



May 14, 2020

To: Transit Committee

From: Darrell E. Johnson, Chief Executive Officer

A handwritten signature in blue ink, appearing to read "Darrell Johnson", is written over the name of the Chief Executive Officer.

Subject: Agreement for Power Generator Replacement at the Anaheim and Irvine Construction Circle Bus Bases

Overview

On February 24, 2020, the Orange County Transportation Authority Board of Directors approved release of Invitation for Bids 0-2074 for power generator replacement at the Anaheim and Irvine Construction Circle bus bases. Bids were received in accordance with the Orange County Transportation Authority's public works procurement procedures. Approval from the Board of Directors is requested to execute the agreement.

Recommendations

- A. Find RT Contractor Corp., the apparent low bidder, as non-responsive for failure to sign and submit the Disclosure of Lobbying Activities form as required by the bid instructions, and for failure to submit Iran Contracting Act exemption documentation.
- B. Authorize the Chief Executive Officer to negotiate and execute Agreement No. C-0-2074 between the Orange County Transportation Authority and Global Power Group, Inc., the lowest responsive, responsible bidder, in the amount of \$1,374,200, for power generator replacement at the Anaheim and Irvine Construction Circle bus bases.
- C. Authorize the use of \$574,200, in additional Senate Bill 1, Chapter 5, Statutes of 2017, State of Good Repair funds for a total of \$1,374,200, to support the above recommendations.
- D. Authorize staff to process all necessary amendments to the Federal Transportation Improvement Program and execute or amend all necessary agreements to facilitate the above actions.

Discussion

The Orange County Transportation Authority (OCTA) completed construction of the Anaheim Bus Base in 1983. The Irvine Construction Circle Bus Base was originally constructed in 2000 and purchased by OCTA in late 2006. In support of operations, both bus bases have standby electrical power generators that activate through an automatic transfer switch during power outages. Each of the current standby generators at the Anaheim and Irvine Construction Circle bus bases has exceeded its useful life and requires replacement to maintain the systems in a state of good repair. The project includes installation of new generators, automatic transfer switches with integrated transformers and panel board units, foundations, duct banks, wiring and connections, power company coordination, safety compliance, permits, and related work.

On April 28, 2017, Governor Brown signed Senate Bill (SB) 1, known as the Road Repair and Accountability Act of 2017. The State of Good Repair (SGR) Program is a transit capital program funded from the new SB 1 Transportation Improvement fee element and is estimated to provide \$111 million statewide for fiscal year (FY) 2020-21. The specific goal of the SGR Program is to rehabilitate and modernize existing local transit systems. Eligible projects include transit capital projects or services to maintain or repair a transit operator's existing transit vehicle fleet or transit facilities to improve existing transit services, and transit services that complement local efforts. OCTA's share is estimated to be \$5.921 million.

Staff is requesting approval from the Board of Directors (Board) to program an additional \$574,200 in SB 1 SGR funds for the project. On August 12, 2019, the Board approved \$800,000 in SB 1 SGR funds for the project. The approval of these additional funds brings the total of SB 1 SGR funding on the project to \$1,374,200. The use of SB 1 SGR funds for transit asset replacement is consistent with Board-approved Capital Programming Policies.

Procurement Approach

This procurement was handled in accordance with the Orange County Transportation Authority's Board-approved procedures for public works projects. These procedures, which conform to both state and federal requirements, require that contracts are awarded to the lowest responsive, responsible bidder after a sealed bidding process.

Invitation for Bids (IFB) 0-2074 was electronically released on February 24, 2020, through OCTA's CAMM NET system. The project was advertised on February 24 and March 2, 2020, in a newspaper of general circulation. A pre-bid conference and job walk was held on March 4, 2020, and was attended by 10 firms. Four addenda were issued to provide the pre-bid conference registration sheets and handle administrative issues related to the IFB. On March 30, 2020, seven bids were received and publicly opened.

All bids were reviewed by staff from both the Contracts Administration and Materials Management and Facilities Engineering departments to ensure compliance with the contract terms and conditions, and technical specifications. The list of bidders and bid amounts is presented below:

<u>Firm and Location</u>	<u>Bid Amount</u>
RT Contractor Corp. Garden Grove, California	\$1,172,000
Global Power Group, Inc. Lakeside, California	\$1,374,200
Westside Electric Los Angeles, California	\$1,377,700
California Building Evaluation & Construction, Inc. Santa Fe Springs, California	\$1,397,000
R2BUILD dba R2B Engineering Laguna Hills, California	\$1,563,000
Metro Builders & Engineering Group, Ltd. Newport Beach, California	\$1,792,000
Nationwide Contracting Services dba Nationwide General Construction Services Fountain Valley, California	\$1,886,300

The apparent low bidder, RT Contractor Corp., was found non-responsive for failure to sign and submit the Disclosure of Lobbying Activities form as required by the bid instructions and the Federal Transit Administration, which is providing funding for this project. RT Contractor Corp., also failed to submit Iran Contracting Act exemption documentation as required by the bid instructions and

the California Public Contract Code. As such, award is being recommended to Global Power Group, Inc., as the lowest, responsive, responsible bidder. The engineer's estimate for this project was \$1,410,000. The recommended firm's bid is three percent below the engineer's estimate and is considered by staff to be fair and reasonable.

State law requires award to the lowest responsive, responsible bidder. As such, staff recommends award to Global Power Group, Inc., the lowest responsive, responsible bidder, in the amount of \$1,374,200, for the power generator replacement at the Anaheim and Irvine Construction Circle bus bases.

Fiscal Impact

Funding for this project is included in OCTA's Fiscal Year 2019-20 Budget, Capital Programs, Account 1722-9022-D3103-0M4, and is funded with a grant from the State of California SB 1 SGR Program.

Summary

Based on the information provided, staff recommends the Board of Directors authorize the Chief Executive Officer to negotiate and execute Agreement No. C-0-2074 between the Orange County Transportation Authority and Global Power Group, Inc., the lowest responsive, responsible bidder, in the amount of \$1,374,200, for the power generator replacement at the Anaheim and Irvine Construction Circle bus bases.

Attachment

- A. Capital Funding Program Report

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