



97711

DATE: August 13, 2019

TO: Board of Supervisors

FROM: Jeffrey D Draper, Director, Facilities and Fleet

SUBJECT: Report on Bids for Two Job Order Contract Solicitations

RECOMMENDED ACTION

Consider recommendations from the Facilities and Fleet Department (FAF) relating to bids for Job Order Contracts (JOC) JOC-FAF-2019-01 and JOC-FAF-2019-02.

Possible action:

- a. Award contract JOC-FAF-2019-01 to Agbayani Construction for the Award Criteria Figure of 0.8122 with a minimum contract amount of \$50,000, a maximum contract amount of \$4,500,000, and a maximum contract duration of one year.
- b. Award contract JOC-FAF-2019-02 to Mark Scott Construction for the Award Criteria Figure of 0.8102 with a minimum contract amount of \$50,000, a maximum contract amount of \$4,500,000, and a maximum contract duration of one year.
- c. Authorize the County Executive, or designee, to issue individual job orders, and to approve change orders to job orders within the parameters specified in the contracts.
- d. Authorize the County Executive, or designee, to accept individual job orders as complete and execute Notices of Completion.

FISCAL IMPLICATIONS

Individual projects that would be authorized by the County and accomplished using a JOC have been approved by the Board of Supervisors (Board) specifically or as part of the annual budget process.

REASONS FOR RECOMMENDATION

On May 13, 2019, FAF released JOC-FAF-2019-01 and JOC-FAF-2019-02 for Bids. JOC-FAF-2019-01 bids was due on June 13, 2019 and JOC-FAF-2019-02 was due on June 20, 2019. The results were as follows:

JOC-FAF-2019-01

Bidder	Award Criteria Factor (ACF)
Agbayani Construction	0.8122
Mark Scott Construction	0.8407
SBAY Construction	0.8700
JOC-FAF-2019-02	
Bidder	Award Criteria Factor (ACF)
Mark Scott Construction	0.8102
Agbayani Construction	0.8311
A CST Group, Inc., dba Dynasel USA	0.8702
SBAY Construction	0.9000

Agbayani Construction was determined to be the lowest, responsive, and responsible bidder for JOC-FAF-2019-01. Mark Scott Construction was determined to be the lowest, responsive, and responsible bidder for JOC-FAF-2019-02.

Once approved, each new contract would have a minimum contract value of \$50,000 and a maximum contract value of \$4,500,000, as allowed by Public Contract Code Section 20128.5. Guaranteeing a minimum amount of work allows the County to evaluate the performance of a contractor before deciding to award additional work.

CHILD IMPACT

This action positively impacts the **Every Child Safe, Every Child Healthy, Every Child Successful in Learning**, and **Every Child Successful in Life** indicators. Children who access County facilities will benefit from putting tools in place that enable the County to properly maintain public facilities.

SENIOR IMPACT

This action will have a positive impact on seniors. Seniors who access County facilities will benefit from putting tools in place that enable the County to properly maintain public facilities.

SUSTAINABILITY IMPLICATIONS

This action will have positive sustainability implications, as it puts tools in place that enable the County to properly maintain public facilities thereby keeping greenhouse gases production to a minimum thereby reducing the County's carbon footprint.

BACKGROUND

Job order contracts are regularly used to execute repair projects typically described as part of the Backlog (Deferred Maintenance) Program, security upgrades, and small public works type projects for remodels, equipment installation, and similar improvements.

CONSEQUENCES OF NEGATIVE ACTION

The contracts would not be awarded at this time.

STEPS FOLLOWING APPROVAL

Send duplicate originals to Kim Huynh of FAF, 2310 North First Street, Suite 200, San Jose, CA 95131.

ATTACHMENTS:

- JOC-FAF-2019-02 _ Mark Scott - Partially Executed Agreement (PDF)
- JOC-FAF-2019-01 _ AGBAYANI - Partially Executed Agreement (PDF)