.00	17,861,291.50	279,000.00	245,000.00	524,000.00	28,981,853.50		12,736,291.50	\$0
				43.90	0.96	16.76	61.63	53.24	0.00	100.00	100.00		43.95	0.00
Requirements: The 50% requirements is reduced to 16%, a combination of 8% LBE and 8% SLBE participation. An SLBE firm can be counted 100% towards achieving 50% requirements. A VSLBE's participation is double counted toward meeting the requirements.				LBE/LPG	SLBE	VSLBE	Total	L/SLBE	VSLBE	Total	TOTAL BID AMOUNT	Ethnicity		
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DEPARTMENT OF WORKPLACE & EMPLOYMENT STANDARDS

(DWES)

PROJECT EVALUATION FORM

PROJECT NO.: 1006954

PROJECT NAME: Martin Luther King Jr. Way Streetscape Improvements

CONTRACTOR: Redgwick Construction Co.

Contractor's Bid Amount: \$28,981,853.50

Discount Points: 10%

1. Did the 16% local/small local requirements apply? **YES**

2. Did the contractor meet the 16% requirement? **YES**

	<u>PROPOSED</u>	<u>CREDITED</u>
a) % of LBE participation	43.90%	43.90%
b) % of SLBE participation	0.96%	0.96%
c) % of VSLBE participation	16.76%	33.53%
d) Mentor Protégé Agreement	10.00%	10.00%
e) Total % L/SLBE participation	71.63%	88.39%

3. Did the contractor meet the Trucking requirement? **YES**

a) Total SLBE/LBE trucking participation **100%**

4. Did the contractor receive bid discounts? **YES**

(If yes, list the percentage received) **10%**

5. Additional Comments.

VSLBE is double counted. Firm received the maximum 10% bid discount for having an approved Mentor Protégé agreement with CEAU (VSLBE).

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

3/5/26

Date

Prepared by:

Paula Peav

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3/5/2026

Verified By:

Sophany Hang

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