LCP-AR1

LABOR COMPLIANCE PROGRAM ANNUAL REPORT

Format for Awarding Body that enforces its own Labor Compliance Program for some but not all projects

Report for the reporting period **07/01/2010** to **06/30/2011**

1. Name of Labor Compliance Program (LCP) : **Tracy Unified School District—District LCP**

Administered by: RGM and Associates—Third Party Labor Compliance Program Provider Administering District's (C.A.S.H. Model) Labor Compliance Program.

2. LCP I.D. Number (assigned by DIR): **2003.00371**

3. Date of Initial Approval: **January 3, 2004**

(Converted to "approved" without an expiration date June 10, 2009)

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4. Contact person (include name, title, address, telephone, fax, and e-mail, if available):

Ralph J. Caputo, President, CEO, RGM and Associates, 3230 Monument Way, Concord, CA 94518

Phone—(925) 671-7717 – Fax—(925) 671-7788 – E-mail—rgm@rgmassociates.com

5. Did LCP perform any LC § 1771.5 enforcement activities during the 12 months in the reporting period?

Please check one:

☑ Yes If Yes, proceed to item 6 on the next page

☐ No If No, complete the information below, sign the form and submit to DIR, Office of the Director, Attn: LCP Special Assistant, 455 Golden Gate Avenue, 10th Floor, San Francisco CA 94102

What suggestions do you have for the Department of Industrial Relations to better assist you with your program in the coming year? (attach additional sheets if necessary): **NONE**

SUBMITTED BY:

Casey Goodall

Signature

Dr. Casey Goodall—Associate Superintendent

Name and Title

8/17/11

Date

6. LC § 1771.5 enforcement activities (provide all information requested, attaching as many sheets as necessary).

A. List projects handled by LCP within the past 12 months.

Project Name	Bid Advertisement Date	Prime Contractor	Contract Amount
Kimball High School	2/11/2008	F & H Construction	$ 62,818,578.00
Tracy High School Cafeteria & Library	4/14/2009	Roebbelen Contracting	$ 23,495,365.00
West High School Performing Arts Center	9/28/2010	F & H Construction	$ 3,746,494.00
Tracy High School Exterior Paint	4/14/2011	Horizon Painting	$ 559,483.00
Tracy High School Fire Alarm & Intrusion System	4/21/2011	Pacific Power Systems	$ 67,000.00
TOTAL			**$ 90,686,920.00**

B. Summary of all wages and penalties assessed and/or recovered.

Project Name	Affected Contractor (who directly employed the worker)	Amount Assessed	Amount Recovered	Approval of Forfeiture Requested from Labor Commissioner?	Description of Violation
Kimball High School	F & H Construction	$ 283.07	$ 283.07	☐Yes ☑ No	Misclassification
Kimball High School	Applegate Johnston Construction	$ 81.36	$ 81.36	☐Yes ☑ No	Underpayment of wages
Tracy HS Cafeteria & Library	CV Fabricators, Inc.	$ 59,228.09	$ 59,228.09	☐Yes ☑ No	Underpayment of wages
Tracy HS Cafeteria & Library	Performance Contracting	$ 149.10	$ 149.10	☐Yes ☑ No	Underpayment of wages
Tracy HS Cafeteria & Library	KD Specialties, Inc.	$ 19.80	$ 19.80	☐Yes ☑ No	Underpayment of wages
Tracy HS Cafeteria & Library	Pinnacle Roofing Co.	$ 6,254.80	$ 6,254.80	☐Yes ☑ No	Underpayment of wages
Tracy HS Cafeteria & Library	Modern Drapery, Inc.	$ 505.00	$ 505.00	☐Yes ☑ No	Underpayment of wages
Tracy HS Cafeteria & Library	Roebbelen Contracting	$ 45.48	$ 45.48	☐Yes ☑ No	Misclassification
West HS Performing Arts	F & H Construction	$ 122.08	$ 122.08	☐Yes ☑ No	Misclassification
Tracy High School Fire Alarm	Alliance Environmental Group	$ 19.04	$ 19.04	☐Yes ☑ No	Underpayment of wages
TOTAL		**$ 66,707.82**	**$ 66,707.82**		

C. For any amount identified in item B for which approval of forfeiture not requested from the Labor Commissioner, please explain below.

Project Name	Amount Assessed	Amount Recovered	Explanation
Kimball High School	$ 283.07	$ 283.07	Unintentional misclassification. Contractor promptly and voluntarily corrected the discrepancy.
Kimball High School	$ 81.36	$ 81.36	Unintentional underpayment of wages; promptly and voluntarily corrected.
Tracy HS Cafeteria & Library	$ 59,228.09	$ 59,228.09	Unintentional underpayment of wages. Discrepancy was promptly and voluntarily corrected.
Tracy HS Cafeteria & Library	$ 149.10	$ 149.10	Contractor unknowingly paid the wrong county rate and promptly and voluntarily corrected.
Tracy HS Cafeteria & Library	$ 19.80	$ 19.80	Contractor unknowingly paid the wrong area rate. Promptly and voluntarily corrected.
Tracy HS Cafeteria & Library	$ 6,254.80	$ 6,254.80	Unintentional underpayment of wages. Contractor promptly and voluntarily corrected discrepancy
Tracy HS Cafeteria & Library	$ 505.00	$ 505.00	Unintentional underpayment of wages. Discrepancy was promptly and voluntarily corrected.
Tracy HS Cafeteria & Library	$ 45.48	$ 45.48	Unintentional misclassification. Contractor promptly and voluntarily corrected the discrepancy.
West HS Performing Arts	$ 122.08	$ 122.08	Unintentional misclassification. Discrepancy was promptly and voluntarily corrected.
Tracy High School Fire Alarm	$ 19.04	$ 19.04	Unintentional underpayment of wages. Contractor promptly and voluntarily corrected discrepancy
TOTAL	**$ 66,707.82**	**$ 66,707.82**	

D. For any amount identified in item B for which approval of forfeiture was requested from the Labor Commissioner, please provide the following:

Project Name	Amount Assessed					Amount Recovered				
	LC §1776(g)	LC § 1775	LC § 1813	Wages	Total	LC § 1776(g)	LC § 1775	LC § 1813	Wages	Total
NONE										
TOTAL										

E. Identify cases that are or were the subject of LC § 1742 proceedings.

Project Name	Contractor	Nature of Violation	ODL Case #	Current Status
NONE				

F. Did you refer any contractor to the Labor Commissioner for debarment per LC § 1777.1?
Please check one: ☐Yes ☑ No
If yes, identify affected contractor(s) or subcontractor(s) and date(s) of referral: _____

G. Did you refer any apprenticeship violation to the Division of Apprenticeship Standards (DAS)?
Please check one: ☐Yes ☑ No
If yes, identify affected contractor(s) or subcontractor(s) and date(s) of referral: _____