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Los Angeles County
Metropolitan Transportation Authority

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**REVISED
SYSTEM SAFETY AND OPERATIONS COMMITTEE
JUNE 20, 2013**

**SUBJECT: TRASH AND VEGETATION REMOVAL SERVICES FOR METRO
RIGHT-OF-WAY AND FACILITIES**

**ACTION: ~~APPROVE CONTRACT MODIFICATION AWARD~~
VARIOUS PROCUREMENT ACTIONS**

RECOMMENDATION

- A. Cancel Board recommendation presented at March 2013 Board meeting for award of contract OP33673016 for Trash & Vegetation Removal Services for Metro's Right of Way (ROW)
- B. Reject all bids received in response to IFB OP33673016 for ROW Trash & Vegetation Removal Services and issue new IFB for these services
- C. Execute Modification No. 5 in the amount of \$3,368,700 for a new contract value not-to-exceed \$9,633,946 for the existing Right-of-Way Trash and Vegetation Removal Services to Woods Maintenance Services, OP33442103 providing on-going maintenance services throughout Metro properties and ROWs. This modification extends the period of performance through March 31, 2014 while the new procurement is completed.

ISSUE

Metro received a protest of award recommendation under IFB OP33673016 for ROW Trash & Vegetation Removal Services. In reviewing protest, it was determined that the protest had merit. Further, it was also determined that best course of action in order to maximize fair and open competition was to issue a new IFB. Per the Metro Acquisition Policy, Board approval is required to reject bids and cancel the procurement after the bid opening.

DISCUSSION

The existing trash and vegetation removal services contract will expire on July 31, 2013. Since Metro requires a continuation of these services, it is necessary to extend the current contract while a new IFB process is completed and necessary approvals are obtained.

Under this contract, trash and vegetation removal maintenance services are performed throughout approximately 180 miles of active and inactive Metro owned ROWs, as well as the additional UP ROWs and the 41 Caltrans P&R lots. Additional as-needed maintenance services along Metro Orange Line as well as at Metro bus and rail facilities are also being performed until related procurement actions are completed. To continue providing increased trash and vegetation removal services along with as-needed maintenance services, a contract modification is required to extend the period of performance and increase contract authority, allowing for on-time and quality service continuity.

~~This contract requires the contractor to provide trash and vegetation removal services throughout all Metro facilities and ROWs, as well as the additional UP ROWs and the 41 Caltrans P&R lots. In April 2012, trash and vegetation removal services were expanded to include additional service areas throughout the Union Pacific (UP) ROW adjacent to Metro Blue Line stations, and the 41 Caltrans Park and Ride (P&R) lots to improve the cleanliness and appearance of Metro facilities as well as ROWs that could be perceived by the public as Metro properties.~~

~~The services provided under the existing contract are performed on an as-needed basis. Under the new contract, the level of service has been improved to a regular periodic schedule and additional as-needed services to ensure delivering clean and well maintained properties and ROWs system wide.~~

DETERMINATION OF SAFETY IMPACT

The approval of this item will improve Metro properties and ROWs overall appearance and cleanliness, provide on-going and as-needed trash and vegetation removal services, and provide prompt response time to ensure delivery of safe, quality, on-time, and reliable services system-wide.

FINANCIAL IMPACT

Funding of \$4,011,127 for this modification is included in the FY14 proposed budget in cost center 3367 – Facilities Property Maintenance, line item 50308 - Contract Maintenance Services, 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 current year funding for this action will come from the Enterprise operating fund and Proposition C 25%. No other sources of funds were considered for this activity because it supports eligible bus and rail operations. This activity is part of the on-going maintenance costs of Metro facilities.

ALTERNATIVES CONSIDERED

Staff considered providing this service through Metro 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 that this is not a cost-effective option for Metro.

NEXT STEPS

Upon approval, staff will ~~continue provide ROW trash and vegetation removal~~ notify all bidders that bids received in response to IFB OP33673016 have been rejected and the IFB has been cancelled, issue a new IFB for these services, and execute a contract modification with Woods Maintenance under the current contract (Contract No. OP33442103) until the replacement contract begins no later than April 1, 2014.

ATTACHMENTS

- A. Procurement Summary
- B. Contract Modification Log

Prepared by: Brady Branstetter, Director, Facilities Maintenance
Lena Babayan, Facilities Maintenance Manager

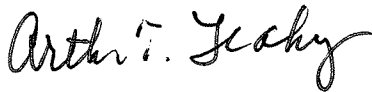
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Michelle Lopes Caldwell
Chief Administrative Services Officer



Frank Alejandro
Chief Operations Officer



Arthur T. Leahy
Chief Executive Officer

PROCUREMENT SUMMARY

**TRASH AND VEGETATION REMOVAL SERVICES FOR METRO RIGHT-OF-WAY
AND FACILITIES
VARIOUS PROCUREMENT ACTIONS**

1.	Contract No.: OP33442103		
2.	Contractor: Woods Maintenance Services Inc.		
3.	Mod. Work Description: Contract Extension		
4.	Work Description: Metro Right-of-Way Trash and Vegetation Removal Services		
5.	The following data is current as of :	April 17, 2013	
6.	Contract Completion Status -		
	Bids Opened	N/A	% Complete \$ N/A
	Contract Awarded	1/28/08	% Complete Time N/A
	NTP	3/3/08	Orig. Contract Days N/A
	Orig. Completion Date	2/28/11	Change Order Days N/A
	Current Est. Completion Date	7/31/13	Suspended Days N/A
			Total Revised Days N/A
	7.	Financial Status -	
Contract Award Amount		\$ 4,800,120	
Total Contract Modification Authority (CMA) including this change		\$ 2,487,378	
Total of Mods/Changes Approved to Date		\$ 1,465,126	
Total of Mods/Changes Pending to Date (including this action)		\$3,368,700	
	Current Contract Value	\$9,633,946	
8.	Contract Administrator: Tom Meng	Telephone Number: 213-922-1074	
9.	Project Manager: Carlos Martinez	Telephone Number: 213-922-6761	

A. Procurement Background

As previously noted, it has been determined that it is in Metro’s best interests to cancel previous IFB, issue a new IFB for Right of Way Trash and Vegetation removal services, and to extend the existing contract while the new IFB process is completed and necessary approvals are obtained.

This proposed modification to the current contract is for an amount not-to-exceed \$3,368,700 to cover the anticipated costs during the extended period of performance.

This contract change was handled in accordance with the LACMTA approved procedures for contract modifications.

On January 28, 2008, Contract No. OP3342103 was awarded to Woods Maintenance Services, Inc. in the amount of \$4,800,120 as the lowest, responsive, responsible bidder for trash and vegetative removal services along Metro right-of-way.

Attachment B shows that four modifications have been issued to date to add and/or delete work.

B. Cost/Price Analysis

The recommended price for this modification is fair and reasonable. This is a firm, fixed unit price contract and the unit prices for this extension have not changed.

	Proposal Amount	MTA Estimate	Negotiated Amount
1.	\$3,368,700	\$3,368,700	\$3,368,700

C. Small Business Participation

The Diversity and Economic Opportunity Department (DEOD) recommended a 15% Disadvantaged Business Enterprise Anticipated Level of Participation (DALP) for this procurement. Woods Maintenance Services, Inc. did not make any DBE commitments. Achieving the DALP percentage is neither a condition of award nor an issue of responsiveness.

ATTACHMENT B**Contract Modifications**

	Original Contract	1/28/08	\$4,800,120
1.	Administrative Change, Add Article VI, Railroad Worker Safety Plan	9-15-11	\$0.00
2.	Exercise Option 1 & 2 and Add to the Scope of Work and Add funding	5-18-06	\$124,800
3.	Extend contract to 2-27-13. Add to the Scope of Work and add funding	5-1-12	\$232,960
4.	Extend Contract to 7-31-13. Add to Scope of Work and add funding	10-1-12	\$1,107,366
5.	Add funding for anticipated trash and vegetative removal services through the end of the extended period of performance. Pending Board Approval	Pending	\$3,368,700
	Total		\$9,633,946