

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 07/01/2011 to 06/30/2012 (mm/dd/yyyy)

1. Name of Labor Compliance Program (LCP): Burlingame School District
2. LCP I.D. Number (assigned by DIR): 2011.01040
3. Date of Initial Approval: 09/01/2011
4. Contact person (include name, title, address, telephone, fax, and e-mail, if available): Dr. Robert Clark - Assistant Superintendent
5. Did LCP perform any LC § 1771.5 enforcement activities during the 12 months in the reporting period? [X] Yes
SUBMITTED BY: Robert Clark, Asst Supt / CBO, 10 Aug 2012

**LCP-AR1**

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
See attached			
Total			

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
See attached				<input type="checkbox"/> Yes <input type="checkbox"/> No	
				<input type="checkbox"/> Yes <input type="checkbox"/> No	
				<input type="checkbox"/> Yes <input type="checkbox"/> No	
				<input type="checkbox"/> Yes <input type="checkbox"/> No	
				<input type="checkbox"/> Yes <input type="checkbox"/> No	
				<input type="checkbox"/> Yes <input type="checkbox"/> No	
				<input type="checkbox"/> Yes <input type="checkbox"/> No	
				<input type="checkbox"/> Yes <input type="checkbox"/> No	
Total					

**LCP-AR1**

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
See attached			
Total			

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
See attached										
Total										

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

Project Name	Contractor	Nature of Violation	ODL Case #	Current Status
N/A				

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: \_\_\_\_\_ N/A \_\_\_\_\_

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: \_\_\_\_\_ See attached \_\_\_\_\_

Public Agency	Project	Bid Advertisement Date	Prime Contractor	Affected Contractor	Total Construction Cost	Amount Assessed					Amount Recovered				
						Wages	1775	1776	1813	Total	Wages	1775	1776	1813	Total
Burlingame School District	Lincoln Elementary School	7/8/2010	Beals Martin Inc.	C&E Electric	2,994,508.00	1,265.31	110.00	0.00	175.00	1,550.31	1,396.25	110.00	0.00	175.00	1,681.25
				Calhoun Brothers Grading & Paving Inc.		9.16	120.00	0.00	75.00	204.16	9.80	120.00	0.00	75.00	204.80
				California Tile Installers		38.28	0.00	0.00	450.00	488.28	38.28	0.00	0.00	450.00	488.28
				Pacific Coast Building Specialties, Inc.		60.24	0.00	0.00	25.00	85.24	75.00	0.00	0.00	25.00	100.00
				Patrick J. Ruane, Inc.		291.72	210.00	0.00	0.00	501.72	292.00	waived by District	0.00	0.00	292.00
				Robert Boeger Plastering		35.20	Waiver	0.00	0.00	35.20	35.20	waiver	0.00	0.00	35.20
				Rua & Son Mechanical Inc.		373.84	0.00	0.00	25.00	398.84	373.84	0.00	0.00	25.00	398.84
				SD Plumbing		6,339.66	400.00	0.00	0.00	6,739.66	8,576.61	400.00	0.00	0.00	8,976.61
				<b>Lincoln Totals</b>		<b>\$8,413.41</b>	<b>\$840.00</b>	<b>\$0.00</b>	<b>\$750.00</b>	<b>\$10,003.41</b>	<b>\$10,796.98</b>	<b>\$630.00</b>	<b>\$0.00</b>	<b>\$750.00</b>	<b>\$12,176.98</b>
Burlingame School District	McKinley Elementary School	6/17/2010	W.A. Thomas Co.	AK Mechanical	3,416,798.00	12.44	0.00	0.00	100.00	112.44	12.65	0.00	0.00	100.00	112.65
				Big Bears Construction Inc. <sup>1</sup>		170.57	200.00	0.00	150.00	520.57	185.41	200.00	0.00	150.00	535.41
				California Tile Installers		110.67	10.00	0.00	50.00	170.67	110.67	10.00	0.00	50.00	170.67
				F. Rodgers Corporation		10.60	360.00	0.00	25.00	395.60	10.60	360.00	0.00	25.00	395.60
				Lias Mechanical		347.28	20.00	0.00	200.00	567.28	347.28	20.00	0.00	200.00	567.28
				Master Craft Waterproofing		11.20	Waiver	0.00	0.00	11.20	18.00	Waiver	0.00	0.00	18.00
				MCC Flooring		120.01	Waiver	0.00	0.00	120.01	120.01	Waiver	0.00	0.00	120.01
				Regional Glass & Aluminum		73.13	Waiver	0.00	0.00	73.13	138.23	Waiver	0.00	0.00	138.23
				<b>McKinley Totals</b>		<b>\$855.90</b>	<b>\$590.00</b>	<b>\$0.00</b>	<b>\$525.00</b>	<b>\$1,970.90</b>	<b>\$942.85</b>	<b>\$590.00</b>	<b>\$0.00</b>	<b>\$525.00</b>	<b>\$2,057.85</b>
Burlingame School District	Franklin & Roosevelt Elementary Schools	9/8/2010	W.A. Thomas Co.	C&E Electric <sup>2</sup>	1,952,188.00	1,234.16	1,450.00	0.00	300.00	2,984.16	1,044.00	1,450.00	0.00	300.00	2,794.00
				D&D Painting		8.00	Waiver	0.00	0.00	8.00	20.00	Waiver	0.00	0.00	20.00
				The Thompson Construction Group Inc.		4.40	Waiver	0.00	0.00	4.40	4.40	Waiver	0.00	0.00	4.40
				<b>Franklin &amp; Roosevelt Totals</b>		<b>1,246.56</b>	<b>1,450.00</b>	<b>0.00</b>	<b>300.00</b>	<b>2,996.56</b>	<b>1,068.40</b>	<b>1,450.00</b>	<b>0.00</b>	<b>300.00</b>	<b>2,818.40</b>

Burlingame School District	Washington Elementary School	9/8/2010	Beals Martin Inc.	C&E Electric	2,399,598.00	660.79	90.00	0.00	150.00	900.79	753.54	90.00	0.00	150.00	993.54	
				California Tile Installers <sup>3</sup>		1.50	0.00	0.00	50.00	51.50	0.00	0.00	0.00	50.00	50.00	
				Coastwide Environmental Tech., Inc.		655.75	1,190.00	0.00	500.00	2,345.75	655.75	1,190.00	0.00	500.00	2,345.75	
				Coast Building Products		73.22	Waiver	0.00	0.00	73.22	73.22	Waiver	0.00	0.00	73.22	
				Custom Painting Inc.		230.57	590.00	0.00	50.00	870.57	413.13	590.00	0.00	50.00	1,053.13	
				Expert Drywall Systems Inc.		3.17	240.00	0.00	0.00	243.17	3.18	240.00	0.00	0.00	243.18	
				Fairway Painting Inc.		964.80	0.00	0.00	150.00	1,114.80	964.80	0.00	0.00	150.00	1,114.80	
				JW Carpet & Flooring		146.51	Waiver	0.00	0.00	146.51	150.43	Waiver	0.00	0.00	150.43	
				S. Nava & Son Plastering Co. Inc.		6.23	Waiver	0.00	0.00	6.23	6.23	Waiver	0.00	0.00	6.23	
				The Thompson Construction Group Inc.		7.70	Waiver	0.00	0.00	7.70	7.70	Waiver	0.00	0.00	7.70	
				<b>Washington Totals</b>		<b>2,750.24</b>	<b>2,110.00</b>	<b>0.00</b>	<b>900.00</b>	<b>5,760.24</b>	<b>3,027.98</b>	<b>2,110.00</b>	<b>0.00</b>	<b>900.00</b>	<b>6,037.98</b>	
				<b>Public Agency Totals:</b>		<b>10,763,092.00</b>	<b>13,266.11</b>	<b>4,990.00</b>	<b>0.00</b>	<b>2,475.00</b>	<b>20,731.11</b>	<b>15,836.21</b>	<b>4,780.00</b>	<b>0.00</b>	<b>2,475.00</b>	<b>23,091.21</b>

<sup>1</sup>This issue with Big Bears is now subject to a Request for Review.

<sup>2</sup>C&E Electric did not pay the full restitution amount due to their employees, and therefore still have outstanding wages due. This issue is now subject to a Request for Review. \$304.11 in outstanding wages due, \$304.11 in liquidated damages.

<sup>3</sup>California Tile Installers did not pay the full restitution amount due to their employees, and therefore still have outstanding wages due. \$1.50 in outstanding wages due, \$1.50 in liquidated damages.

Apprenticeship Violations Referred to Division of Apprenticeship Standards

Public Agency	Project	Bid Advertisement Date	Prime Contractor	Affected Contractor	Date Filed	Total Construction Cost	Amount Assessed			
							Failure to provide Contract award info	Failure to request apprentice	Failed to make training contribution	Other
Burlingame School District	Lincoln Elementary School	7/8/2010	Beals Martin	Alumawall, Inc.	1/24/12	2,994,508.00		X		
Burlingame School District	Lincoln Elementary School	7/8/2010	Beals Martin	Service Mechanical, Inc.	1/24/12	2,994,508.00		X		
Burlingame School District	McKinley Elementary School	6/17/2010	W.A. Thomas Co., Inc.	Casey-Fogli Concrete Contractors	1/26/12	3,416,798.00		X		
Burlingame School District	McKinley Elementary School	6/17/2010	W.A. Thomas Co., Inc.	Foggs Lath & Plaster Inc.	1/26/12	3,416,798.00		X		
Burlingame School District	McKinley Elementary School	6/17/2010	W.A. Thomas Co., Inc.	SOM Mechanical	1/26/12	3,416,798.00	X	X		
Burlingame School District	Washington Elementary School	9/8/2010	Beals Martin	Custom Painting, Inc.	1/24/12	2,399,598.00		X		
Burlingame School District	Washington Elementary School	9/8/2010	Beals Martin	Dudley Acoustics, Inc.	1/24/12	2,399,598.00		X		