



**THE PORT  
OF LOS ANGELES**

Executive Director's  
Report to the  
Board of Harbor Commissioners

**DATE: JUNE 28, 2022**

**FROM: CONSTRUCTION**

**SUBJECT: RESOLUTION NO. \_\_\_\_\_ -  
AWARD AND APPROVAL OF CONSTRUCTION CONTRACT  
CONTRACTOR: GRIFFITH COMPANY  
2021-2023 SITE IMPROVEMENTS  
SPECIFICATION NO. 2818**

**SUMMARY:**

Staff requests approval of an award of a contract (Contract) to Griffith Company (Griffith), for the 2021-2023 Site Improvements (Project). The Project consists of nonexclusive on-call general maintenance and site improvements throughout the San Pedro, Wilmington, and Terminal Island districts. The lowest responsive and responsible bidder is Griffith Company, located at 12200 Bloomfield Ave, Santa Fe Springs, California 90670. The Contract amount of \$26,922,445.00, plus a 10% contingency, is \$29,614,689.50, and the Contract duration is 730 calendar days. Payment of expenses incurred under the Contract is 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 administratively exempt from the requirements of the California Environmental Quality Act (CEQA) under Article II Section 2(f) of the Los Angeles City CEQA Guidelines;
2. Find that, in accordance with the Los Angeles City Charter Section 1022, work under the subject Contract can be performed more feasibly by an independent contractor rather than by City employees;
3. Award and approve, Specification No. 2818 for Item Nos. 1 through 121 of the Bid Proposal Line Items to Griffith for \$26,922,445.00; that a 10% contingency not included in the original Contract amount be applied for a total authorization of \$29,614,689.50 and authorize payment from the Harbor Department Construction Account. The Contract time for performance of the work shall be 730 calendar days;

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4. Authorize the Executive Director to execute and the Board Secretary to attest to this Contract for and on behalf of the Board;
5. Delegate and authorize the Executive Director to adjust the final bid quantities and accept the construction Contract upon its completion in accordance with City Charter Section 655 (g); and
6. Adopt Resolution No. \_\_\_\_\_.

**DISCUSSION:**

Project Description – Project consists of nonexclusive on-call site improvements throughout the San Pedro, Wilmington, and Terminal Island districts. Work includes, but is not limited to, removal of pavement and other improvements, utilities, and substructures; earthwork; supplying paving materials; construction of fencing, parking barriers, and traffic controls; construction of pavements, retaining walls, pavement markings, and other improvements; relocation of substructures and utilities; site clearing; trenching and backfilling; preparing soil, landscaping, planting, hardscaping, irrigation systems, site furnishings, and plant establishment. Work may also include other miscellaneous improvements to support our community and tenants.

This contract will augment the Harbor Department's staff in performing necessary repairs and new construction to accommodate the needs of the Harbor Department, its customers and the community. As repair work or new construction is identified, the Construction and Maintenance Division will determine whether adequate resources, along with necessary expertise and equipment, are available to perform the required work. Depending on the availability of Harbor Department staff and equipment, and the nature and urgency of the work, this Contract may be utilized to complete the work. The intent of this contract is to provide the Harbor Department with a tool that will allow staff to focus on normal recurring tasks that can be safely and cost-effectively performed, using this contract for specialized non-recurring urgent work.

Construction Award Process - City of Los Angeles Charter Section 371 (a) - Competitive Bidding sets forth the procedure staff followed to award this contract. For construction contracts such as this one, the Harbor Department publishes the Notice Inviting Bids in daily newspapers and trade publications circulated in the City of Los Angeles, as well as on the Port of Los Angeles website. The Harbor Department conducts a pre-bid conference to answer questions related to the construction contract.

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Following the submittal to the Harbor Department, the bids are publicly opened and the apparent lowest bidder is declared. Bid documents, Small Business Enterprise (SBE) and Very Small Business Enterprise (VSBE) participation, and other required documents are reviewed for compliance with Harbor Department requirements. Once all information is verified, and if the lowest bidder is deemed responsive, recommendation for award of the construction contract is made. If the apparent low bidder is found non-responsive, the next lowest bidder is reviewed.

In conformance with the City Charter section for competitive bidding, as stated above, on October 5, 2021, the Notice of Inviting Bids for Specification No. 2818 was advertised on the Port of Los Angeles website, in the Metropolitan News Company, Chinese Daily News, Los Angeles Times, Los Angeles Watts Times, and the Dodge Construction "Green Sheet" to reach out to as many potential bidders as possible.

As authorized by the Executive Director on September 30, 2021, the Chief Harbor Engineer received 2 bids for the Contract on April 28, 2022. Griffith was declared the apparent lowest bidder with a bid of \$26,922,445.00. The analysis of bid results with the companies and their respective bid amounts are included in Transmittal 1. Griffith submitted the required documents in Section 00012.09 within the time specified in the specifications. Construction staff has verified Griffith's state license. In conformance with Section 10.8.4 of Ordinance No. 143429, certification is hereby made that Griffith has executed and filed an Affirmative Action Plan with their bid. A notification letter has been sent to the City Office of Contract Compliance as required in the ordinance.

The Harbor Department set a minimum SBE participation level of 10%, of which 5% shall be VSBE participation. Griffith has provided the required documents regarding their SBE and VSBE participation. The proposed SBE participation level is 12%, and the VSBE participation level by Subcontractors/Suppliers is 7% (Transmittal 2).

The Contract is consistent with State of California Prevailing Wage provisions. The Contract is subject to the local business preference ordinance adopted by the Board on April 5, 2012, and Project Labor Agreement Resolution No.17-8164 as approved by the Board on September 7, 2017, and the Los Angeles City Council on December 5, 2017.

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**ENVIRONMENTAL ASSESSMENT:**

The proposed action is the approval of an award of a contract to Griffith for the 2021-2023 Site Improvements Project, which is an administrative activity. The proposed action is limited to approval of this contract and any construction projects resulting from the contract will be subject to separate environmental review, as necessary. Therefore, the Director of Environmental Management has determined that the proposed action is administratively exempt from the requirements of CEQA in accordance with Article II Section 2(f) of the Los Angeles City CEQA Guidelines.

**FINANCIAL IMPACT:**

Funds in the amount of \$4,000,000.00 are budgeted for FY 2022-2023 in Account No. 54510 (Capital Construction Services), Center No. 1900, and Program No. 000. Funds are anticipated to be expended as follows:

FY 2022-2023	\$ 4,000,000.00
FY 2023-2024	\$ 15,614,689.50
FY 2024-2025	\$ 10,000,000.00
<b>TOTAL</b>	<b>\$ 29,614,689.50</b>

Funds for future fiscal years will be requested and budgeted as part of the annual budget process, upon Board Approval.

Although Griffith is not obligated to perform any work under the Contract in any fiscal year in which no appropriation for the Contract has been made, the Contractor agrees to resume performance of the work required by the Contract on the same terms and conditions for a period of 60 days after the end of the fiscal year if an appropriation therefore is approved within that 60-day period. The Contractor is responsible for maintaining all insurance and bonds during this 60-day period. The time for performance shall be extended during this period until the appropriation is made; however, such extension of time is not compensable.

If in any subsequent fiscal year funds are not appropriated for work required by the Contract, the Contract shall be terminated. However, such termination shall not relieve the parties of liability for any obligation previously incurred.

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**CITY ATTORNEY:**

The Office of the City Attorney reviewed and approved Specification No. 2818 as to form and legality on September 7, 2021.

**TRANSMITTALS:**

1. Analysis of Bids
2. Contractor, Subcontractor, and Supplier List



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SHAUN SHAHRESTANI  
Chief Harbor Engineer

FIS Approval: MB

CA Approval: SO



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

**APPROVED:**

Marla Bleavins For

EUGENE D. SEROKA  
Executive Director

Author: E.Leon  
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