



Mark Farrell
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May 16, 2018

CLW Builders, Inc.
1431 Ocean Avenue
San Francisco, CA 94112
Attn: David Liang, President
VIA Email: swong@clwbuilders.com

Subject: Contract ID No. 1000008750
Willie "Woo Woo" Wong Playground
Determination Regarding Bid Protest

Dear Mr. Liang:

The City and County of San Francisco ("City") has completed its review of CLW Builders, Inc. ("CLW") bid protest against the bid submitted by Azul Works, Inc. ("Azul") for the Contract No. 1000008750, Willie "Woo Woo" Wong Playground project ("Project"). After considering all the information, the City has deemed Azul Works, Inc. non-responsive.

On April 17, 2018, San Francisco Public Works ("Public Works") received two (2) bids for the Project, including the bids submitted by Azul and CLW. On Monday, April 23, 2018 CLW protested Azul's bid claiming that Azul failed to meet the required 14% Local Business Enterprise ("LBE") participation goal.

Pursuant to the analysis provided by the City's Contract Monitoring Division (attached), the City finds that Azul has not met the LBE Participation Requirement. The City therefore accepts CLW's bid protest and deems Azul non-responsive.

This letter neither constitutes notice of award nor intent to award Contract No. 1000008750. If there are any questions, please call Mr. Ben Washington of my staff at (415) 554-6416.

Yours truly,

Alexander Burns
Contract Administration

Attachments:
Appendix A – Contract Monitoring Division Analysis Memo

ec: Cara Ruppert, Project Manager
Mohammed Nuru, Director
Edgar Lopez, Deputy Director
Finbarr Jewell, Contract Monitoring Division
Yadira Taylor, Deputy City Attorney
All Bidder



OFFICE OF THE CITY ADMINISTRATOR CONTRACT MONITORING DIVISION



Mark E. Farrell, Mayor
Naomi M. Kelly, City Administrator

Romulus Asenloo, Director

MEMORANDUM

Date: May 15, 2018

To: Cara Ruppert, Manager, Contract Administration Bureau

From: Finbarr Jewell, Contract Compliance Officer, CMD

Subject: Non Responsive Memo- Willie "Woo Woo" Wong Playground

The Contract Monitoring Division ("CMD") has reviewed the bids, the application of the appropriate discounts/bonuses, and determined responsiveness to Chapter 14B pre-award requirements. Below is a summary of CMD review:

LBE Bid Discount

Due to the dollar value of the engineer's estimate, 10% bid discount applies to any bid submitted by CMD-certified Small or Micro-LBEs.

Two bidders submitted bids as follows:

Bidder	Bid
Azul Works, INC.	\$8,627,000
CLW Builders, INC.	\$8,883,600

CMD deemed Azul Works, INC. non responsive because they did not meet the 14% LBE requirement. CLW Builders, INC. submitted a base bid of \$8,883,600 and met the 14% LBE subcontractor participation requirement by listing the following firms:

Subcontractor	Scope of Work	Status	Listed Amount	Participation
Alex Builders	Hard Demo & Grading	LBE	\$212,000	2.38%
City Door & Hardware (LBE supplier 60%)	Doors & Hardware	LBE	\$63,600	0.71%
D&S Leong Associates	Rough & Finish Plumbing	LBE	\$268,600	3.02%
Fontenoy Engineering	Site Utilities, Drainage & Sewer	LBE	\$280,000	3.15%

JC Metals	Decking, Structural Steel & Decorative metal		\$209,900	2.36%
Priority Graphics	Signage		19,400	0.21%
Volk Electric	Electrical		\$425,000	4.78%
Yum's Mechanical	HVAC		98,900	1.10%
Yum's /D&S Leong Assoc.	Plumbing		103,000	1.16%
TOTAL			\$1,680,400	18.87%

Based on the foregoing, CMD has determined that CLW Builders, Inc. has complied with pre-award CMD 14B requirements and is eligible for award of this contract.

Should you have any questions, or if I can be of any further assistance, please do not hesitate to contact me at 415-274-0511