

000579

DOCKET SUPPORTING INFORMATION
CITY OF SAN DIEGO

DATE:

103

EQUAL OPPORTUNITY CONTRACTING PROGRAM EVALUATION

October 7, 2009 10/21

SUBJECT: General Requirements Contract 2009 H – Native Habitat/Landscape Maintenance Contract

GENERAL CONTRACTOR INFORMATION

Recommended Contractor: Unidentified at this time

Amount of this Action: \$1,000,000.00

Funding Source: City

Goals: Not Applicable

SUBCONTRACTOR PARTICIPATION

There are no subcontractors identified at this time.

EQUAL EMPLOYMENT OPPORTUNITY COMPLIANCE

Equal Opportunity: Required

This agreement is subject to the City's Equal Opportunity Contracting (San Diego Ordinance No. 18173, Section 22.2701 through 22.2702) and Non-Discrimination in Contracting Ordinance (San Diego Municipal Code Sections 22.3501 through 22.3517)

ADDITIONAL COMMENTS

This action will authorize contract documents and technical specifications and to execute a Citywide contract for the implementation of a General Requirements Contract (GRC) for Native Habitat/Landscape Maintenance.


JLR

MWD-9010

000581

REQUEST FOR COUNCIL ACTION

CITY OF SAN DIEGO

1. CERTIFICATE NUMBER (FOR AUDITOR'S USE) 103
N 10/21

TO: CITY ATTORNEY 2. FROM (ORIGINATING DEPARTMENT): METROPOLITAN WASTEWATER DEPARTMENT 3. DATE: August 13/2008

4. SUBJECT: General Requirements Contract 2009 H - Native Habitat/Landscape Maintenance Contract

5. PRIMARY CONTACT (NAME, PHONE, & MAIL STA.) Bill White, 858-614-5789, MS901A 6. SECONDARY CONTACT (NAME, PHONE, & MAIL STA.) Mike Elling, 858-292-6477, MS901A 7. CHECK BOX IF REPORT TO COUNCIL IS ATTACHED

8. COMPLETE FOR ACCOUNTING PURPOSES

FUND	41506	Varies (Citywide)	9. ADDITIONAL INFORMATION / ESTIMATED COST:	
DEPT.	776		Contract Award:	\$1,000,000
ORGANIZATION	722			
OBJECT ACCOUNT	4119		Total Amount Authorized:	\$1,000,000
JOB ORDER	762007			
C.I.P. NUMBER	N/A	N/A		
AMOUNT	\$50,000	\$950,000		

10. ROUTING AND APPROVALS

ROUTE (#)	APPROVING AUTHORITY	APPROVAL SIGNATURE	DATE SIGNED	ROUTE (#)	APPROVING AUTHORITY	APPROVAL SIGNATURE	DATE SIGNED
1	ORIG. DEPT.	<i>[Signature]</i>	8/19/08	6	DIR. OF PUBL. UTIL.	<i>[Signature]</i>	8/20
2	E.O.C.	<i>[Signature]</i>	8/20/08	7	CITY ATTORNEY	<i>[Signature]</i>	9/16/08
3	E.A.S.	<i>[Signature]</i>	8/22/08	8	ORIG. DEPT.	<i>[Signature]</i>	9/16/08
4	F.M.	<i>[Signature]</i>	8/27/08				
5	AUDITOR	<i>[Signature]</i>	8-28-08				

DOCKET COORD: _____ COUNCIL LIAISON *[Signature]* 10/2/08

COUNCIL PRESIDENT SPOB CONSENT ADOPTION
 COUNCIL DATE: 10/14/08

11. PREPARATION OF: RESOLUTIONS ORDINANCE(S) AGREEMENT(S) DEED(S)

NOTE: See Continuation Page

11A. STAFF RECOMMENDATIONS:
Adopt the resolution.

12. SPECIAL CONDITIONS (REFER TO A.R. 3.20 FOR INFORMATION ON COMPLETING THIS SECTION.)

COUNCIL DISTRICT(S): Citywide

COMMUNITY AREA(S): Citywide

ENVIRONMENTAL IMPACT: This activity is not a "project" and is therefore not subject to CEQA pursuant to State CEQA Guidelines Section 15060(c)(2) Future projects using this contract will be subject to further environmental review.

ATTACHMENTS: Contract Documents and Technical Specifications

CITY CLERK INSTRUCTIONS: Please forward two (2) copies of the Resolution to MWD, MS901A, Attention: Rose Salarda.

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SECTION 11- PREPARATION OF: RESOLUTIONS, ORDINANCES, ETC. (CONTINUED):

1. Approve Contract Documents and Technical Specifications for award of a General Requirements Contract (GRC), for an as-needed construction contractor for Native Habitat/Landscape Maintenance for MWWD and other facilities Citywide, for an amount not less than \$50,000 and an amount not to exceed \$1,000,000 for a contract duration not to exceed an initial one (1) year, with the option of the City Council to extend the contract for one (1) additional year and an additional \$1,000,000, as advertised by the Purchasing and Contracts Department; and;
2. Authorize the Mayor or designee to execute a Citywide contract with the lowest responsible bidder; and
3. Authorize the expenditure not to exceed \$1,000,000 in total from Citywide Funds with a minimum of \$50,000 from Sewer Revenue Fund 41506, for the purpose of funding the Citywide General Requirements Contract 2009 H - Native Habitat/Landscape Maintenance Contract contingent upon the City Auditor first furnishing a certificate demonstrating that the funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

EXECUTIVE SUMMARY SHEET

DATE REPORT ISSUED: August 13, 2008
ATTENTION: Council President and City Council
ORIGINATING DEPARTMENT: Metropolitan Wastewater Department
SUBJECT: General Requirements Contract 2009 H - Native Habitat/Landscape Maintenance Contract
COUNCIL DISTRICT(S): Citywide
STAFF CONTACT: Bill White (858) 614-5789

REQUESTED ACTION:

Approve Contract Documents and Technical Specifications for award of a General Requirements Contract (GRC), for an as-needed construction contractor for Native Habitat/Landscape Maintenance for MWWD and other facilities Citywide, for an amount not less than \$50,000 and an amount not to exceed \$1,000,000 for a contract duration not to exceed an initial one (1) year, with the option of the City Council to extend the contract for one (1) additional year and an additional \$1,000,000, as advertised by the Purchasing and Contracts Department.

Authorize the Mayor or designee to execute a Citywide contract with the lowest responsible bidder.

STAFF RECOMMENDATION:

Adopt the resolution.

EXECUTIVE SUMMARY:

This action requests the authorization to execute an as-needed General Requirements Contract (GRC) which will be used for Citywide construction of Native Habitat/Landscape Maintenance; for an amount not less than \$50,000 and not to exceed \$1,000,000, with a contract duration of (1) year with the option to extend the contract one (1) additional year and for an additional \$1,000,000.

This GRC will provide for Native Habitat/Landscape Maintenance and construction at various locations Citywide. Specific locations will be identified and will be approved on a task order by the task order basis. The Native Habitat/Landscape Maintenance and construction is most often a result of regulatory requirements.

The existing GRC for Native Habitat/Landscape Maintenance and construction expired in February 2008. This GRC allows for an efficient and effective method of performing the work quickly and cost effectively. A GRC is a competitively bid contract which includes all of the typical work activities conducted by a specific trade construction contractor. The contractor bids unit prices on various items of work which are not for a specific project. A contract is awarded to the lowest responsible bidder.

Tasks issued under this contract would include landscape and habitat maintenance activities as a result of our extensive, ongoing canyon maintenance and long term access program. This contract will provide landscape maintenance, construction, repairs, installation, irrigation, and erosion control; collect native seeds as-needed; procure and apply appropriate herbicides and pesticides as necessary; repair or restore native habitat, and assume maintenance activities of existing City projects. This work may require grading, excavation, weeding, planting, disposal or recycling of greenery, refuse removal and disposal, hydro-seeding, various forms of fencing, signage, and other miscellaneous tasks. This work will be assigned based on the type of work, location, and necessity.

In addition, Municipal Code Section 22.3104, Task Orders, sets the maximum work to be authorized for each GRC Task Order as not to exceed \$500,000 except in the case of an emergency affecting the health, safety, property, or when authorized by City Council.

EQUAL OPPORTUNITY CONTRACTING:

This Agreement is subject to the City's Equal Opportunity Contracting (San Diego Ordinance No. 18173, Section 22.2701 through 22.2702) and Non-Discrimination in Contracting Ordinance (San Diego Municipal Code Section 22.3501 through 22.3517)

Funding Agency: City of San Diego- Prevailing wages will apply only to projects that use state and/or federal funding.

Other: Workforce Report to be submitted prior to contract award – Equal Opportunity may be required after Workforce Report Analysis. Staff will monitor plan and adherence to Nondiscrimination Ordinance.

FISCAL CONSIDERATIONS:

The funding for these projects will be available in various City Departments' Operating and/or CIP budgets. In this contract the City agrees to issue at least one task order with a minimum aggregate value of \$50,000. Funding for the minimum guaranteed amount of \$50,000 is available in Sewer Revenue Fund 41506, for this purpose.

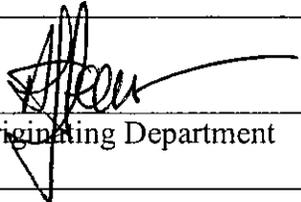
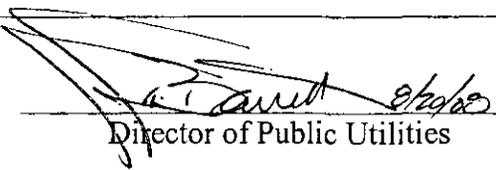
PREVIOUS COUNCIL and/or COMMITTEE ACTION:

City Council had previously approved the Landscape/Habitat Maintenance GRC 2006 "L" (R-300678). This recent action was reviewed and approved by the Natural Resources and Culture Committee on September 10, 2008 with the direction that staff was to return to City Council for approval to exercise the option for the second year of the contract

COMMUNITY PARTICIPATION AND PUBLIC OUTREACH EFFORTS:

City staff will work with the community during the performance of these projects.

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KEY STAKEHOLDERS & PROJECTED IMPACTS (if applicable):	
	
Originating Department	Director of Public Utilities

RESOLUTION NUMBER R-_____

ADOPTED ON _____

A RESOLUTION OF THE CITY COUNCIL AUTHORIZING
AWARD OF GENERAL REQUIREMENTS CONTRACT 2009 H
FOR NATIVE HABITAT / LANDSCAPE MAINTENANCE.

BE IT RESOLVED, by the Council of the City of San Diego, that the contract documents and technical specifications for General Requirements Contract 2009 H [GRC 2009 H] for an as-needed contractor for Native Habitat/Landscape Maintenance for the Metropolitan Wastewater Department and all other facilities Citywide on file in the Office of the City Clerk as Document No. _____, are hereby approved.

BE IT FURTHER RESOLVED, that after advertising in accordance with law, the Mayor or his designee is authorized to execute GRC 2009 H with the lowest responsible and reliable bidder for a minimum of \$50,000 and not to exceed \$1,000,000 for an initial one year with the option to extend the term of the contract for an additional year and an additional \$1,000,000.

BE IT FURTHER RESOLVED, that exercising the option to extend the term of GRC 2009 H is contingent on future City Council approval.

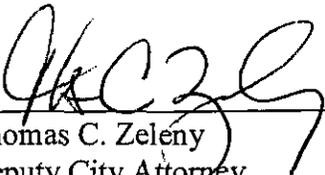
BE IT FURTHER RESOLVED, that the expenditure of a total amount not to exceed \$1,000,000 from all potential City sources with a minimum of \$50,000 from Sewer Revenue Fund 41506 is authorized, solely and exclusively to provide funds for GRC 2009 H.

BE IT FURTHER RESOLVED, that prior to the award of each task order under the contract, the City Auditor must first provide one or more certificates demonstrating that the necessary funds are, or will be, on deposit in the City Treasury.

BE IT FURTHER RESOLVED, that the above activity is not a project and is therefore not subject to the California Environmental Quality Act pursuant to CEQA Guidelines section 15060(c)(2). Future projects utilizing this contract will be subject to further environmental review.

BE IT FURTHER RESOLVED, that the City Comptroller is authorized to transfer excess budgeted funds, if any, to the appropriate reserves on advice of the administering department.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By 
Thomas C. Zeleny
Deputy City Attorney

JWL:TCZ:ca:mb
9/15/08
10/01/08 Corrected
10/03/08 Corrected 2
Aud.Cert:N/A
Or.Dept:MWWD
MWD 9010
R-2009-249

I hereby certify that the foregoing Resolution was passed by the Council of the City of Diego, at its meeting of _____.

ELIZABETH S. MALAND, City Clerk

By _____
Deputy City Clerk

Approved: _____
(date)

JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor