



EXECUTIVE DECISION DOCUMENT

GENERAL MANAGER APPROVAL: <div style="float: right; text-align: right;"> DocuSigned by: <small>47000790F2D7463...</small> </div>		GENERAL MANAGER ACTION REQ'D:		
DATE: 10/7/2022 11/9/2022		BOARD INITIATED ITEM: No		
Originator/Prepared by: Scott Smith Dept: District Architect <div style="text-align: right;"> DocuSigned by: <small>A20C516493D1481...</small> </div> Signature/Date: <div style="text-align: right;">11/7/2022</div>	General Counsel <div style="text-align: right;"> DocuSigned by: <small>F8FD7B3A73E74E8...</small> </div> <div style="text-align: right;">11/7/2022 []</div>	Controller/Treasurer <div style="text-align: right;"> DocuSigned by: <small>EE11C8CEEEA04FD...</small> </div> <div style="text-align: right;">11/7/2022 []</div>	District Secretary <div style="text-align: right;">[]</div>	BARC <div style="text-align: right;"> DocuSigned by: <small>8128A2EB2F014F3...</small> </div> <div style="text-align: right;">11/7/2022 []</div>

Award of Contract No. 59CT-130, Wayfinding Improvements Phase 4 at MacArthur & Ashby Stations

PURPOSE: To obtain Board authorization for the General Manager to award Contract No. 59CT-130 Wayfinding Improvements Phase 4 to L C General Engineering & Construction, Inc. for the Bid price of \$2,683,836.00.

DISCUSSION:

The scope of this Contract provides for the fabrication and installation of illuminated wayfinding signs, custom display cases, station identification pylon, map inserts and real-time displays at two BART Stations; MacArthur and Ashby. The Contract also includes four options for additional illuminated cabinets, station identification pylons, and real time displays. The two Stations included in this Contract are located in Alameda County. The station selection was based upon the funding requirements of AHSC, Proposition 1B, Measure RR, and the FTA ADA Rail Station Compliance Assessment.

The Contract was advertised in local publications on August 3, 2022 and advance notices were distributed to 244 prospective bidders via email. The District posted the Contract Book on August 9, 2022. The Contract documents were downloaded by 44 firms. A pre-Bid meeting was conducted on August 23, 2022 with 27 public attendees. Site tours were conducted on August 24, 2022 with two prospective Bidders. Two (2) Bids were received and publicly opened on September 27, 2022. The Bids received and the Engineer's Estimate are shown below:

<u>Bidder</u>	<u>Location</u>	<u>Total Base Bid Price</u>	<u>Total Base Bid Price With Options 1 Through 4</u>
<u>L C General Engineering & Construction, Inc.</u>	<u>San Francisco, CA</u>	<u>\$1,781,940.00</u>	<u>\$2,683,836.00</u>
<u>Clark Construction Group</u>	<u>Irvine, CA</u>	<u>2,900,877.00</u>	<u>\$3,334,859.00</u>
<u>Engineer's Estimate</u>			<u>\$3,178,000.00</u>

This Contract was advertised pursuant to the District's Disadvantaged Business Enterprise ("DBE") Program requirements. The Office of Civil Rights reviewed the scope of work for this Contract and determined that there were DBE subcontracting opportunities; therefore, a DBE participation goal of 15% was set for this Contract. The low Bidder L C General Engineering and Construction, Inc. committed to subcontracting 28% to DBEs. The Office of Civil Rights has determined that the Bidder LC General Engineering and Construction, Inc. has met the DBE participation goal set for this Contract.

After review by District staff, the Bid submitted by L C General Engineering & Construction, Inc. has been deemed to be responsive to the solicitation. Furthermore, a review of this Bidder's license, business experience, and financial capabilities has resulted in a determination that the Bidder is responsible and that the Total Base Bid Price of \$1,781,940.00 is fair and reasonable. In addition, Staff's evaluation had determined that it is in the District's interest to proceed with exercising Options 1 through 4 to provide for additional wayfinding illuminated signage cabinets, station identification pylons, and real time displays. Accordingly, in addition to recommending award of the Contract, Staff requests the Board's authorization for the General Manager to exercise Options 1 through 4.

FISCAL IMPACT:

Funding in the amount of \$ 2,683,836.00 for contract No. 59CT-130 is included in the total project budget for 59CT002 Wayfinding Improvement Phase IV Project. The table below lists funding assigned to the referenced project and is included to track funding history against spending authority. Funds needed to meet this request will be expended from the following sources:

Proposed Funding	
F/G 3004, 3009, 3020, 3403, 3859 Multiple – FTA Awards CA-04-0212-00 etc.	2,885,261
F/G 535A/535B FY14-15 Prop 1B Public Transport Modernization Fund	496,290
F/G 5914/15 DHCD AHSC PT Satellite Affordable Housing/ Resource Comm Dev	1,496,000
F/G 802D 2022D GOB Measure RR#4	600,000
Multi BART Operating to Capital Allocations	2,242,456
TOTAL	7,720,007

As of October 17, 2022, \$7,720,007 is the total budget for this project. BART has expended \$2,300,275, committed \$40,961, and reserved \$0.0 to date. This action will commit \$2,683,836 leaving an available fund balance of \$2,694,935 in these fund sources for this project.

The Office of Controller/Treasurer 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 all Bids and authorize staff to re-advertise. Under this alternative, staff would have to reissue the Bid package and obtain new Bids. The reissuance process will delay the District's ability to provide improved consistent and understandable wayfinding signage for customers and may result in Bid prices that are higher than those offered by the current Bidders.

RECOMMENDATION:

Based on analysis by staff, it is recommended that the Board adopt the following motion:

MOTION:

The General Manager is authorized to award Contract No. 59CT-130, Wayfinding Improvements Phase IV, to L C General Engineering & Construction, Inc., for the Bid price of \$1,781,940.00, pursuant to notification to be issued by the General Manager and subject to compliance with the District's protest procedures and FTA's requirements related to protest procedure. In addition, the General Manager is authorized to exercise Options 1 through 4 for \$901,896.00 consistent with the requirements of the Contract.