

**Board Report**

File #: 2016-1003, **File Type:** Contract**Agenda Number:** 23.

**SYSTEM SAFETY, SECURITY AND OPERATIONS COMMITTEE
FEBRUARY 16, 2017****SUBJECT: POWER SWEEPING SERVICES FOR ALL METRO FACILITIES****ACTION: APPROVE CONTRACT MODIFICATION****RECOMMENDATION**

AUTHORIZE the Chief Executive Officer to execute Modification No. 8 to Contract No. OP33672974, with Nationwide Environmental Services Inc., for **power sweeping services**, to exercise the second, one-year option in the amount of \$1,563,646.08 increasing the total contract value from \$5,911,123.32 to \$7,474,769.40 and extend the contract term from June 1, 2017 to May 31, 2018.

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 first option year for this Contract will expire on May 31, 2017. 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 two extending the period of performance through May 31, 2018.

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 62 lots at bus divisions, terminals, locations, and stations, 43 lots at rail system stations and divisions, and 42 State Owned P&R lots.

The services provided under the existing Contract and options 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 \$130,303.84 under this Contract for the remainder of FY17 is included in the FY17 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 is budgeted in future fiscal years.

Impact to Budget

The source of funds for this action will come from Federal, State, and local funding sources including sales tax and fares that are eligible for Bus and Rail Operating projects. These funding sources will maximize fund use based on funding allocation provisions.

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. 8 to Contract No. OP33672974 to exercise option year two with Nationwide Environmental Services Inc., effective June 1, 2017, to provide power sweeping services system-wide.

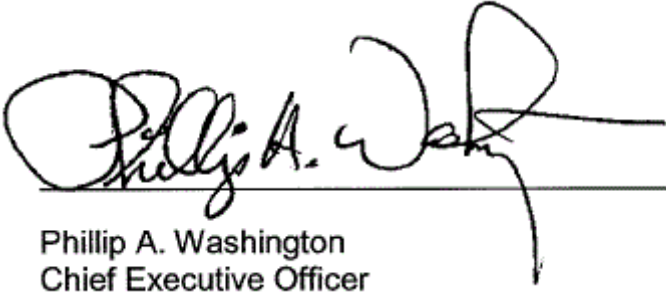
ATTACHMENTS

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

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Phillip A. Washington
Chief Executive Officer

PROCUREMENT SUMMARY

POWER SWEEPING FOR ALL METRO FACILITIES/OP33672974

1.	Contract Number: OP33672974		
2.	Contractor: Nationwide Environmental Services, Inc.		
3.	Mod. Work Description: Exercise Option Year Two		
4.	Contract Work Description: Power sweeping services are provided throughout Metro bus and rail facilities and State Owned Park and Ride (P&R) lots		
5.	The following data is current as of: January 17, 2017		
6.	Contract Completion Status		Financial Status
	Contract Awarded:	3/28/13	Contract Award Amount: \$4,274,550.00
	Notice to Proceed (NTP):	N/A	Total of Modifications Approved: \$1,636,573.32
	Original Complete Date:	5/31/17	Pending Modifications (including this action): \$1,563,646.08
	Current Est. Complete Date:	5/31/18	Current Contract Value (with this action): \$7,474,769.40
7.	Contract Administrator: Rommel Hilario		Telephone Number: 213-922-4654
8.	Project Manager: Lena Babayan		Telephone Number: 213-922-6765

A. Procurement Background

This Board Action is to approve Contract Modification No. 8 issued in support of Facilities Maintenance to continue power sweeping services throughout Metro bus and rail facilities by exercising Option Year Two for the amount of \$1,563,646.08.

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

On March 28, 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 bus and rail facilities.

(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 awarded in March 2013. The Contract was a result of a competitive IFB which included pricing for the option years. According to the Consumer Price Index, similar industries experienced an average of 3% increase over the past 12 months. The unit rates for this Option Year are the same as the previous Option Year. Therefore, exercising the option is in the best interest of Metro.

Proposal Amount	Metro ICE	Modification Amount
\$1,563,646.08	\$1,563,646.08	\$1,563,646.08

CONTRACT MODIFICATION/CHANGE ORDER LOG

POWER SWEEPING FOR ALL METRO FACILITIES / OP33672974

Mod. No.	Description	Date	Amount
1.	Revised List of Locations & Schedule of Quantities and Prices Form, and added funding	6/1/13	\$50,232.24
2.	Revised List of Locations & Schedule of Quantities and Prices Form, and added funding	8/23/13	\$13,200.00
3.	Revised List of Locations & Schedule of Quantities and Prices Form, and reduced funding	7/1/14	-\$29,420.00
4.	Exercise Option Year One, add list of locations, and extend the period of performance	4/22/16	\$1,602,561.08
5.	Add list of locations	5/4/16	\$0
6.	Add list of locations	6/30/16	\$0
7.	Add list of locations	10/18/16	\$0
8.	Exercise Option Year Two and extend the period of performance	PENDING	\$1,563,646.08
	Modification Total:		\$3,200,219.40
	Original Contract:	6/1/13	\$4,274,550.00
	Total Contract Value:		\$7,474,769.40

DEOD SUMMARY

POWER SWEEPING FOR ALL METRO FACILITIES / OP33672974

A. Small Business Participation

Nationwide Environmental Services, Inc. (Nationwide) made a 0.74% Disadvantaged Business Enterprise (DBE) commitment. The project is 77% complete. Nationwide is currently exceeding its DBE commitment with a DBE participation of 3.47%.

Small Business Commitment	0.74% DBE	Small Business Participation	3.47% DBE
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	DBE Subcontractors	Ethnicity (Only Applicable For DBE Contract)	% Committed	Current Participation¹
1.	Carl's Auto Electric	Asian Pacific American	Added	0.16%
2.	Patten Energy Enterprises, Inc.	African American	0.74%	3.31%
Total			0.74%	3.47%

¹Current 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 Contract.

C. Prevailing Wage Applicability

Prevailing Wage requirements are applicable to this project. DEOD will 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). Trades that may be covered include: surveying, potholing, field, soils and materials testing, building construction inspection, construction management and other support trades.

D. Project Labor Agreement/Construction Careers Policy

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