



**OPERATIONS COMMITTEE
FEBRUARY 19, 2004**

**SUBJECT: HERBICIDE APPLICATION SERVICES FOR METRO TRANSIT
RIGHTS-OF-WAY AND FACILITIES**

ACTION: AWARD CONTRACT TO PESTMASTER SERVICES, INC.

RECOMMENDATION

Authorize the Chief Executive Officer to award a five-year, firm fixed-unit-rate contract, Contract No. OP33441448, to Pestmaster Services, Inc., to provide herbicide application services for Metro transit rights-of-way and facilities in an amount not to exceed \$847,179, inclusive of two one-year options, effective March 1, 2004.

RATIONALE

The contract will provide herbicide and growth inhibitor application services for MTA transit facilities, railroad rights-of-way (RROWs) and parcel properties. The service will be provided to 50 operating bus facilities and locations, 52 operating rail facilities, 61 non-operating parcel properties, four operational RROWs and seven inactive RROWs. These properties require systematic application of herbicides and growth-inhibitor chemicals to control vegetation growth, to comply with local municipal codes, to reduce fire hazards and to mitigate complaints from adjacent property owners. Additional locations that were not included in the previous contract were added to the scope of work of the new contract to improve the weed control program.

Weed abatement on operational railroad rights-of-way is necessary to maintain drainage, allow for proper inspection and maintenance of tracks, prevent wheel slippage or sliding, and to maintain visibility of wayside signs and signals. If it is not controlled, noxious weed growth can propagate and invade neighboring properties.

FINANCIAL IMPACT

Funding of \$309,523 for this service is included in the FY04 budget in Cost Center number 3344, under Project 300044, Project 300033, Project 300022, Project 300011 and Project 610041. Since this item is a multi-year contract, the Cost Center Manager and Deputy Chief Executive Officer will be accountable for budgeting the amount in future years. In FY03, \$198,578 was expended on this activity.

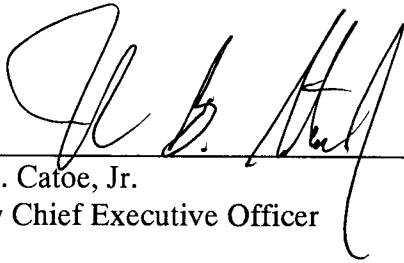
ALTERNATIVES CONSIDERED

One alternative considered is to provide the service in-house. This would require the hiring of trained and licensed personnel and the purchase of specialized spraying equipment, vehicles and supplies. Staff's analysis indicates that this is not a cost-effective option for the MTA.

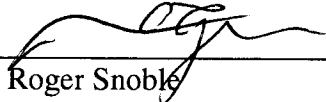
ATTACHMENTS

- A Procurement Summary
- A-1 Procurement History
- A-2 List of Subcontractors

Prepared by: Denise Longley, Deputy Executive Officer, Facilities/Operations
Hussein Farah, Facilities Maintenance Manager
Robert Vasquez, Sr. Contract Administrator



John B. Catoe, Jr.
Deputy Chief Executive Officer



Roger Snoble
Chief Executive Officer

**BOARD REPORT ATTACHMENT A
PROCUREMENT SUMMARY**

**HERBICIDE APPLICATION SERVICES FOR
METRO TRANSIT RIGHTS-OF-WAY AND FACILITIES**

1.	Contract Number: OP13441448		
2.	Recommended Vendor: Pestmaster Services, Inc.		
3.	Cost/Price Analysis Information:		
	A. Bid/Proposed Price: \$847,179	Recommended Price: \$847,179	
	B. Details of Significant Variances are in Attachment A-1.D		
4.	Contract Type: Firm Fixed Unit Rate		
5.	Procurement Dates:		
	A. Issued: 10.27.03		
	B. Advertised: 10.28.03		
	C. Pre-proposal Conference: 11.13.03		
	D. Proposals Due: 12.09.03		
	E. Pre-Qualification Completed: 12.15.03		
	F. Conflict of Interest Form Submitted to Ethics: 01.05.04		
6.	Small Business Participation:		
	A. Bid/Proposal Goal: 5% DBE	Date Small Business Evaluation Completed: 12.10.03	
	B. Small Business Commitment: 5% (Details are in Attachment A-2)		
7.	Invitation for Bid/Request for Proposal Data:		
	Notifications Sent: 10	Bids/Proposals Picked up: 6	Bids/Proposals Received: 2
8.	Evaluation Information:		
	A. Bidders/Proposers Names:	<u>Bid/Proposal Amount</u>	<u>Best and Final Offer Amount:</u>
	Pestmaster Services, Inc.	\$847,179	\$N/A
	DeAngelo Brothers, Inc.	\$1,352,683	\$N/A
	B. Evaluation Methodology: Details are in Attachment A-1.C		
9.	Protest Information:		
	A. Protest Period End Date: 02.24.04		
	B. Protest Receipt Date: None as of this date		
	C. Disposition of Protest Date: N/A		
10.	Contract Administrator: Robert Vasquez	Telephone Number: 922-1044	
11.	Project Manager: Keith Jackson	Telephone Number: 922-8888	

**BOARD REPORT ATTACHMENT A-1
PROCUREMENT HISTORY**

**HERBICIDE APPLICATION SERVICES FOR
METRO TRANSIT RIGHTS-OF-WAY AND FACILITIES**

A. Background on Contractor

Pestmaster Services, Inc. is located in Bishop, CA and has been in the business of herbicide application and pest control for approximately 25 years. The firm has been the incumbent MTA contractor for these services for the last five years and its performance has been satisfactory. Pestmaster is a current GSA and CMAS contract provider licensed by the State of California. It has current or recent contracts with the U.S. Department of the Interior (Fish and Wildlife Service and Bureau of Land Management), Department of the Navy (Public Works Center and Facilities Engineering Command), Edwards Air Force Base, City of Lancaster and numerous other large client organizations.

B. Procurement Background

This procurement was handled as a competitive, sealed-bid under IFB No. OP33441448. The base contract period is for three years, plus two one-year option periods, for a total period of performance of five years.

C. Evaluation of Proposals

The solicitation was conducted as a competitive, sealed-bid and is in compliance with MTA Procurement policies and procedures. Pestmaster was determined to be the lowest responsive, responsible bidder, and is technically qualified to perform the required services.

D. Cost/Price Analysis Explanation of Variances

The recommended price has been determined to be fair and reasonable based upon a competitive, sealed-bid solicitation and historical information. The variance of \$583,861 between the lowest bid and MTA's estimate may be attributed to Pestmaster's experience as the incumbent MTA contractor for the previous five years, and the firm may be willing to assume greater risk. Also, the MTA's estimate is approximately 6% higher than the next lowest bidder (\$1,352,683) and is comparable with the previous 5-year contract amount of \$1,261,260.

Bid/Proposal Amount	MTA Estimate	Recommended/Negotiated Amount
\$847,179	\$1,431,040	\$847,179

**BOARD REPORT ATTACHMENT A-2
LIST OF SUBCONTRACTORS**

**HERBICIDE APPLICATION SERVICES FOR
METRO TRANSIT RIGHTS-OF-WAY AND FACILITIES**

PRIME CONTRACTOR – Pestmaster Services, Inc.

Small Business Commitment

Other Subcontractors

Macropest Exterminators (DBE) 5.0%

None

Total Commitment 5.0% DBE