



EXECUTIVE DECISION DOCUMENT

GENERAL MANAGER APPROVAL: DocuSigned by: <i>Michael Jones</i> 47000790F2D7463...		GENERAL MANAGER ACTION REQ'D: Yes		
DATE: 8/4/2025 10/15/2025		BOARD INITIATED ITEM: No		
Originator/Prepared by: Mark Dana Dept: PM/CM - Construction Services Signature/Date: Signed by: <i>Mark Dana</i> 0F00F5452C06426... 10/14/2025	General Counsel DocuSigned by: <i>Amelia Sandoval</i> 2528C067C44147D... 10/14/2025 []	Chief Financial Officer Signed by: <i>Shirley Beach</i> 7D9A7C6E7348456... 10/14/2025 []	District Secretary DocuSigned by: <i>Robert Franklin</i> AFF4529E1F0D45C... 10/15/2025 []	BARC DocuSigned by: <i>Shane Edwards</i> 8128A2EB2F014F3... 10/14/2025 []

Track Surfacing Services for BART Wide-Gage Track

PURPOSE:

To request Board authorization for the General Manager or his designee to award Agreement No.6M3718A to Lazer West Engineering, Inc. ("Lazer West") to provide the District with the necessary equipment and personnel to perform track surfacing services on the District's wide-gage rail areas to maintain the track in state of good repair and to support the District to ensure successful completion of the scheduled RR Track Projects, as necessary.

DISCUSSION:

This Agreement is for track surfacing services on the 66-inch, wide-gage BART legacy system for one base year, plus two one-year options, for a total of up to three years. An additional option, Option 3, is to provide scheduled as needed surfacing for capital projects in either the first or second option year work, depending on Capital funding availability.

Ballasted trackways throughout the District require routine maintenance to correct track geometry deviations which prevent further deterioration that could create delays to revenue service and potentially impact safe operation. This contract is to supplement and assist BART Maintenance's efforts.

On July 8, 2025, the District distributed the Notice to Proposers and posted the Request for Proposals ("RFP") on the BART Procurement Portal. The District's Office of Civil Rights also sent one hundred thirty-seven (137) notices to Small Businesses certified

by the California Department of General Services. A Pre-Proposal Meeting and networking session were conducted on July 15, 2025, attended by four (4) prospective proposers. On August 5, 2025, the District received two (2) proposals from Lazer West Engineering, Inc., and DMZ Builders.

The District's Selection Committee determined that both proposals submitted were responsive to the RFP requirements. Upon review of the Technical Proposals, the Selection Committee also found that both proposers are responsible, allowing the Price Proposal then be opened and reviewed. A comparison between the Price Proposals and District's Independent Cost Estimate is as follows:

Proposal Received for BART System Wide-Gage Track Surfacing Scope					
Proposer	Base Year 1	Option Year 1	Option Year 2	Option 3	Total
DMZ Builders Concord, CA	\$2,680,000	\$1,280,000	\$1,280,000	\$1,725,000	\$6,965,000
Lazer West Engineering Lakeside, CA	\$1,672,500	\$1,449,640	\$1,467,600	\$1,311,625	\$5,901,365
BART Cost Estimate	\$1,620,000	\$1,620,000	\$1,620,000	\$1,920,000	\$ 6,780,000

The Selection Committee has determined that the negotiated (or proposed) price from Lazer West Engineering is fair and reasonable. Pursuant to the District's Non-Federal Small Business Program, the Office of Civil Rights set a 7% Local Small Business Prime Preference for this Agreement for Small Businesses certified by the California Department of General Services (DGS) and verified as Local (i.e., located in Alameda, Contra Costa or San Francisco counties) by the District. It was determined that there were no certified Local Small Businesses certified by the DGS among the responsive Proposers and, therefore, the Local Small Business Prime Preference is not applicable.

FISCAL IMPACT:

Funding of the subject Track Surfacing Services is shared between Operations at \$4,589,740 and Capital at \$1,311,625. The distribution of the funds will be tracked and allocated to align with their designated scopes per funding rules and broken down as follows:

OPERATIONS FISCAL IMPACT:

The subject EDD proposes a year term with a total cost from the operating fund not to exceed \$1,672,500 from the date of execution of the Agreement. This is a 3-year agreement (1 base year and 2 option years) for a total cost from the operating fund not to exceed \$4,589,740 from the date of execution of the Agreement.

The Maintenance operating budget (Department 0802831- Tracks/Wayside/Grounds/Structures, Account 680230-Maintenance, Repair, and Other) will fund the Agreement including the following estimated expenditures by fiscal year:

FY26 (February 1, 2026 – June 30, 2026)	\$696,875
FY27 (July 1, 2026 – June 30, 2027)	\$ 1,579,642
FY28 (July 1, 2027 – June 30, 2028)	\$ 1,457,123
FY29 (July 1, 2028 – January 31, 2029)	\$856,100
Total	\$4,589,740

Funding for the Agreement in the current Fiscal Year 2026 is available from the Department's existing operating budget from the adopted FY26 budget. Funding for subsequent years will be included in the proposed annual operating budget, which is subject to Board approval.

CAPITAL FISCAL IMPACT:

The \$1,311,625 authorization for Track Surfacing services contributes to Fiscal Year 2026 - System Reinvestment planned expenditure amount of \$400,129,780.98.

The table below lists funding assigned since project inception date of 02/07/2017.

Funding Sources				
Project	Project Description	Fund Group	Fund Description	Amount
15CQ002	Rails, Ties, & Fasteners Phase 3	BART	Measure RR GOB	190,132,382
15CQ002	Rails, Ties, & Fasteners Phase 3	BART	Operating to Capital Allocation	197,246
Total Project Funding				190,329,627

As of October 9, 2025, the table below lists the current budget of the project:

Project	Budget	Expense	Encumbrance	Pre-Encumbrance	Available Budget
15CQ002	190,329,627	168,113,054	2,991,891	66,144	19,158,538
Total Budget	190,329,627	168,113,054	2,991,891	66,144	19,158,538

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:

The Board may elect to reject the bids and re-advertise the RFP. However, there is no assurance that better pricing will be able to be obtained by rebidding, considering the specialized nature of this work and the limited number of qualified contractors with appropriate personnel and equipment to successfully provide these services.

RECOMMENDATION:

It is recommended that the Board adopt the following motion:

MOTION:

The General Manager is authorized to award Agreement No. 6M3718A to provide wide-gage track surfacing services to Lazer West for an amount not to exceed \$1,672,500 for a base term of one year. The General Manager is further authorized to exercise up to two (2) one-year options and one (1) additional Capital work option for scheduled surfacing for capital projects. The total amount for options is not to exceed \$4,228,865, pursuant to notification to be issued by the General Manager and subject to the District's protest procedures and funding requirements.