



EXECUTIVE DECISION DOCUMENT

GENERAL MANAGER APPROVAL: <div style="float: right; border: 1px solid black; padding: 2px;"> <small>DocuSigned by:</small> <i>Michael Jones</i> <small>47000790F2D7463...</small> </div>		GENERAL MANAGER ACTION REQ'D:		
DATE: 6/16/2022 7/20/2022		BOARD INITIATED ITEM: Yes		
Originator/Prepared by: Adam Elsibai Dept: M&E Acquisition Support <div style="border: 1px solid black; padding: 2px; margin-top: 10px;"> <small>DocuSigned by:</small> <i>Adam Elsibai</i> <small>E8465F291889471...</small> </div> Signature/Date: <div style="text-align: right;">7/6/2022</div>	General Counsel <div style="border: 1px solid black; padding: 2px; margin-top: 10px;"> <small>DocuSigned by:</small> <i>Jana Belan</i> <small>F8FD7B3A73E74E8...</small> </div> Signature/Date: <div style="text-align: right;">7/6/2022 []</div>	Controller/Treasurer <div style="border: 1px solid black; padding: 2px; margin-top: 10px;"> <small>DocuSigned by:</small> <i>Chris Gan</i> <small>EE11C8CEEEA04FD...</small> </div> Signature/Date: <div style="text-align: right;">7/8/2022 []</div>	District Secretary <div style="border: 1px solid black; padding: 2px; margin-top: 10px;"> <small>DocuSigned by:</small> <i>Shane Edwards</i> <small>8128A2EB2F014F3...</small> </div> Signature/Date: <div style="text-align: right;">7/11/2022 []</div>	BARC <div style="border: 1px solid black; padding: 2px; margin-top: 10px;"> <small>DocuSigned by:</small> <i>Shane Edwards</i> <small>8128A2EB2F014F3...</small> </div> Signature/Date: <div style="text-align: right;">7/11/2022 []</div>

Reject All Bids for IFB No. 9111, Skid Mounted Ventilation Units

PURPOSE:

For the Board to reject all Bids for Invitation for Bid No. 9111 for the procurement of two (2) skid mounted ventilation units and authorize the General Manager to re-advertise the solicitation.

DISCUSSION:

On June 1, 2022, BART's General Manager presented a proposed decision to the Board regarding the protest filed by All Star Fire Equipment, Inc. ("All Star") against Award of IFB No. 9111, Skid Mounted Ventilation Units to Doc Bailey Construction Equipment, Inc. ("Doc Bailey"). Per BART's Protest Procedures the Board had ten (10) days to discuss the proposed decision. The Board did not request a hearing, so the proposed decision is final.

Based on Staff analysis of the protest filed by All Star it is clear the bid of Doc Bailey was non-responsive. Although the bid of All Star, the second apparent low bid, was considered a responsive bid, it is in the District's best interest to reject all bids in order to allow Staff to prepare a more "bidder friendly" procurement with updated specifications. This paves the way to cost savings and meets the District's needs once all bids are rejected for IFB No. 9111.

FISCAL IMPACT:

There is no fiscal impact.

ALTERNATIVES:

Award to All-Star at its higher price and without making changes to the specifications that Staff recommends.

RECOMMENDATION:

On the basis of analysis and evaluation by Staff, it is recommended that the Board adopt the following motion.

MOTION:

All Bids for IFB No. 9111 for the procurement of two (2) skid mounted ventilation units are rejected and the General Manager is authorized to re-advertise the solicitation.