



**Contra
Costa
County**

To: Board of Supervisors
From: Brian M. Balbas, Public Works Director/Chief Engineer
Date: April 28, 2020

Subject: AWARD Job Order Contracts # 012, 013, 014 & 015 for Repair, Remodeling, and other Repetitive Work (WW0973)

RECOMMENDATION(S):

(1) APPROVE contract General Conditions, Technical Specifications, and the Construction Task Catalog for Job Order Contracts 012, 013, 014 & 015.

(2) DETERMINE that Aztec Consultants, Inc., Mark Scott Construction, Inc., MVP Construction, LLC., and Staples Construction, Inc. submitted the lowest responsive and responsible bids for the award of the job order contracts.

(3) AWARD a job order construction contract for repair, remodeling, and other repetitive work to be performed pursuant to the Construction Task Catalog to each of Aztec Consultants, Inc., Mark Scott Construction, Inc., MVP Construction, LLC., & Staples Construction, Inc. each in the amount of \$2,500,000, for a term of one year each (from issuance of the first Job Order Contract Notice to Proceed for each contract), and DIRECT that the Public Works Director, or designee, prepare the contracts.

(4) DIRECT that Aztec Consultants, Inc., Mark Scott Construction, LLC., MVP Construction, LLC., and Staples Construction, Inc. shall each submit two good and sufficient security bonds (performance and payment bonds) in the amount of \$2,500,000

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **04/28/2020** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Candace Andersen, District II Supervisor
Diane Burgis, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V Supervisor

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: April 28, 2020

David Twa, County Administrator and Clerk of the Board of Supervisors

By: Laura Cassell, Deputy

Contact: Ramesh Kanzaria
925-957-2480

cc:

each.

(5) ORDER that, after each contractor has signed the job order contract

RECOMMENDATION(S): (CONT'D)

and returned it, together with the bonds, evidence of insurance, and other required documents, and the Public Works Director has reviewed and found them to be sufficient, the Public Works Director, or designee, is authorized to sign the contract for the Board.

(6) ORDER that, upon signature of the job order contract by the Public Works Director, or designee, any bid bonds posted by such bidder are to be exonerated and any checks or cash submitted for security shall be returned.

(7) AUTHORIZE the Public Works Director, or designee, to sign any escrow agreements prepared for this project to permit the direct payment of retentions into escrow or the substitution of securities for monies withheld by the County to ensure performance under the contracts, pursuant to Public Contract Code Section 22300.

(8) AUTHORIZE the Public Works Director, or designee, to order changes or additions to the work pursuant to Public Contract Code Section 20142.

(9) DELEGATE, pursuant to Public Contract Code Section 4114, to the Public Works Director, or designee, the Board's functions under Public Contract Code Section 4107 and 4110.

(10) DECLARE that, should the award of the contract to Aztec Consultants, Inc., Mark Scott Construction, Inc., MVP Construction LLC. & Staples Construction, Inc. be invalidated for any reason, the Board would not in any event have awarded the contract to any other bidder, but instead would have exercised its discretion to reject the bids received.

FISCAL IMPACT:

Job orders under the job order contracts will only be issued when there is an approved project and funding. The contract value can range from a minimum of \$25,000 to a maximum of \$2,500,000.

BACKGROUND:

In order to be efficient in delivering projects, the County needs to employ a variety of project delivery methods. One such method is Public Contract Code Section 20128.5, which authorizes counties to award one or more individual annual contracts for repair, remodeling, or repetitive work to be done according to unit prices. Once an annual contract is awarded, individual projects are then done through written job orders performed by the job order contractor at the unit prices bid for the annual contract. Such Job Order Contracting (JOC) is a project delivery tool that has been proven to reduce costs, save time, and increase productivity.

The JOC Program has been a valuable construction project delivery tool for the term of the JOC contracts. As we near the expiration date and reach maximum contract amounts for the

existing job order contracts, other projects are still eligible to be accomplished under the JOC program. On February 25, 2020, the Board of Supervisors authorized the Public Works Director, or designee, to solicit for job order contracts for repair, remodeling, and other repetitive work, and bring to the Board recommendations to award five contracts. On February 25, 2020, bids were invited by the Public Works Director. On March 26, 2020, the Public Works Director received 4 bids for the job order contracts. The scope of work for the work performed under the job order contracts will be determined by individual job orders using the Construction Task Catalog. The four lowest responsive bidders are being recommended for contract award. The contracts are being awarded based on the lowest Award Criteria Figure (ACF) that is calculated by each bidder using the award criteria figure formula percentages required by each job order using adjustment factors called out in the bidding documents. Bid documents for Job Order Contracts 012, 013, 014, and 015, including construction task catalog and construction specifications for typical work, were prepared for the Public Works Department by County's job order contracting consultant, The Gordian Group, Inc. The general prevailing wage rates are on file with the Clerk of the Board of Supervisors and will be the minimum rates paid on the projects covered by the annual Job Order Contracts. Bids for Job Order Contracts 012, 013, 014, and 015 were received and opened by the Public Works Department on March 26., 2020, and the bid results are as follows:

NAME OF PLAN HOLDER	AWARD CRITERIA FIGURE
Aztec Consultants, Inc.	1.2287
Mark Scott Construction, Inc.	1.2745
MVP Construction, LLC.	1.2865
Staples Construction, Inc.	1.3896

Staff has determined that the four lowest bids received from Aztec Consultants, Inc., Mark Scott Construction, Inc., MVP Construction, LLC., and Staples Construction, LLC. are responsive. The Public Works Director recommends the Board award the job order contracts for this project to Aztec Consultants (JOC 012), Inc., Mark Scott Construction, Inc. (JOC 013), MVP Construction, LLC. (JOC 014) and Staples Construction, LLC (JOC 015) for job orders under the job order contracts in amounts not less than \$25,000 nor more than \$2,500,000.

California Environmental Quality Act (CEQA) requirements will be addressed on a project-by-project basis as job orders occur. Each of the job order contractors will perform outreach required under the County's Outreach Program for the work to be performed under each job order in excess of \$175,000.

CONSEQUENCE OF NEGATIVE ACTION:

If these JOC bid solicitations are not approved and authorized, the County will not have the resources to complete deferred maintenance projects as described in the FLIP report and other County construction projects involving repair, remodeling, and other repetitive work.