

# SBE TODAY

Volume 29, Edition 863

DIVERSITY IN ACTION - SBE is a certified DBE publication

June 24, 2013

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## Conflict between Federal and California State Prevailing Wage Rates: A Q&A



Photo credit: Kato Cooks/Peter Mack Media

Field investigator **Lawrence Cooks**, left, interviewing worker on Pomona Unified School District project

**By Kato Cooks, SBE Southern California Editor**

California requires the payment of prevailing wage rates for most work funded publicly – a public work. This wage rate is established at the modal rate of area surveys conducted by the state's Department of Labor Statistics and Research.

Once established, the requirement applies to all public works "...(e)xcept for public works of one thousand dollars (\$1,000) or less." (California Labor Code §1770). The threshold is higher for public agencies, also called awarding bodies, when such agencies operate a Department of Industrial Relations (DIR)- approved labor compliance program.

An awarding body with an approved labor compliance program is exempt from prevailing wage requirements for public works valued at "twenty-five thousand dollars (\$25,000) or less" when the work is for construction, and at "fifteen thousand dollars (\$15,000) or less" when such public work is for alteration, demolition, repair, or maintenance work. (§1771.5)

But when the public funding is comingled, with part of the funds coming from state and/or local sources and the other part from a federal source, which wage rates apply?

The rule of thumb is that one dollar (\$1) of federal money makes the project federal; the practice is that, between federal and state, the more stringent labor requirements apply. Both requirements have to be met, though and, as it concerns prevailing wages, this is accomplished by paying the higher of the two wages.

If the state prevailing wage rate for a journeyman electrician is higher than the federal wage rate, then the state rate is paid. If, on the same project, the wage rate for a plumber is higher using the federal wage determination, then that rate is used. It is possible, and necessary, to compare each rate with each classification of work between the federal and state wage determinations.

There is a difference occasionally in the structure of payments between the federal and state wage requirements. That is, one may call for, say, a wage of \$25/hr with fringe benefits equaling \$10/hr, while the other might require a wage of \$23/hr and fringe benefits equaling \$12/hr. "In such an instance, pay the higher wage, it being stricter," stated Lawrence Cooks, a former labor compliance field investigator in Southern California. He added, "The labor code allows contractors to pay more than the prevailing rate,

**Continued on page 3**

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# REQUESTS FOR BIDS & SUB-BIDS

## BIDDING OPPORTUNITY

### DBE'S CERTIFIED BY

#### THE CALIFORNIA UNIFIED CERTIFICATION PROGRAM (CUCP)

In response to the Los Angeles County Metropolitan Transit Authority's DBE requirements, we are inviting qualified contractors, specifically DBE's certified by the California Unified Certification Program (CUCP) to contact us regarding subcontracting opportunities in connection with the following project.

#### Regional Connector Transit Corridor Design/Build Project Contract C0980

**Construction of the underground stations, guideways and tunnels from Alameda and First Streets in Little Tokyo to the existing Metro Center Station located at 7th and South Flower Streets in Los Angeles.**

**BID DATE: JULY 29, 2013 AT 2:00 PM**

Opportunities to participate exist in the following specific areas of: soil and rock excavation, hauling, excavation support systems, structural steel, engineering, survey, instrumentation and monitoring services, materials testing, demolition and site preparation, environmental investigation, utility relocation, paving, curb and sidewalk, fencing, landscaping, geotechnical and structural instrumentation, asbestos and hazardous materials handling and disposal, secant piles, soldier piles, shoring, traffic decking, traffic control, cast-in-place concrete structures, reinforcing steel, ground stabilization, tunnel construction, crosspassage construction, directional grout hole drilling, soil-nails, rock-bolts, steel dowels, steel arch support, shotcrete fiber and non-fiber, concrete pumping, placing and finishing, concrete sealants, masonry, waterproofing, service utilities, grouting, electrical services, mechanical, plumbing and fire protection, architectural finishes, doors and hardware, track works, signals, pest control, IT Services, waste disposal and cleaning services.

Any business seeking to participate as a DBE for this Contract must be DBE certified by the California Unified Certification Program (CUCP) or by a certifying agency in the CUCP in accordance with 49 CFR Part 26-Subpart D Certification Standards as followed by the CUCP. DBE certification status of listed DBE may be verified by contacting Metro Certification Unit via email at CertificationUnit@Metro.net or by calling the DEOD hotline at (213) 922-2600. A copy of the current active DBE certification letter must be provided for each DBE firm listed in the Proposal. **All DBE bids/proposals should be sent to Shea/Walsh/PTG Joint Venture no later than July 10, 2013.**

The Joint Venture has established an FTP site where interested firms can view all plans and specifications for their convenience. Please contact Candice Gill at (909) 594-0990 or Jim Honeycutt at (909) 444-4260 to receive instructions on accessing the FTP Site.

### Shea/Walsh/PTG Joint Venture

will provide an equal opportunity to DBEs and will conduct dealings with DBE firms in Good Faith.  
(J.F. Shea Construction, Inc./Walsh Construction Company/Parsons Transportation Group, Inc.)  
667 Brea Canyon Road, Suite 22; Walnut, CA 91789  
Phone 909-594-0990, Fax 909-869-0827

Please visit our website: <http://www.shea-walsh-ptg-regionalconnector.com>

Seeking all qualified SBE/DBE and Non-SBE/DBE sub-contractors/suppliers for the following project.

#### Project Name: Civil and Station Improvements Contract, Santa Clara-Alum Rock Bus Rapid Transit Project

Location: San Jose, CA  
Contract No. C830(13058)

Owner: VTA

Bid Close: July 16, 2013 at 2:00 p.m.

Trades Requested: AC Grinding and Paving, CIDH Foundations, Concrete Curb, Curb and Gutter, and Sidewalk, Concrete Paving, Demolition, Fencing, Granite Tile and Granite Curb, Hazmat Trucking and Disposal, Landscaping and Irrigation, Miscellaneous and Architectural Metals, Quality Assurance/Quality Control, Ready Mix Concrete, Reinforcing Steel, Saw cutting, Signage - Roadway Signage and Station Signage, Slurry Seal, Station Shelters & Furnishings, Striping, Survey, Traffic Control, Tree removal, Trucking, Utilities Including Storm Drain, Sewer, and Water, CCTV System, Communication (Fiber Optic) Backbone, PA System, Station Lighting & Power, Street Lighting, Traffic Signals and Temporary Traffic Signals

Bidding As: Stacy and Witbeck, Inc.

SWI Contact: Mike Dorsa - 510-748-1870

Plans may be obtained from the owner, VTA, at 3331 North First Street, Building A, San Jose, CA 95134, or may be downloaded by responding and requesting from [swical-est@stacywitbeck.com](mailto:swical-est@stacywitbeck.com) Please include VTA BRT in the subject line. Or you can review by appointment at Stacy and Witbeck, Inc.'s Alameda office.

Performance & payment bonds in the full amount of the subcontract price with a surety company subject to approval by Stacy and Witbeck, Inc., may be required. Please call with questions or for assistance regarding bonding.

WE ARE

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Sub Bids Requested From Qualified  
DVBE Subcontractors & Suppliers for

### Hensel Phelps

**Santa Clara Family Justice Center**  
**BP 3.06 - Landscaping (Bid date is 6/27/13)**  
**BP 1.03 - Site Utilities (Bid date is 6/27/13)**  
**BP 1.01 - Earthwork (Bid date is 7/2/13)**  
**Bid Time: 2:00PM**  
**Location: San Jose, CA**

McGuire and Hester is seeking qualified subs for the above referenced project in the following trades: trucking; surveying; temporary shoring; dewatering; clearing & demolition; storm drain/sanitary sewer/domestic & fire water suppliers; and aggregate materials.

We will pay up to and including one and one-half percent (1-1/2%) of your bonding cost. Certification assistance is available, as well as viewing plans & specs.

### McGuire and Hester

9009 Railroad Avenue • Oakland, CA 94603  
Phone: 510-632-7676 • Fax: 510-562-5209

Contact: Robert Herrera / Matt Daley

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Skanska  
Shimmick  
Herzog

A Joint Venture in Association with LAN I TY Lin

**Santa Clara Valley  
Transportation Authority  
Design-Build Contract DB1102F  
Silicon Valley Berryessa Extension Project  
C700**

Procurement opportunities through Skanska-Shimmick-Herzog will be diverse and ongoing.

Please visit: [www.sshjv-c700.com](http://www.sshjv-c700.com)

frequently to see procurement opportunities and project contacts in the Bid Packages folder. Plans, specs, drawings, etc. can be found on the procurement web site.

EEO

Sub Bids Requested From Qualified  
MBE, WBE, DBE, DVBE  
Subcontractors & Suppliers for  
**EBMUD - Lafayette Water Treatment Plant  
Clearwell & Washwater Pipeline Improvements  
Project No. 2061A**  
**Location: Lafayette, CA**  
**Bid Date: July 3, 2013 @ 1:30 PM**

McGuire and Hester is seeking qualified subcontractors for the referenced project in the following trades: traffic control; electrical; demolition (concrete); rebar; bolted steel tank; and welding.

McGuire and Hester will pay up to and including one and one-half percent (1-1/2%) of your bonding cost. Certification assistance is available, as well as viewing plans and specs.

### McGuire and Hester

9009 Railroad Avenue • Oakland, CA 94603  
Phone: 510-632-7676 • Fax: 510-562-5209

Contact: Don Crivello

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# REQUESTS FOR BIDS & SUB-BIDS

## SKANSKA

Sub-Bids Requested From Qualified DBE Subcontractors & Suppliers

**North Hollywood Station West Entrance Design-Build Project**

**Owner: LACMTA**

**Contract No.: C1013R**

**DBE Anticipated Level of Participation Goal: 10%**

**Sub/Vendor Proposal Due Date: June 27, 2013 – 4:00PM**

Plans, Specifications, Invitation to Bid and Subcontracting Requirements are all available for view at our main office in Riverside or on our outreach website: <https://partners.myskanska.com/usa/clients/lametro/NHSWE/Outreach/SitePages/Interested%20Firms.aspx>

**Quotes requested for contractors, suppliers and service providers include, but are not limited to:** Demolition (pavement, curbs, knock-out-panel, signals, sidewalk, fence, signage), reinforced concrete structure, support of excavation, excavation, hydrocarbon resistant membrane, trucking, elevators, escalators, doors, tile, glass entrance canopy, stainless Steel, stairs, granite, metal railings, painting, plumbing, HVAC, metal fences and gates, concrete and AC paving, electrical work, fire alarm, data network and comm, CCTV, SCADA, MOT, traffic signals, lighting, signs, striping, utility work, drainage, SWPPP, flat-work, landscaping, temporary security fencing, design, noise and vibration monitoring, pre/post-const. survey, geotechnical work, quality control, survey, mural artwork removal and installation, jobs coordination

Skanska is interested in soliciting in Good Faith all subcontractors as well as certified DBE companies for this project. All interested subcontractors, please complete and return the Invitation to Bid. Please call if we can assist you in obtaining bonding, lines of credit, insurance, necessary equipment, materials and/or supplies. Skanska will also review breaking out scope packages and adjusting schedules to help permit maximum participation. Indicate all lower tier DBE participation offered on your quotation as it will be evaluated with your price. Failure to adhere to the Proposal Due Date and requirements may result in your bid not being reviewed. Subcontracting Requirements and all other bidding instructions can be found on our website listed above.

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Skanska Estimating Dept: Ph: 951-684-5360, Fax: 951-788-2449

Email: [jerome.dipadova@skanska.com](mailto:jerome.dipadova@skanska.com)



Sub-Bids Requested From Qualified DBE Subcontractors & Suppliers

**Regional Connector Transit Corridor Design-Build Project**

**Owner: LACMTA**

**RFP No.: C09080**

**DBE Goal: 20% Design & 18% Construction**

**Subcontractor Proposal Due Date: July 18, 2013, 2:00PM**

**Website: [www.teamrcc.com](http://www.teamrcc.com)**

Team RCC (Skanska Traylor Kiewit JV) is interested in soliciting in Good Faith all subcontractors as well as certified DBE companies for the Regional Connector Transit Corridor Project. Quotes will be requested from Subcontractors, Vendors, Professional Service and Trucking companies. A list of available scopes of work will be available on our website listed above as well as RFP documents, Subcontracting Requirements, Sample Contracting Documents, Project Announcements, Outreach and Contact Information. If you are interested in joining our team for this project, please visit our website, fill out and return the Invitation to Bid form.

Team RCC will assist qualified subcontractors, vendors, and suppliers in obtaining bonding, lines of credit, insurance, necessary equipment, materials and/or supplies. If you are a DBE Company, please provide your certification letter with your proposal. If you are a non-DBE, please indicate all lower-tier participation on your quotation as it will be evaluated with your price. In order to assist DBE subcontractors and suppliers, we will divide total requirements into smaller packages, tasks or quantities and establish delivery and construction schedules which will permit maximum participation when feasible. Please visit our website listed above for detailed contracting requirements

**Team RCC is an Equal Opportunity Employer**

Estimating Dept: 1995 Agua Mansa Rd, Riverside, CA 92509

Ph: (951) 684-5360 • Fax: (951) 788-2449 • Email: [info@teamrcc.com](mailto:info@teamrcc.com)

## TURNER

Turner Construction Company, representing Emery Unified School District, formally announces the upcoming bidding opportunity on the project listed below.

**Project: Emeryville Center of Community Life**

**Owner: Emery Unified School District**

This project includes demolition and abatement of the existing school buildings and new construction of a new school. New construction will include all structural and architectural trades along with associated site work surrounding the new school

**Turner is currently bidding the following trade package:**

**2.0 Demolition and Abatement**

For access to all Plans, Specs and Bid Documents, please contact Brendan Crockett at [bcrockett@tcco.com](mailto:bcrockett@tcco.com) for access to drawings and specs.

**Turner has a 3% Disabled Veteran Business Enterprise (DVBE) Goal for this project. Turner encourages all subcontractors to use DVBE subcontractors whenever possible on this project.**

For information on how to Prequalify with Turner, please contact **Brendan Crockett**

**BIDS ARE DUE: Thursday, July 11th, 2013 @ 2pm**

Please direct all questions to **Brendan Crockett** at 510.267.8239 or [bcrockett@tcco.com](mailto:bcrockett@tcco.com)



## Conflict between Federal and California State

■ **Continued from page 1**

just not less. That also allows for payment at the federal rate when the federal rate is higher than the state rate.” (\$1770)

Awarding bodies have a labor compliance representative in place typically to monitor compliance. They are also available to respond to questions regarding wage rates and to research worker classifications or work operations that do not appear in the wage determinations. Failing that, the Department of Industrial Relations has a hot line for each region: <http://www.dir.ca.gov/dlse/DistrictOffices.htm>

Frequently asked questions are answered here: <http://www.dir.ca.gov/dlse/DLSE-FAQs.htm>

And, as with nearly everyone else, there is a DIR presence on Facebook: <https://www.facebook.com/CaliforniaDIR>

Visit [www.sbeinc.com](http://www.sbeinc.com) to download a PDF version of the latest **SBE Newspaper** and **SBE Newsletter**



# REQUESTS FOR BIDS & SUB-BIDS

## SKANSKA

Sub-Bids Requested From Qualified DBE Subcontractors & Suppliers

### Rehabilitate Pavement and Widen Median Shoulders on Route 62 in Riverside County near Desert Hot Springs from Route 10/62 Separation to North Indian Canyon Drive

**District 08 on Route 62**  
**Contract No.: 08-491804**  
**DBE Goal: 7%**

**Bid Date: July 18, 2013 – 2:00PM**

Plans and Specifications are available for view at our main office in Riverside or on the Caltrans website: [http://dot.ca.gov/hq/esc/oe/weekly\\_ads/all\\_adv\\_projects.php](http://dot.ca.gov/hq/esc/oe/weekly_ads/all_adv_projects.php)

Quotes requested from Contractors, Suppliers and Service Providers include, but are not limited to:

Construction Site Management, Storm Water Pollution Plan, Street Sweeping, Construction Area Signs, Traffic Control System, Erosion Control, Temporary Pavement Marking, Temporary Traffic Stripe, Temporary Railing, Portable Changeable Message Signs, Temporary Crash Cushion Module, Metal Beam Guard Railing, Roadside Signs, Cold Place Concrete Pavement, Clearing and Grubbing, Roadway Excavation, Develop Water Supply, Erosion Control, Fiber Rolls, Class 2 Aggregate Base, Lean Concrete Base, Hot Mix Asphalt, Place Hot Mix Asphalt Dike, Tack Coat, Concrete Pavement, Seal Pavement Joint, Bar Reinforcing Steel (epoxy coated), Furnish Single Sheet Aluminum Sign, Rock Slope Protection, Transition Railing, Terminal System, Crash Cushion, Thermoplastic Pavement Marking, Thermoplastic Traffic Stripe, Paint Traffic Stripe, Pavement Marker, Furnish & Place Polyester Concrete Overlay, Rumble Strip, Maintain Existing Traffic Management System, Inductive Loop Detector, Piezo-Electric Axle Sensors, Street Sweeping, Water Trucks

Skanska is interested in soliciting in Good Faith all subcontractors as well as certified DBE companies for this project. All interested subcontractors, please indicate all lower tier DBE participation offered on your quotation as it will be evaluated with your price. Please call if we can assist you in obtaining bonding, lines of credit, insurance, necessary equipment, materials and/or supplies. Skanska will also review breaking out scope packages and adjusting schedules to help permit maximum participation.

Subcontracting Requirements: Skanska's insurance requirements are Commercial General Liability (GL): \$1M ea. occ., \$1M personal injury, \$2M products & completed operations agg. and general agg.; \$1M Auto Liability; \$5M Excess/Umbrella and \$1M Workers Comp. Endorsements and waivers required are the Additional Insured End., Primary Wording End., and a Waiver of Subrogation (GL & WC). Other insurance requirements may be necessary per scope. Subcontractors may be required to furnish performance and payment bonds in the full amount of their subcontract by an admitted surety and subject to approval by Skanska. Skanska will pay bond premium up to 1%. Quotations must be valid for the same duration as specified by the Owner for contract award. Conditions or exceptions in Subcontractor's quote are expressly rejected unless accepted in writing. Skanska is signatory to the Operating Engineers, Laborers, Cement Masons, Carpenters Unions and Teamsters. Subcontractors must provide weekly, one original and one copy of all certified payrolls, including non-performance and fringe benefit statements if required by law or by the Prime Contract. Subcontractor scope (including any conditions or exceptions) is required 24 hours prior to bid deadline to allow proper evaluation.

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**Skanska Estimating Dept:** 1995 Agua Mansa Rd, Riverside, CA 92509  
**Ph:** (951) 684-5360 • **Fax:** (951) 788-2449 • **Email:** [joe.sidor@skanska.com](mailto:joe.sidor@skanska.com)

REQUEST FOR ESBE Subcontractors and Suppliers for:

### 5th Street, 5th Street Viaduct and Railyards Blvd. at Sacramento Railyards City of Sacramento PN: T15135800 • BID DATE: June 26, 2013 @ 2:00 PM

We are soliciting quotes for (including but not limited to): Trucking, Field Office, SWPPP, Structure Excavation, Structure Backfill, Cellular Concrete Backfill, Earth Retaining Structure, Structural Concrete Retaining Wall, Bar Reinforcing Steel, Minor Concrete-Sidewalk, Architectural Treatment, Prepare and Paint Concrete, California ST-40 Bridge Rail, Structural Concrete-Approach Slab Type, Joint Seal, Concrete Barrier, Chain Link Railing, Bridge Deck Drainage System, Sanitary Underground, Stormwater Quality Inlet, Stormwater Quality Vault, Topsoil, Bioretention Soil, Headwall, Fencing, Hydroseeding, Utilities, Concrete Survey Monument, Street & Sidewalk Barricades, Curb & Gutter, Curb Ramp, Electrical, Irrigation, Bridge Removal, Prestressing Cast-In-Place Concrete, Vibration Monitoring, Bridge Canopies, Furnish Piles, Pile Driving and Construction Materials

**O.C. Jones & Sons, Inc.**

1520 Fourth Street • Berkeley, CA 94710 • Phone: 510-526-3424 • FAX: 510-526-0990 • Contact: Mike Crowley

100% Performance & Payment Bonds may be required. Worker's Compensation Waiver of Subrogation required. Please call OCJ for assistance with bonding, insurance, necessary equipment, material and/or supplies. OCJ is willing to breakout any portion of work to encourage ESBE participation. Plans & Specs are available for viewing at our office.

RGW Construction Inc. is seeking all qualified ESBE's for the following project:

### 5th Street Viaduct and Railyards Blvd. at Sacramento Railyards

**PN # T15135800**

**Bids: June 26th, 2013 @ 2:00 PM**

**ESBE Goal: 20%**

**Requesting Sub-quotes for (including but not limited to):** Construction Area Signs, Landscaping, Hydroseeding, Erosion Control, Irrigation, Pile Driving, Pre-stressing Concrete Cast-in-Place, Joint Seal, Reinforcing Steel, Steel Structure, Signs Roadside, Concrete Curb & Sidewalk Misc., Fencing, Survey & Historical Monument, Object Maker, Metal Railing, Concrete Barrier, Thermoplastic and Painted Traffic Stripe & Marking, Pavement Marking, Signal and Lighting, Message Signs, Cellular Concrete Backfill, Prepare and Stain Concrete, Joint Trench and Dry Utilities and Trucking.

**Scope of Work:** Construct roadway and utility improvements, retaining walls, embankments, elevated viaduct, lined retention basin, design and fabrication and installation of shade structures.

RGW is willing to breakout any portion of work to encourage ESBE participation. Contact us for a specific item list

Plans and Specs are available to view and copy at our office or at <http://www.planetbids.com/portal.cfm?CompanyID=15300#> Contact Tim Ross at 925-606-2400 for any questions, including bonding, lines of credit, or insurance. Subcontractors should be prepared to submit payment and performance bonds equal to 100% of their quotation.

### RGW Construction, Inc.

Contractors License A/B 591940

550 Greenville Road • Livermore, CA 94550 • Phone: 925-606-2400 • Fax: 925-961-1925

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Current and On-going procurement opportunities for the Expo II Project are Available through the project procurement website:

<https://partners.myskanska.com/usa/clients/buildexpo/Expo2/Outreach/Lists/Bidding%20Opportunities/Bids%20Due.aspx>

**Bid Packages Currently available are:**  
**Signage & graphics, Flatwork – City of LA, AC Paving, Floor & Wall tile, Bike Racks/Lockers, Permanent Striping & signs**

Bid packages will be posted to the site on a continual basis. Plans, Specs and additional information are also available on the site. If you need assistance, please contact **Christine Burton at 310-500-1466.**

SBE and DBE certified firms are encouraged to participate.

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