

# LABOR COMPLIANCE PROGRAM ANNUAL REPORT

*Suggested Format for Awarding Body that enforces its own Labor Compliance Program for all projects (Labor Code §1771.5(a))*

Report for the reporting period 07/01/2011 to 06/30/2012  
(mm/dd/yyyy) (mm/dd/yyyy)

1. Name of Labor Compliance Program (LCP) : **CS & Associates, Inc. for Santa Ana Unified School District**

3. Date of Initial Approval: **September 12, 2003**

2. LCP I.D. Number (assigned by DIR): **2003.00338**

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

**Todd Butcher, Director of Construction**

**1601 E. Chestnut Ave.**

**Santa Ana, CA 92701**

**(714) 480-5355 Office (714) 480-5373 Fax**

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)

SUBMITTED BY:

Signature

Mr. Todd Butcher, LCO

Name and Title

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
Davis ES – ORG 3	01/14/2011	P.H Hagopian	\$3,347,000.00
Sierra IS – ORG	10/20/2009	ACC Contractors	\$7,621,000.00
Heninger ES – ORG	11/03/2009	PW Construction, Inc. and New Technology Plumbing	\$7,654,000.00
Hoover ES – ERP #1301.1H Ceiling Replacement	05/27/2011	Excel Acoustics	\$68,765.00
Hoover ES – ERP #1301.2H Storm Pump Tank	05/27/2011	Atlas – Allied Inc.	\$52,800.00
Hoover ES – Modernization	01/21/2011	P.H. Hagopian	\$1,731,000.00
Jackson ES – Modernization	01/21/2011	USS Cal Builders, Inc.	\$1,668,000.00
Spurgeon IS - Modernization	06/10/2010 08/10/2010	Multiple Primes (see Attached List)	\$7,796,493.00
Century HS-Bldg Addition & Site Improvement	06/10/2010	Multiple Primes (see attached list)	\$14,957,334.00
Willard IS – Modernization	01/14/2011	Multiple Primes (see attached list)	\$7,024,612.00
Edison ES – ORG 4	01/14/2011	Silver Creek Industries	\$6,336,876.00
Saddleback HS – Modernization	BP #1 01/21/2011 BP #2 01/21/2011 BP #3.1 03/18/2011 BP #3.2 05/27/2011 BP #4 01/21/11 BP #5 01/21/2011 BP #6 04/25/2011	Multiple Primes (see attached list)	\$12,815,095.00
Santa Ana HS – HVAC ERP #406	05/17/2010	USS Cal Builders, Inc.	\$3,978,000.00
Mac Arthur IS – Modernization	BP #1 01/21/2011 BP #2 04/11/2011 BP #3.1 05/27/2011	Multiple Primes (see attached list)	\$4,013,209.00
Santa Ana HS – ERP 403 Fire Alarm	10/15/2010	Westside Electric	\$868,700.00
Santa Ana HS-ORG	BP #s 1-12 06/29/2010 BP #s 13-14 12/03/2010 BP #15 05/06/11 BP #17 02/03/2011 BP #16 04/25/2012	Multiple Primes (see attached list)	\$15,124,966.00
Santa Ana HS – MOD	BP #s 1-5 05/03/2010 BP #s 6-7, 16 07/13/2010 BP #s 8-12 05/03/2010 BP #13 11/14/2011	Multiple Primes (see attached list)	\$16,482,703.72

	BP #s 14,15,17,18 11/05/2010	
<b>Total</b>		<b>\$111,540,553.72</b>

B. List any project subject to the limited exemption clause of LC § 1771.5(a), if applicable.

Project Name	Description of Project	Contract Amount
N/A		
<b>Total</b>		

C. 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
Willard IS – Modernization	DAART Engineering Co.	\$420.79	\$420.79	No	Apprentice not accompanied by a Journeyman of same trade
Century HS-Bldg Addition & Site Improvement	Cool Air Supply	\$3,072.04	\$3,072.04	No	Underpayment of PW
Mac Arthur IS – Modernization	Mariscal Painting	\$934.52	\$934.52	No	Underpayment of PW
Sierra IS – ORG	ACC Contractors	\$2,033.88	\$2,033.88	No	Underpayment of PW
Saddleback HS – Modernization	Gresean Industries	\$22.96	\$22.96	No	Underpayment of PW
Spurgeon IS	Signs & Lucite	\$12.50	\$12.50	No	Underpayment of PW
Century HS-Bldg Addition & Site Improvement	Nevell Group, Inc.	\$851.24	\$851.24	No	Apprentice not accompanied by a Journeyman for all hours on site
Century HS-Bldg Addition & Site Improvement	Nevell Group, Inc.	\$2,205.92	\$2,205.92	No	Apprentice not accompanied by a Journeyman for all hours on site
Davis ES – ORG 3	Dominguez Construction	\$456.96	\$456.96	No	Underpayment of PW
Mac Arthur IS – Modernization	S & H Concrete	\$378.24	\$378.24	No	Underpayment of PW
Davis ES – ORG 3	Walden Structures	\$1,403.24	\$1,403.24	No	Underpayment of PW
Century HS-Bldg Addition & Site Improvement	Dennison Electric Inc.	\$59.36	\$59.36	No	Apprentice not accompanied by a Journeyman for all hours on site

Davis ES – ORG 3	T.L. Shield	\$74.81	\$74.81	No	Underpayment of PW
Davis ES – ORG 3	Hardrock	\$78.28	\$78.28	No	Underpayment of PW
Davis ES – ORG 3	Imperial Scaffolding	\$70.49	\$70.49	No	Underpayment of PW
Santa Ana HS – MOD	Control Technologies West	\$53.36	\$53.36	No	Underpayment of PW
Mac Arthur IS – Modernization	Mariscal Painting	\$87.76	\$87.76	No	Underpayment of PW
Edison ES – ORG 4	Cell-Crete Corporation	\$1,255.58	\$1,255.58	No	Underpayment of PW
Davis ES – ORG 3	Walden Structures	\$108.64	\$108.64	No	Misclassification of trade resulting in underpayment of PW
Santa Ana HS-ORG	West Side Electric	\$236.88	\$236.88	No	Apprentice not accompanied by a Journeyman for all hours on site
Santa Ana HS-ORG	Ranch Rock Corp	\$289.73	\$289.73	No	Underpayment of PW
Edison ES – ORG 4	Hawaiian Air Corp	\$39.44	\$39.44	No	Underpayment of PW
Mac Arthur IS – Modernization	S & H Concrete	\$2,321.61	\$2,321.61	No	Underreporting of manpower
Willard IS – Modernization	Century Fences	\$1,772.89	\$1,772.89	No	Underpayment of PW
Mac Arthur IS – Modernization	L & J Landscaping	\$255.58	\$255.58	No	Underpayment of PW
Edison ES – ORG 4	Vance & Associates	\$243.30	\$243.30	No	Underreporting of manpower
Edison ES – ORG 4	Wimer Construction	\$317.91	\$317.91	No	Apprentice not accompanied by a Journeyman for all hours on site
Saddleback HS – Modernization	R.D. Conwest, Inc.	\$69.29	\$69.29	No	Apprentice not accompanied by a Journeyman for all hours on site
Santa Ana HS – HVAC ERP #406	Golden Iron, Inc.	\$393.98	\$393.98	No	Underpayment of PW
Saddleback HS – Modernization	Electro Construction Corp.	\$424.21	\$424.21	No	Underpayment of PW
Edison ES – ORG 4	Silver Creek Industries	\$403.76	\$403.76	No	Underreporting of manpower
Heninger ES – ORG	Nathan's Glass & Mirror, Inc.	\$11,266.36	\$11,266.36	No	Misclassification of trade resulting in underpayment of PW
Saddleback HS – Modernization	All World Services	\$296.02	\$296.02	No	Underpayment of PW
Davis ES – ORG 3	Direct Air Conditioning	\$552.33	\$552.33	No	Underpayment of PW

Edison ES – ORG 4	Wimer Construction	\$354.00	\$354.00	No	Underpayment of PW
<b>Total</b>		<b>\$32,817.86</b>	<b>\$32,817.86</b>		

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

<b>Project Name</b>	<b>Amount Assessed</b>	<b>Amount Recovered</b>	<b>Explanation</b>
Willard IS – Modernization	\$420.79	\$420.79	Contractor failed to have an apprentice accompanied by a journeyman of the same trade. Contractor corrected error with payment of back wages at Journeyman pay to worker.
Century HS-Bldg Addition & Site Improvement	\$3,072.04	\$3,072.04	Inadvertent Contractor error. Contractor failed to pay the correct rate of pay according to the PW determination. Contractor corrected the error by paying back wages owed.
Mac Arthur IS – Modernization	\$934.52	\$934.52	Inadvertent Contractor error. Contractor failed to pay the correct rate of pay according to the PW determination. Contractor corrected the error by paying back wages owed.
Sierra IS – ORG	\$2,033.88	\$2,033.88	Inadvertent Contractor error. Contractor failed to pay the correct rate of pay according to the PW determination. Contractor corrected the error by paying back wages owed.
Saddleback HS – Modernization	\$22.96	\$22.96	Inadvertent Contractor error. Contractor failed to pay the correct rate of pay according to the PW determination. Contractor corrected the error by paying back wages owed.
Spurgeon IS	\$12.50	\$12.50	Inadvertent Contractor error. Contractor failed to pay the correct rate of pay according to the PW determination. Contractor corrected the error by paying back wages owed.
Century HS-Bldg Addition & Site Improvement	\$851.24	\$851.24	Contractor failed to have an apprentice accompanied by a journeyman for all hours on site. Contractor corrected error with payment of back wages at Journeyman pay to worker.
Century HS-Bldg Addition & Site Improvement	\$2,205.92	\$2,205.92	Inadvertent Contractor error. Contractor failed to pay the correct rate of pay according to the PW determination. Contractor corrected the error by paying back wages owed.
Davis ES – ORG 3	\$456.96	\$456.96	Inadvertent Contractor error. Contractor failed to pay the correct rate of pay according to the PW determination. Contractor corrected the error by paying back wages owed.
Mac Arthur IS – Modernization	\$378.24	\$378.24	Inadvertent Contractor error. Contractor failed to pay the correct rate of pay according to the PW determination. Contractor corrected the error by paying back wages owed.

Davis ES – ORG 3	\$1,403.24	\$1,403.24	Inadvertent Contractor error. Contractor failed to pay the correct rate of pay according to the PW determination. Contractor corrected the error by paying back wages owed.
Century HS-Bldg Addition & Site Improvement	\$59.36	\$59.36	Contractor failed to have an apprentice accompanied by a journeyman for all hours on site. Contractor corrected error with payment of back wages at Journeyman pay to worker.
Davis ES – ORG 3	\$74.81	\$74.81	Inadvertent Contractor error. Contractor failed to pay the correct rate of pay according to the PW determination. Contractor corrected the error by paying back wages owed.
Davis ES – ORG 3	\$78.28	\$78.28	Inadvertent Contractor error. Contractor failed to pay the correct rate of pay according to the PW determination. Contractor corrected the error by paying back wages owed.
Davis ES – ORG 3	\$70.49	\$70.49	Inadvertent Contractor error. Contractor failed to pay the correct rate of pay according to the PW determination. Contractor corrected the error by paying back wages owed.
Santa Ana HS – MOD	\$53.36	\$53.36	Inadvertent Contractor error. Contractor failed to pay the correct rate of pay according to the PW determination. Contractor corrected the error by paying back wages owed.
Mac Arthur IS – Modernization	\$87.76	\$87.76	Inadvertent Contractor error. Contractor failed to pay the correct rate of pay according to the PW determination. Contractor corrected the error by paying back wages owed.
Edison ES – ORG 4	\$1,255.58	\$1,255.58	Inadvertent Contractor error. Contractor failed to pay the correct rate of pay according to the PW determination. Contractor corrected the error by paying back wages owed.
Davis ES – ORG 3	\$108.64	\$108.64	Inadvertent Contractor error. Contractor misclassified workers' trade resulting in underpayment of PW. Contractor corrected the error by paying back wages owed.
Santa Ana HS-ORG	\$236.88	\$236.88	Contractor failed to have an apprentice accompanied by a journeyman for all hours on site. Contractor corrected error with payment of back wages at Journeyman pay to worker.
Santa Ana HS-ORG	\$289.73	\$289.73	Inadvertent Contractor error. Contractor failed to pay the correct rate of pay according to the PW determination. Contractor corrected the error by paying back wages owed.
Edison ES – ORG 4	\$39.44	\$39.44	Inadvertent Contractor error. Contractor failed to pay the correct rate of pay according to the PW determination. Contractor corrected the error by paying back wages owed.
Mac Arthur IS – Modernization	\$2,321.61	\$2,321.61	Contractor failed to report all manpower. Contractor corrected

			error by paying back wages owed and revising payroll report to reflect all manpower on site.
Willard IS – Modernization	\$1,772.89	\$1,772.89	Inadvertent Contractor error. Contractor failed to pay the correct rate of pay according to the PW determination. Contractor corrected the error by paying back wages owed.
Mac Arthur IS – Modernization	\$255.58	\$255.58	Inadvertent Contractor error. Contractor failed to pay the correct rate of pay according to the PW determination. Contractor corrected the error by paying back wages owed.
Edison ES – ORG 4	\$243.30	\$243.30	Contractor failed to report all manpower. Contractor corrected error by paying back wages owed and revising payroll report to reflect all manpower on site.
Edison ES – ORG 4	\$317.91	\$317.91	Contractor failed to have an apprentice accompanied by a journeyman for all hours on site. Contractor corrected error with payment of back wages at Journeyman pay to worker.
Saddleback HS – Modernization	\$69.29	\$69.29	Contractor failed to have an apprentice accompanied by a journeyman for all hours on site. Contractor corrected error with payment of back wages at Journeyman pay to worker.
Santa Ana HS – HVAC ERP #406	\$393.98	\$393.98	Inadvertent Contractor error. Contractor failed to pay the correct rate of pay according to the PW determination. Contractor corrected the error by paying back wages owed.
Saddleback HS – Modernization	\$424.21	\$424.21	Inadvertent Contractor error. Contractor failed to pay the correct rate of pay according to the PW determination. Contractor corrected the error by paying back wages owed.
Edison ES – ORG 4	\$403.76	\$403.76	Contractor failed to report all manpower. Contractor corrected error by paying back wages owed and revising payroll report to reflect all manpower on site.
Heninger ES – ORG	\$11,266.36	\$11,266.36	Inadvertent Contractor error. Contractor misclassified workers' trade resulting in underpayment of PW. Contractor corrected the error by paying back wages owed.
Saddleback HS – Modernization	\$296.02	\$296.02	Inadvertent Contractor error. Contractor failed to pay the correct rate of pay according to the PW determination. Contractor corrected the error by paying back wages owed.
Davis ES – ORG 3	\$552.33	\$552.33	Inadvertent Contractor error. Contractor failed to pay the correct rate of pay according to the PW determination. Contractor corrected the error by paying back wages owed.
Edison ES – ORG 4	\$354.00	\$354.00	Inadvertent Contractor error. Contractor failed to pay the correct rate of pay according to the PW determination.

			Contractor corrected the error by paying back wages owed.
<b>Total</b>	<b>\$32,817.86</b>	<b>\$32,817.86</b>	

E. For any amount identified in item C 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
N/A							0	0	0	0
<b>Total</b>										

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

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

G. 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:

H. 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: