

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 07/01/2013 to 06/30/2014 (mm/dd/yyyy) (mm/dd/yyyy)

1. Name of Labor Compliance Program (LCP): Southern California Regional Rail Authority		
2. LCP I.D. Number (assigned by DIR): 2011:01104	3. Date of Initial Approval: 07/02/2012	
4. Contact person (include name, title, address, telephone, fax, and e-mail, if available): Ramon Ortiz, Labor Compliance Analyst One Gateway Plaza, 12th Floor, Los Angeles, CA 90012 Phone: (213) 452-0294, E-mail: ortizr@scrra.net		
5. Did LCP perform any LC § 1771.5 enforcement activities during the 12 months in the reporting period? Please check one: <input checked="" type="checkbox"/> Yes If Yes, proceed to item 6 on the next page <input type="checkbox"/> 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) N/A		
SUBMITTED BY:		
	Ramon Ortiz, Labor Compliance Analyst	8-14-14
Signature	Name and Title	Date

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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
Train Control & Operations Support Facility	04/11/2012	USS Cal Builders	\$10,772,940.00
Valley and Ventura Subdivision Grade Crossing Improvements	06/15/2012	Comsa Emte USA Incorporated	\$3,428,134.65
Intrusion Detection Systems to Tunnels 26 and 27	06/21/2012	Balfour Beatty Rail Incorporated	\$2,884,389.98
Total			\$17,085,464.63

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
Valley and Ventura Subdivision Grade Crossing Improvements	Synergy Engineering & Construction Group, Inc.	\$28,617.19	\$28,617.19	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Nonpayment of prevailing wages (LC §1775)
Intrusion Detection Systems to Tunnels 26 and 27	Ace Fence Company	\$2,676.50	\$2,107.82	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Nonpayment of overtime wages (LC §1815)
Train Control & Operations Support Facility	Shell Electric	Pending Assessment	Pending	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Nonpayment of prevailing wages (LC §1775)
				<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		\$31,293.69	\$30,725.01		

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

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Project Name	Amount Assessed	Amount Recovered	Explanation
Valley and Ventura Subdivision Grade Crossing Improvements	\$28,617.19	\$28,617.19	Based on a CPR review, Synergy Engineering, a subcontractor, failed to pay its workers the prevailing wage rate for work performed on the project. Prior to a formal investigation, Comsa Emte and Synergy Engineering resolved the issue by paying all wages due to the workers.
Intrusion Detection Systems to Tunnels 26 and 27	\$2,676.50	\$2,107.82	Worker interviews revealed that Ace Fence Company, a subcontractor, failed to pay overtime wages for work performed on the project. Prior to a formal investigation, Ace Fence provided SCRRA with the affected workers' timesheets that demonstrated the actual hours worked. A reassessment was conducted and SCRRA determined that the actual amount of wage restitution was \$2,107.82 (\$865.32 in wages and \$1,242.50 in fringe benefits). Ace Fence issued wage restitution to the workers in this amount, thus resolving the issue.
Train Control & Operations Support Facility	Pending Assessment	TBD	Shell Electric, a subcontractor on the project, submitted CPRs which failed to list all of the workers who performed work on the project. On numerous occasions, workers were interviewed on site yet never appeared on the CPRs. Additionally, workers were signing in on the site but the hours reported did not match the hours the workers reported working on the project. As of the date of this report, an investigation is ongoing and an assessment is pending.
Total	\$31,293.69	\$30,725.01	

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
N/A										
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: _____

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: _____