



EXECUTIVE DECISION DOCUMENT

GENERAL MANAGER APPROVAL: <i>Robert M. Power</i> 15 OCT 2020		GENERAL MANAGER ACTION REQ'D:		
DATE: 9/28/2020		BOARD INITIATED ITEM: Yes		
Originator/Prepared by: Travis Engstrom Dept: CIO Administration <i>TE</i> Signature/Date: 10/15/2020	General Counsel <i>V. B. [Signature]</i> 10/10/20 []	Controller/Treasurer <i>[Signature]</i> 10/14/2020 []	District Secretary []	BARC <i>[Signature]</i> 10/25/20 []

Telecommunications Hardware & Software Licenses

Purpose

To request that the Board authorize the General Manager to execute an information technology hardware and software contract with SHI International Corp. for an amount not to exceed \$526,091.48.

Discussion

This purchase is for Voice Over Internet Protocol (VoIP) telecommunications hardware and software licenses for the BART Headquarters at 2150 Webster.

This purchase is being made through the National Association of State Procurement Officials, (NASPO) cooperative purchasing program approved by the Board in 2016.

SHI International Corp's NASPO ValuePoint number is AR2488.

NASPO ValuePoint (formerly WSCA-NASPO) is a unified, nationally focused cooperative aggregating the demand of all 50 states, the District of Columbia and the organized US territories, their political subdivisions and other eligible entities.

Because the state of California is a partner in this cooperative agreement, its local agencies and districts, including BART are authorized by California Public Contract Code section 10298 to purchase items from the suppliers awarded contracts by the NASPO ValuePoint Cooperative without further competitive bidding, pursuant to a Master Agreement and a California Participating Addendum.

Pursuant to the District's Non-Federal Small Business Program, the District conducted an analysis and determined that there are no certified Small Businesses certified by the California Department of General Services available for bidding this Contract. Therefore, no Small Business Prime Preference was set for this Contract.

Pursuant to the District's Non-Discrimination Program for Subcontracting, the Availability Percentages for this Contract are 2.2% for Minority Business Enterprises (MBEs) and 1.1% for Women Business Enterprises (WBEs). SHI International will not be subcontracting any portion of the Work and therefore, the provisions of the District's Non-Discrimination Program for Subcontracting do not apply.

The Office of General Counsel will approve the Agreement as to form prior to execution.

Fiscal Impact

Funding in the amount of \$526,091 for this purchase is included in the total project budget for the 2150 Webster BART Headquarters (BHQ) Project Number 17HN000 (\$526,091).

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:

Project 17HN000:

Project	Fund	Fund Description	Source	Amount
17HN000	8211	2019A Sales Tax Rev Bonds	BART	227,000,000

As of October 2, 2020, \$227,000,000 is the total budget for this project. BART has expended \$140,970,427, committed \$59,791,145, and reserved \$963,871 to date. This action will commit \$526,091 leaving an available fund balance of \$24,748,466 in this fund source for this project.

The Office of the 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.

Alternative

1) Decline to authorize the Agreement through the NASPO program and seek alternative independent proposals by the District. The District would incur substantial delays if it were to procure such services on its own.

Recommendations

Approve the following motion:

Motion

The General Manager or his designee is authorized to execute an information technology hardware and software contract with SHI International Corp. for an amount not to exceed \$526,091.48.