



February 8, 2018

Honorable Board of Supervisors  
County of Alameda  
1221 Oak Street, Suite 536  
Oakland, California 94612-4305

Dear Board Members:

SUBJECT: REJECT BID AND AUTHORIZE A RE-BID FOR THE SANTA RITA JAIL AMERICANS WITH DISABILITIES ACT PHASE I INTERIOR ACCESSIBILITY UPGRADES PROJECT AT 5325 BRODER BOULEVARD, DUBLIN, CALIFORNIA; PROJECT NO. CPP17C140300000

RECOMMENDATIONS:

- A. Reject the bid received for construction of the Santa Rita Jail Americans with Disabilities Act Phase I Interior Accessibility Upgrades Project CPP17C140300000 as non-responsive; and
- B. Authorize the General Services Agency to re-bid the project in accordance with the County's Enhanced Construction Outreach Program and return to your Board with a recommendation for award.

DISCUSSION/SUMMARY:

As part of the Santa Rita Jail Access and Disability Upgrades Project, the County of Alameda will make various accessibility improvements to the Santa Rita Jail (SRJ) as stipulated in the Settlement Agreement ("Agreement") in *Legal Services for Prisoner, et.al. v. Ahern, et al., Superior Court of California, County of Alameda, Case No. RG12656266* entered into the Court record on April 6, 2016.

The renovation improvements will be delivered in phases with specific deliverables due on strict timelines according to the Agreement. The Phase I Interior Accessibility Upgrades Project is the final phase of the improvements to be undertaken.

On June 14, 2016, your Board approved and authorized (Item No. 37.2, File No. 29780) the Access and Disability Upgrades Project ("Project"), Project No. CPPADA14030000A, and amended Category 1 of the Fiscal Year 2015-16 Capital Improvement Plan (CIP) to add improvements for the SRJ facility.

On September 12, 2017, your Board authorized (Item No. 38) GSA to publicly bid the Santa Rita Jail ADA Phase I Interior Accessibility Upgrades Project. On December 11, 2017, one bid was received from Hal Hays Construction, Inc. (Riverside, CA) for \$10,220,000. Evaluation of the bid indicated Hal Hays Construction, Inc. did not meet the County's Enhanced Construction Outreach Program (ECOP) goals nor the good faith efforts (GFE). As a result, the bid was considered non-responsive. For this reason, it is recommended that your Board reject the bid received from Hal Hays Construction, Inc. and authorize GSA to re-bid this project.

GSA recommends the rebidding of this project to include the general contractor pre-qualification process to pre-qualify firms in accordance with the requirements of the Local Agency Public Construction Act,

Public Contract Code Section 20101. Current construction estimates, utilizing an accelerated schedule, allow for completion of the Phase I work within the timeline outlined in the Settlement Agreement. Final confirmation will occur upon acceptance of the contractor's schedule.

SELECTION CRITERIA AND PROCESS:

*This project will be publicly bid and the Enhanced Construction Outreach Program (ECOP) to be utilized includes:*

- *A contract goal of 60% to be awarded to local businesses and 20% to certified small local businesses (where 20% certified small local participation may be part of the 60% local participation and is not required to be in addition to the 60% local participation);*
- *A contract goal of 15% Minority Business Enterprise (MBE) and 5% Women-Owned Business Enterprise (WBE) participation (where the 5% WBE participation may not be part of the 15% MBE participation. The 15% and 5% is not required to be in addition to, and may be part of, the above referenced 60% local and 20% certified small local participation goals);*
- *Use of the State definition of a small business, which is a business with less than a stated amount of average gross annual revenue over the past three years, with a local requirement;*
- *A local business, which is a firm or dealer with fixed offices located in and having a street address within Alameda County for at least six months prior to the date upon which a request for sealed bids or proposals is issued, and which holds a valid business license issued by Alameda County or a city within Alameda County; and*
- *A 5% bid preference for prime contractors that are certified small local businesses or non-certified prime contractors that subcontract with certified small local businesses (in accordance with the Public Contract Code 2002) for a minimum of 40% of the contract amount.*

*This project will comply with the Project Stabilization Community Benefits Agreement (PSCBA) and Contractors shall demonstrate the ability and willingness to provide jobs required to complete County projects to local apprentices, unemployed, under-employed, and disadvantaged County residents.*

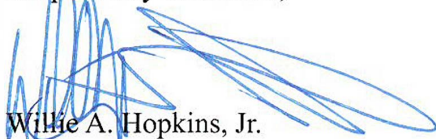
*GSA will hold a mandatory pre-bid meeting with the pre-qualified Contractors to discuss project requirements, including PSCBA goals and the ECOP to facilitate relationships between large and certified small local contractors.*

*The award of a contract will go to the lowest responsive and responsible bidder.*

FINANCING:

The Santa Rita Jail ADA Accessibility and Disability Upgrades Phase I Project has been funded from existing Capital Projects designations established per the ADA Settlement Agreement. There will be no increase in net County cost.

Respectfully submitted,



Willie A. Hopkins, Jr.  
Director, General Services Agency

cc: Susan S. Muranishi, County Administrator  
Steve Manning, Auditor-Controller  
Donna R. Zeigler, County Counsel  
Gregory J. Ahern, Sheriff-Coroner