

**Board Report**

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**File #:** 2015-1789, **File Type:** Contract

**Agenda Number:** 41.

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**SYSTEM SAFETY, SECURITY AND OPERATIONS COMMITTEE  
FEBRUARY 18, 2016**

**SUBJECT: POWER SWEEPING SERVICES FOR ALL METRO FACILITIES**

**ACTION: APPROVE CONTRACT MODIFICATION**

**RECOMMENDATION**

AUTHORIZE the Chief Executive Officer to execute Contract Modification No. 4 to Contract No. OP33672974, with **Nationwide Environmental Services Inc., for power sweeping services**, to exercise the first one-year option in the amount of \$1,424,850 increasing the total contract value from \$4,275,582 to \$5,700,432 and extending the contract term from June 1, 2016 to May 31, 2017.

**ISSUE**

Under this contract with Nationwide Environmental Services Inc., power sweeping services are provided on a regular basis in accordance with the maintenance schedule and frequencies specified within the contract scope of work. The three year base for this contract will expire on May 31, 2016. The contractor has been providing satisfactory maintenance services.

To continue providing the required power sweeping services, a contract modification is required to exercise option year one extending the period of performance through May 31, 2017.

**DISCUSSION**

Under this contract and option, power sweeping services are provided throughout Metro bus and rail facilities and State Owned Park and Ride (P&R) lots. This includes approximately 64 lots at bus divisions, terminals, locations, and stations, 33 lots at rail system stations and divisions, and 42 State Owned P&R lots.

The services provided under the existing contract and option are based on an aggressive routine maintenance schedule to ensure delivering clean and well maintained parking lots and structures throughout Metro facilities.

**DETERMINATION OF SAFETY IMPACT**

The approval of this item will provide on-going power sweeping services, improve Metro bus and rail facilities overall appearance and cleanliness, and provide prompt response time to ensure delivery of

safe, quality, on-time, and reliable services system-wide.

### **FINANCIAL IMPACT**

Funding of \$118,737.50 under this contract for the remainder of FY16 is included in the FY16 budget in cost center 3367 - Facilities Property Maintenance, account 50308, Service Contract Maintenance, under various projects.

Since this is a multi-year contract, the cost center manager, project managers, and Executive Director, Maintenance will ensure that the balance of funds are budgeted in future years.

### **Impact to Budget**

The source of funds for this action will come from State and local funding sources and Proposition C 25% that are eligible for Bus and Rail Operating or Capital Projects. These funding sources will maximize the use of funds for these activities. No other sources of funds were considered for this activity because it supports Caltrans P&R lots, and bus and rail operations. This activity is part of the on-going maintenance costs of Metro facilities.

### **ALTERNATIVES CONSIDERED**

Staff considered providing this service with in-house staff. This would require the hiring and training of additional personnel, purchase of additional equipment, vehicles, and supplies to support the expanded responsibility. Staff's assessment indicates this is not a cost-effective option for Metro.

### **NEXT STEPS**

Upon approval by the Board, staff will execute Modification No. 4 to Contract OP33672974 to exercise option year one with Nationwide Environmental Services Inc., effective June 1, 2016, to provide power sweeping services system-wide.

### **ATTACHMENTS**

Attachment A - Procurement Summary  
Attachment B - Contract Modification/Change Order Log  
Attachment C - DEOD Summary

Prepared by: Brady Branstetter, Director, Facilities Maintenance, (213) 922-6767  
Lena Babayan, Facilities Maintenance Manager, (213) 922-6765  
Chris Reyes, Transportation Planning Manager III, (213) 922-4808

Reviewed by: James T. Gallagher, Chief Operations Officer, (213) 922-4424  
Ivan Page, Interim Executive Director, Vendor/Contract Management, (213) 922-6383



Phillip A. Washington  
Chief Executive Officer

## PROCUREMENT SUMMARY

## POWER SWEEPING SERVICES FOR ALL METRO FACILITIES/OP33672974

1.	<b>Contract Number:</b> OP33672974		
2.	<b>Contractor:</b> Nationwide Environmental Services, Inc.		
3.	<b>Mod. Work Description:</b> Exercise Option Year One		
4.	<b>Contract Work Description:</b> Power Sweeping services are provided throughout Metro bus and rail facilities and State Owned Park and Ride (P&R) lots		
5.	<b>The following data is current as of:</b> January 12, 2016		
6.	<b>Contract Completion Status</b>		<b>Financial Status</b>
	<b>Contract Awarded:</b>	6/1/13	<b>Contract Award Amount:</b> \$4,274,550
	<b>Notice to Proceed (NTP):</b>	N/A	<b>Total of Modifications Approved:</b> \$1,032
	<b>Original Complete Date:</b>	5/31/16	<b>Pending Modifications (including this action):</b> \$1,424,850
	<b>Current Est. Complete Date:</b>	5/31/17	<b>Current Contract Value (with this action):</b> \$5,700,432
7.	<b>Contract Administrator:</b> Rommel Hilario		<b>Telephone Number:</b> 213-922-4654
8.	<b>Project Manager:</b> Lena Babayan		<b>Telephone Number:</b> 213-922-6765

**A. Procurement Background**

This Board Action is to approve Modification No. 4 to Contract No. OP33672974 issued in support of Facilities Maintenance to continue power sweeping services throughout Metro bus and rail facilities by exercising Option Year One for the amount of \$1,424,850.

This contract modification will be processed in accordance with Metro's Acquisition Policy and the contract type is firm fixed unit rate.

On March 21, 2013, the Board approved a five-year contract, inclusive of two, one-year options, to Nationwide Environmental Services, Inc., the lowest responsive, responsible bidder, to provide power sweeping services for all Metro facilities. The original contract amount consists of \$4,274,550 for the three year base period and \$1,424,850 for the first option year. The period of performance is from June 1, 2013 to May 31, 2017.

(Refer to Attachment B – Contract Modification/Change Order Log)

**B. Cost/Price Analysis**

The recommended price has been determined to be fair and reasonable based upon rates that were established as part of the current contract executed on June 1, 2013. According to the Consumer Price Index, similar industries experienced an average of 2.95% increase from December 2014 to December 2015. The rates for this Option Year are the same as the rates the firm has charged Metro during the base three years, with no increase. Therefore, exercising the option is in the best interest of Metro. The contract was a result of a competitive IFB in which the option year pricing was evaluated.

<b>Proposal Amount</b>	<b>Metro ICE</b>	<b>Award Amount</b>
\$1,424,850	\$1,424,850	<b>\$1,424,850</b>

## CONTRACT MODIFICATION/CHANGE ORDER LOG

## POWER SWEEPING FOR ALL METRO FACILITIES/OP33672974

<b>Mod. No.</b>	<b>Description</b>	<b>Date</b>	<b>Amount</b>
1.	Revised List of Locations & Schedule of Quantities and Prices Form, and added funding	6/1/13	\$50,232
2.	Revised List of Locations & Schedule of Quantities and Prices Form, and added funding	8/23/13	\$13,200
3.	Revised List of Locations & Schedule of Quantities and Prices Form, and reduced funding	7/1/14	(\$62,400)
4.	Exercise Option Year One	<b>PENDING</b>	\$1,424,850
	<b>Modification Total:</b>		<b>\$1,425,882</b>
	<b>Original Contract:</b>	<b>6/1/13</b>	<b>\$4,274,550</b>
	<b>Total:</b>		<b>\$5,700,432</b>

## DEOD SUMMARY

## POWER SWEEPING SERVICES FOR ALL METRO FACILITIES/OP33672974

**A. Small Business Participation**

The Diversity & Economic Opportunity Department established a 10% Disadvantaged Business Enterprise Anticipated Level of Participation (DALP) for this contract. The DALP was part of the previous race-neutral DBE program and was not a condition of award. Nationwide Environmental Services made a 0.74% DALP commitment. The project is 60% complete and the current DALP participation is 1.69%.

<b>Small Business Commitment</b>	<b>0.74% DALP</b>	<b>Small Business Participation</b>	<b>1.69% DALP</b>
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	<b>DBE Subcontractors</b>	<b>Ethnicity</b>	<b>% Commitment</b>	<b>Current Participation<sup>1</sup></b>
1.	Patten Energy	African American	0.74%	1.69%
	<b>Total</b>		<b>0.74%</b>	<b>1.69%</b>

<sup>1</sup>Current Participation = Total Actual Amount Paid-to-Date to DBE firms ÷ Total Actual Amount Paid-to-Date to Prime.

**B. Living Wage and Service Contract Worker Retention Policy Applicability**

The Living Wage and Service Contract Worker Retention Policy is not applicable to this modification.

**C. Prevailing Wage Applicability**

Prevailing Wage requirements are applicable to this project. DEOD will continue to monitor contractors' compliance with the State of California Department of Industrial Relations (DIR), California Labor Code, and, if federally funded, the U S Department of Labor (DOL) Davis Bacon and Related Acts (DBRA).

**D. Project Labor Agreement/Construction Careers Policy**

The Project Labor Agreement/Construction Careers Policy is not applicable to this project.