

DATE: April 16, 2020

TO: Watershed Conservation Authority Governing Board

FROM: Deborah Enos, Deputy Executive Officer

THROUGH: Mark Stanley, Executive Officer

SUBJECT: Item 12: Consideration of a resolution to 1) ratify; and, 2) approve contract amendments to The Solis Group to monitor and report on the adopted Labor Compliance Program.

RECOMMENDATION: That the Watershed Conservation Authority (WCA) Governing Board 1) ratify a contract amendment in the amount of \$1,966; and 2) approve a contract amendment of \$6,092 along with an additional \$10,000 in owner held contingency for a total new authorized not to exceed contract value of \$67,455 to The Solis Group. The Solis Group serving as WCA's authorized Labor Compliance Officer consultant, monitors and reports on the adopted Labor Compliance Program approved by the State of California, Department of Industrial Relations (DIR).

PROJECT DESCRIPTION: The establishment and implementation of the WCA Labor Compliance Program (LCP) and Labor Compliance Officer (LCO) consultant, The Solis Group, was adopted and approved by resolution 2017-37 on September 21, 2017. The LCP and LCO was subsequently approved by the Director of Industrial Relations (DIR) to monitor and enforce compliance with state prevailing wage laws on public works projects. WCA is required to comply with California Labor Laws and regulations pertaining to payment of prevailing wages on all public works projects. It should be noted, that Public work performed by California Conservation Corps and/or State certified local Conservation Corps are exempt from prevailing wages and by extension labor compliance monitoring.

BACKGROUND: The implementation of a LCP requires the utilization of trained personnel to monitor and enforce prevailing wage requirements. The Solis Group is currently serving in this role on the Duck Farm Phase 1A – Step 2 project along the San Gabriel River in unincorporated La Puente and Parque Dos Rios project in South Gate along the Lower LA River. Both project timelines have been extended due to permitting and 3rd party utility work delays and an unusually wet winter and spring resulting in an increased contract value over the previously authorized value of \$50,000 by an additional \$1,966.

The Solis Group will be needed to provide LCO services for the two USFS Construction projects pending approval to award at today's board meeting. These Federally funded public works projects are subject to monitoring and reporting through a LCO and in compliance with the WCA adopted LCP in accordance with the Davis-Bacon Act. Proposals for the Crystal Lake Recreation Area Demolition project (\$2,860) and Crystal Lake Recreation Area Construction Auxiliary project (\$3,232) represent two months of construction monitoring and reporting and two months for close-out activities (Exhibits A and B: LCO service proposals).

As current in progress and planned construction projects may experience time delays due to State and Local guidance and directives related to COVID19. Therefore, staff recommends an additional authorization of owner held contingency in the amount of \$10,000. If contingency is not needed for this purpose the funding authorization will be held for future projects in which the services of the LCO are required.

Contract Value Authorization Request Summary	(\$)
Previously Board Authorized Contract Value	\$50,000
Ratify Amendment 4	\$1,966
Approve Amendment 5 USFS Demo Project	\$2,860
Approve Amendment 6 USFS Construction Project	\$3,232
Sub total	\$8,058
<i>Approve Owner Held Contingency</i>	<i>\$10,000</i>
Total New Not To Exceed Contract Value	\$68,058

Staff recommends the WCA Governing Board 1) Ratify The Solis Group contract amendment value of \$1,966; and 2) approve a contract amendment of \$6,092 (Exhibit A: USFS Project Fee Schedules) and additional owner held contingency value of \$ 10,000 for a new total authorized not to exceed contract value of \$68,058.

FISCAL INFORMATION: Implementation of the LCP is funded on a project by project basis and as part of the project budget, and thus will have no fiscal impact to Authority's annual fiscal operating budget.

April 8, 2020

Debbie Enos, Deputy Executive Officer
 Watershed Conservation Authority
 100 N. Old San Gabriel Canyon Road
 Azusa, California 91702

RE: Proposal to Provide Labor Compliance Program Services for USFS Crystal Lake Projects

Dear Ms. Enos:

The Solís Group (TSG) is pleased to submit this proposal to provide Labor Compliance Consulting Services for the USFS Crystal Lake Projects (Project) in response to your revised email request dated April 8, 2020. The work scope for this assignment is defined in our initial proposal, dated January 16, 2017, incorporated herein by reference. Per your request, we have provided a lump sum cost estimate for Labor Compliance Services **beginning in May 2020**.

Project Description	Construction Value	Period of Performance	Monthly Fee	Not-to-Exceed Cost
USFS Crystal Lake Projects	\$325,000	4months (includes 2-month closeout)	\$808	\$3,232
Total Cost for the period of May 2020 through August 2020				\$3,232

The Not-to-exceed cost is based on the provided construction duration plus two months for project closeout activities. Should actual construction extend beyond the anticipated duration, we will continue providing service for the stated monthly cost until construction and closeout are completed. Should the actual duration including closeout be less than anticipated, we will cease billing when closeout is complete.

We appreciate the opportunity to serve WCA. If you have any questions regarding this cost proposal, please contact the undersigned. Please send Notice-to-Proceed to Anastascia Mehmood, Administration Manager, at amehmood@thesolisgroup.com.

Sincerely,



Mike Komsky
 Chief Operating Officer

April 8, 2020

Debbie Enos, Deputy Executive Officer
 Watershed Conservation Authority
 100 N. Old San Gabriel Canyon Road
 Azusa, California 91702

**RE: Proposal to Provide Labor Compliance Program Services for
 USFS Ancillary and Restroom Bldg Demo**

Dear Ms. Enos:

The Solís Group (TSG) is pleased to submit this proposal to provide Labor Compliance Consulting Services for the USFS Crystal Lake Projects (Project) in response to your revised email request dated April 8, 2020. The work scope for this assignment is defined in our initial proposal, dated January 16, 2017, incorporated herein by reference. Per your request, we have provided a lump sum cost estimate for Labor Compliance Services **beginning in May 2020**.

Project Description	Construction Value	Period of Performance	Monthly Fee	Not-to-Exceed Cost
USFS Ancillary and Restroom Bldg Demo	\$150,000	4months (includes 2-month closeout)	\$715	\$2,860
Total Cost for the period of May 2020 through August 2020				\$2,860

The Not-to-exceed cost is based on the provided construction duration plus two months for project closeout activities. Should actual construction extend beyond the anticipated duration, we will continue providing service for the stated monthly cost until construction and closeout are completed. Should the actual duration including closeout be less than anticipated, we will cease billing when closeout is complete.

We appreciate the opportunity to serve WCA. If you have any questions regarding this cost proposal, please contact the undersigned. Please send Notice-to-Proceed to Anastascia Mehmood, Administration Manager, at amehmood@thesolisgroup.com.

Sincerely,



Mike Komsky
 Chief Operating Officer

April 16, 2020 – Item 12

RESOLUTION 2020-10

**RESOLUTION OF THE WATERSHED CONSERVATION AUTHORITY TO
1) RATIFY; AND, 2) APPROVE CONTRACT AMENDMENTS TO THE SOLIS
GROUP TO MONITOR AND REPORT ON ADOPTED LABOR COMPLIANCE
PROGRAM.**

WHEREAS, The Watershed Conservation Authority (WCA) has been established as a joint powers agency between the San Gabriel and Lower Los Angeles Rivers and Mountains Conservancy (RMC) and the Los Angeles County Flood Control District; and

WHEREAS, the WCA has further been established to focus on projects which will provide open space, habitat restoration, and watershed improvement projects in both the San Gabriel and Lower Los Angeles Rivers watershed; and

WHEREAS, this action will ratify a contract amendment to increase the contract value for The Solis Group to provide additional monitoring and reporting consulting services for the Labor Compliance program for both the Duck Farm and Parque Dos Rios projects; and

WHEREAS, this action will approve contract amendments with The Solis Group to increase the contract value to monitor and report on the Labor Compliance program for US Forest Service funded projects at Crystal Lake Recreation Area; and

WHEREAS, the proposed action is exempt from the provisions of the California Environmental Quality Act;
NOW

Therefore be it resolved that the WCA hereby:

1. **FINDS** that this action is consistent with the purposes and objectives of the WCA.
2. **FINDS** that the actions contemplated by this resolution are exempt from the environmental impact report requirements of the California Environmental Quality Act (CEQA).
3. **ADOPTS** the staff report dated April 16, 2020.
4. **RATIFY** a contract amendment to increase the contract value by \$1,922 to provide additional monitoring and reporting consultant services for the Labor Compliance Program for both the Duck Farm and Parque Dos Rios projects for a new total contract value of \$51,922; and
5. **APPROVES** contract amendments to increase the contract value by an additional \$6,092 to provide monitoring and reporting consultant services for the Labor Compliance Program for two new US Forest Service projects at Crystal Lake Recreational Area, as well as, approves owner held contingency of \$10,000 for a new total authorized not to exceed contract value of \$68,058.

~ End of Resolution ~

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Motion: _____ Second: _____

Ayes: _____ Nays: _____ Abstentions: _____

Passed and Adopted by the Board of the
WATERSHED CONSERVATION AUTHORITY
On April 16, 2020

Herlinda Chico
Governing Board Chair

ATTEST: _____
David Edsall, Jr.
Deputy Attorney General