



**THE PORT
OF LOS ANGELES**
Executive Director's
Report to the
Board of Harbor Commissioners

DATE: NOVEMBER 2, 2020

FROM: CONSTRUCTION AND MAINTENANCE

**SUBJECT: RESOLUTION NO. _____ - AWARD OF CONTRACT NO. 39934
TO DSM CONSTRUCTION FOR WATERPROOFING THE WATER
FEATURE AT THE WATERFRONT GATEWAY**

SUMMARY:

Staff requests approval of Contract No. 39934, with DSM Construction of Chico, California for the waterproofing of the water feature at the Waterfront Gateway on Harbor Boulevard. The Contract amount is \$350,217, and the Contract will continue until this project is complete since this is a one-time purchase order. Expenses incurred under the Contract are the financial responsibility of the Harbor Department.

RECOMMENDATION:

It is recommended that the Board of Harbor Commissioners (Board):

1. Find that the Director of Environmental Management has determined that the proposed action is categorically exempt from the requirements of the California Environmental Quality Act (CEQA) under Article III Class 1(1) of the Los Angeles City CEQA Guidelines;
2. Find that in accordance with Los Angeles City Charter Section 1022, work under the subject agreement (waterproofing the water feature at the Waterfront Gateway) can be performed more feasibly by an independent contractor than by City employees;
3. Approve Contract No. 39934 with DSM Construction in the amount of \$350,217;
4. Authorize the Executive Director to execute and Board Secretary to attest to Contract No. 39934 for and on behalf of the Board; and
5. Adopt Resolution No. _____ .

DISCUSSION:

Background/Context – The 28,551 square foot water feature at the Waterfront Gateway on Harbor Boulevard pumps 400,000 gallons of treated water. Over time, the materials on the floor and walls of the water feature have degraded and cracked, leaving the fountain vulnerable to damage from mold and mildew, water leaks, and general deterioration. To prolong the life of the fountain, the foundation, ground base, and walls require the application of a waterproofing membrane. The waterproofing layer will repel

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moisture to protect it against chemicals. The water feature has not been re-grouted or recoated with a waterproofing membrane in ten years, which is beyond the usual warranty of five years.

Selection Process – The Construction & Maintenance Division submitted a requisition for the waterproofing of the water feature in May 2020. The Contracts and Purchasing Division (C&P) released Request for Bids (RFB) No. F-1092 in August 2020. It was advertised on the City of Los Angeles Business Assistance Virtual Network (LABAVN) and the Port of Los Angeles website.

Per statistics on LABAVN, the bid was viewed by 58 companies. The bid document was downloaded by 44 companies. Nine vendors submitted bids for this contract opportunity (Transmittal No. 1). DSM Construction was the lowest bidder in the amount of \$303,441.62, excluding taxes and eight percent Local Business Enterprise (LBE) Preference. The Contract amount of \$350,217 includes funding for DSM Construction's bid of \$303,441.62, estimated taxes of \$20,389 and LBE Preference of \$26,386.23. C&P prepared a recap of the bid (Transmittal No. 2). Staff is recommending approval of the award of Contract No. 39934 to DSM Construction (Transmittal 3).

ENVIRONMENTAL ASSESSMENT:

The proposed action is approval of Contract No. 39934 with DSM Construction for waterproofing the water feature at the Waterfront Gateway, which is an action which includes exterior alterations involving remodeling or minor construction where there be negligible or no expansion of use. Therefore, the Director of Environmental Management has determined that the propose action is categorically exempt from the requirements of CEQA in accordance with Article III Class 1(1) of the Los Angeles City CEQA Guidelines.

FINANCIAL IMPACT:

Funding in the amount of \$350,217 has been budgeted in the Fiscal Year 2020-21 Capital Improvement Program Budget Center No. 1207, and Program No. 000 within the following accounts:

	FY 2020-21 Spending
Account 54020 (Maintenance Services – Grounds)	\$115,208
Account 55010 (Parts and Materials)	\$190,979
Account 59010 (Maintenance Equipment Rental)	\$ 44,030
Total	\$350,217

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CITY ATTORNEY:

The Office of the City Attorney has reviewed and approved the Amendment as to form and legality.

TRANSMITTALS:

1. LABAVN Record for Bid No. F-1092
2. Recap of Bid No. F-1092
3. Contract No. 39934

FIS Approval: MB

CA Approval: SC



TIM CLARK
Director of Port Construction & Maintenance



ANTONIO V. GIOIELLO, P.E.
Deputy Executive Director

APPROVED:



EUGENE D. SEROKA
Executive Director

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