



# EXECUTIVE DECISION DOCUMENT

<b>GENERAL MANAGER APPROVAL:</b>		DocuSigned by: <i>Michael Jones</i> 47000790F2D7463...	<b>GENERAL MANAGER ACTION REQ'D:</b> Approve and Send to Board		
<b>DATE:</b> 6/23/2026		7/2/2026	<b>BOARD INITIATED ITEM:</b> No		
<b>Originator/Prepared by:</b> Rachel Russell <b>Dept:</b> PM/CM - Facilities	<b>General Counsel</b>	<b>Chief Financial Officer</b>	<b>District Secretary</b>	<b>BARC</b>	
<b>Signature/Date:</b> DocuSigned by: <i>Rachel Russell</i> 99E33FCFC0A147D... 7/1/2026	DocuSigned by: <i>Jana Belan</i> F8FD7B3A73E74E8... 7/1/2026 [ ]	Signed by: <i>Joseph Beach</i> 7D9A7C6E7348456... 7/1/2026 [ ]	Signed by: <i>Mag Tatum</i> 1C4FD9DBD6C34BE... 7/2/2026 [ ]	DocuSigned by: <i>Sylvia Lamb</i> D00DF553389F4A3... 7/1/2026 [ ]	

## SINGLE SOURCE PROCUREMENT OF DAILEY AND WELLS COMMUNICATION, INC. RADIO DISPATCH CONSOLES, SERVICES AND LICENSES FOR THE OPERATION CONTROL CENTER MODERNIZATION

### PURPOSE:

To obtain Board authorization, in accordance with Public Contract Code §20227, to authorize the General Manager to negotiate, and execute a single source contract with Dailey and Wells Communication, Inc. (Dailey Wells, Inc.) to provide equipment, services and licensing for six (6) radio consoles for the Operation Control Center Modernization (MOCC) Project in an amount not to exceed \$416,910 (including all applicable taxes).

### DISCUSSION:

The Operations Control Center (OCC) functions as the nerve center of BART's system, performing supervisory control of train operations and remote control of electrification, ventilation and emergency response systems. The legacy OCC, located at the BART Lake Merritt Complex, was evaluated and determined to be inadequate to accommodate the BART extension to Santa Clara County, and the Communication Based Train Control (CBTC) upgrades for BART. As a result, the renewal and renovation of the legacy OCC was pursued.

MOCC Project will require the procurement of six (6) radio dispatch communication consoles, including associated engineering, equipment, technical services and licenses. Dailey Wells, Inc. is a specialized provider of radio equipment, for whom BART has previously procured radio equipment and currently provides service to BART.

Pursuant to Public Contract Code §20227, the Board may direct the purchase of any supply, equipment, or material without observance of competitive bidding upon a finding by two-

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thirds of all members of the Board that there is only a single source of procurement and that the purchase is for the sole purpose of duplicating or replacing equipment currently in use. This procurement is for the sole purpose of duplicating and replacing existing Harris Enhanced Digital Access Communications System (EDACS) equipment already in use. The Harris EDACS equipment currently in place throughout the District is proprietary and not compatible with any other off-the-shelf product sold by other vendors. In addition, Dailey Wells, Inc. is the only regional authorized seller of Harris EDACS equipment. Thus, this procurement is authorized under Section 20227. Staff is now seeking to enter into direct negotiations with Daily Wells, Inc in order to execute a sole source contract to provide new equipment.

Pursuant to the District’s Non-Federal Small Business Program, the Office of Civil Rights has determined that the District’s Non-Federal Small Business Program is not applicable to this Sole Source contract.

The Office of the General Counsel will approve the contract as to form.

**FISCAL IMPACT:**

The \$416,910.09 authorization for Renewal and Upgrade OCC will contribute to the Fiscal Year 2026 – System Reinvestment-Controls and Communications planned expenditure amount of \$400,129,781.

The table below lists funding assigned since project inception date of 12/01/2020.

<b>Project</b>	<b>Project Description</b>	<b>Fund Source</b>	<b>Fund Description</b>	<b>Amount</b>
60CC004	Renewal and Upgrade OCC	BART	BART Capital Allocations	\$15,118,088
60CC004	Renewal and Upgrade OCC	VTA	VTA MOU for OCC Modernization	\$24,400,000
			<b>Funding Grand Total:</b>	\$39,518,088

The referenced project funding information includes funding history against spending authority as well as funds needed to meet this request by source.

As of June 16, 2026, the table below lists the current budget for the project:

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<b>Project</b>	<b>Budget</b>	<b>Expense</b>	<b>Encumbrance</b>	<b>Pre-Encumbrance</b>	<b>Available Budget</b>
60CC004	\$39,518,088	\$26,368,259	\$11,977,270	\$87,605	\$1,084,954
<b>Totals:</b>	\$39,518,088	\$26,368,259	\$11,977,270	\$87,605	\$1,084,954

The total budget for this project is \$39,518,088. BART has expended \$26,368,259, committed \$11,977,270, and reserved \$87,605 to date. This action will commit \$416,910 leaving an available budget of \$668,044 for this project.

The Chief Financial Officer certifies that funds are currently available to meet this obligation.

This action is not anticipated to have any Fiscal Impact on unprogrammed District reserves.

**ALTERNATIVES:**

If this equipment and services are not procured, the District will not be able to comply with the radio communication needs of the OCC and the MOCC Project.

This would further delay commissioning and activation of the MOCC Project.

**RECOMMENDATION:**

It is recommended that the Board adopt the following motion.

**MOTION:**

Pursuant to Public Contract Code Section 20227, the Board finds that Dailey and Wells Communication, Inc. is the single source supply for the procurement of equipment and services for the Operations Control Center radio consoles, and that such purchase is for the sole purpose of duplicating or replacing equipment in use. The General Manager is authorized to enter into direct negotiations and to execute agreements with Dailey and Wells Communication, Inc for the procurement of radio consoles, support equipment, services and licenses needed for the Operations Control Center Modernization Project in an amount not to exceed \$416,910 (including all applicable taxes).

Two thirds vote required.