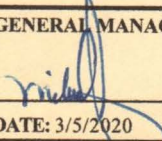
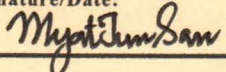

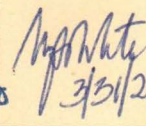
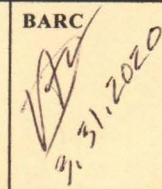




EXECUTIVE DECISION DOCUMENT

GENERAL MANAGER APPROVAL:  4/1/2020		GENERAL MANAGER ACTION REQ'D: Approve and place on April 9, 2020 Board Agenda		
DATE: 3/5/2020		BOARD INITIATED ITEM: No		
Originator/Prepared by: Steven Sims Dept: Maintenance and Engineering MYAT SAN FOR STEVEN SIMS Signature/Date:  3/30/2020	General Counsel  3/31/20	Controller/Treasurer  3/31/2020 []	District Secretary []	BARC  4/1/2020 []

Award Contract 15EK-145, Traction Power Substation Replacement KTE Installation

PURPOSE:

To award Contract No. 15EK-145, Traction Power Substation Replacement KTE Installation to Rosendin Electric, Inc., San Jose, CA for the Bid amount of \$12,552,540.97.

DISCUSSION:

This Contract provides for the replacement of aging traction power equipment to provide safer, more reliable service. The location of the work is at the Oakland KTE Traction Power Substation (TPSS) located at the District's Transition Trans-Bay Transition Structure Traction Power Substation (TPSS) KTE within the Port of Oakland. It also includes installation of related equipment at three adjacent gap breaker stations. Most of the equipment to be installed is provided by Powell Electrical Systems, Inc. (Powell), under a separate procurement contract, 15EK-210, Procurement of Traction Power Substations, Phase 1. Rosendin Electric, Inc., (Rosendin) will install and test Powell equipment in compliance with drawings and specifications in Contract No. 15EK-145 and will coordinate as needed with Powell to ensure timely site preparation, delivery, and testing of the Powell equipment. Furthermore, Rosendin will procure, install, and test new 34.5kV electrical equipment and AC equipment housing.

The District sent out 304 Advance Notices with the request for Non-Disclosure Agreement (NDA) for this Security Sensitive Information (SSI) Contract to potential Bidders on September 4, 2019. Additional copies were sent by OCR to Disadvantaged Business Enterprises. The Contract was advertised and posted to the BART Procurement Portal on September 4, 2019 where it was sent to 20 additional prospective bidders. A Pre-Bid Meeting and Jobsite tour was conducted on November 19, 2019, for those who had

submitted NDAs and been cleared by BART Police Department (BPD), with 5 potential Bidders in attendance. A total of 8 firms were cleared by BPD and 6 of those firms purchased copies of the Bid Documents.

One Bid was received and publicly opened on Tuesday, February 11, 2020, as follows:

Rosendin Electric, Inc., San Jose, CA \$12,552,540.97.

BART Engineer's Estimate \$12,788,400.00. (The Bid Price is 2% below the Engineer's Estimate.)

The apparent low Bid submitted by Rosendin Electric, Inc. has been deemed to be responsive to the solicitation and the Bid Price of \$12,552,540.97 has been determined to be fair and reasonable. Examination of the Bidder's business experience and financial capabilities has resulted in a determination that this Bidder is responsible.

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 16% was set for this Contract. The sole Bidder, Rosendin Electric Inc. committed to subcontracting 16.3% to DBEs. The Office of Civil Rights has determined that Rosendin Electric Inc. has met the DBE participation goal set for this Contract.

FISCAL IMPACT:

This Project is funded by Federal and Measure RR infrastructure renewal program funds. Funding in the amount of \$12,552,541 for award of Contract No. 15EK-145 is included in the total project budget for FMS # 15EK350 Substation Replacement ASL/KTE Installation. The Office of Controller/Treasurer certifies that funds are currently available to meet this obligation. The following table depicts funding assigned to the referenced project and is included in totality to track funding history against spending authority. Funds needed to meet this request will be expended from a combination of these sources as listed.

As of March 19, 2020, \$35,945,983 is available for this project from the following sources:

Fund Group	Amount
Various FTA Grant Sources	\$7,600,520
Local Area Bridge Toll	\$1,776,000
BART Funds	\$519,463
Measure RR GOB	\$26,050,000
Total	\$35,945,983

BART has expended \$16,057,349, committed \$1,738,674 and reserved \$530,219 to date for other actions. This action will commit \$12,552,541 leaving an available fund balance of \$5,067,200 in this project.

There is no fiscal impact on available unprogrammed District Reserves.

ALTERNATIVES:

Reject the bid and re-advertise the Contract. This is not likely to result in increased competition or lower prices and would delay the critical infrastructure TPSS KTE replacement, which could negatively impact revenue service.

RECOMMENDATION:

On the basis of analysis by Staff and certification by the Controller-Treasurer that funds are available for this purpose, it is recommended that the Board adopt the following motion.

MOTION:

The General Manager is authorized to award Contract No. 15EK-145, Traction Power Substation Replacement KTE Installation to Rosendin Electric, Inc. for the Bid amount of \$12,552,540.97, pursuant to notification to be issued by the General Manager.