



Agenda Item No. 2

To: Building and Operating Committee/Committee of the Whole
Meeting of June 26, 2008

From: Ewa Z. Bauer, Deputy District Engineer
Denis J. Mulligan, District Engineer
Celia G. Kupersmith, General Manager

Subject: **APPROVE ACTIONS RELATIVE TO THE AWARD OF CONTRACT NO. 2008-FT-8, LARKSPUR FERRY TERMINAL PARKING AND ACCESS IMPROVEMENTS (PHASE I), TO GHILOTTI BROS., INC.**

Recommendation

The Building and Operating Committee recommends that the Board of Directors approve the following actions relative to Contract No. 2008-FT-8, *Larkspur Ferry Terminal Parking and Access Improvements*:

1. Authorize award of Contract No. 2008-FT-8, to Ghilotti Bros., Inc., San Rafael, CA, in the amount of \$1,298,000;
2. Authorize a construction contingency fund for Contract No. 2008-FT-8, in an amount of \$129,800, equal to 10% of the contract award;
3. Decrease the project budget in the amount of \$560,000 bringing the total project budget to \$1,970,000; and,
4. Authorize the General Manager, or her designee, to execute an agreement with San Francisco Bay Conservation and Development Commission regarding compliance with the terms of permit and amendments regarding parking and other maintenance issues at the terminal.

with the understanding that this project is included in the FY 07/08 Ferry Division Capital Expenditures Budget.

Summary

The existing Larkspur Ferry Terminal customer parking lot fills to its capacity daily and demand exists for additional customer parking.

This project, Contract No. 2008-FT-8, *Larkspur Ferry Terminal Parking and Access Improvements*, will reconfigure existing and construct new parking areas in order to create additional ferry customer parking stalls. The project will also modify existing and construct new drainage facilities, restore the existing and construct a new portion of bicycle path that includes a

new bicycle bridge, install new and restore existing landscaping, modify existing and construct new lighting, construct in-roadway lighting systems, install new landscape furniture, replace existing bicycle racks, and other associated work including saw cutting and demolition of the existing pavement, curbs, and sidewalks and grading of existing landscaped areas. Public access in the parking lot areas of the terminal will also be improved to meet the requirements of the Americans with Disabilities Act (ADA) and applicable California accessibility regulations.

Contract No. 2008-FT-8, *Larkspur Ferry Terminal Parking and Access Improvements*, was advertised for bids on May 13, 2008. On June 10, 2008, the following four bids were received, opened, and publicly read:

<u>COMPANY</u>	<u>TOTAL AMOUNT</u>
1. Ghilotti Bros., Inc. San Rafael, California	\$1,298,000
2. North Bay Construction, Inc. Petaluma, California	\$1,546,950
3. McGuire and Hester Oakland, California	\$1,549,000
4. Ghilotti Construction Co., Inc. Santa Rosa, California	\$1,742,450

The Engineering staff, DBE Program Office and Attorney have evaluated the bids and concluded that the apparent responsive, responsible low bidder is Ghilotti Bros., Inc., with a bid price of \$1,298,000.

No contract-specific Disadvantaged Business Enterprise (DBE) goal was established for this contract. However, bidders were strongly encouraged to obtain DBE participation and were required to document their activities in the solicitation and selection of subcontractors, subconsultants, and suppliers to ensure that this process was carried out in a nondiscriminatory manner. The DBE Program Administrator has determined that Ghilotti Bros., Inc., has complied with the DBE requirements applicable to the contract. At this time, a 7.7% DBE participation is anticipated during the performance of this contract.

Over time, commuter parking has encroached upon areas that had been reserved for public access under the 1974 permit issued by the San Francisco Bay Conservation and Development Commission (BCDC) for the construction of the Larkspur Ferry Terminal. As part of the arrangements to undertake this project, the District must enter into an agreement with BCDC to complete certain work required under prior permit amendments and to prevent future encroachments of the public access areas. Staff recognizes the need to fully honor commitments previously made that are embedded in the BCDC permit and has negotiated an agreement whereby the District will agree to undertake additional physical improvements or other programs costing \$50,000 to mitigate impacts to public access and landscaping. Funds exist within the Project budget to fulfill this commitment.

Fiscal Impact

This project is included in the FY 07/08 Ferry Division Capital Expenditures Budget in the amount of \$2,530,000 and is 80% Federal Transit Administration funded and 20% District funded. A project budget decrease in the amount of \$560,000 will provide the required project budget of \$1,970,000 and allow excess grant funds to be used to support another transit project. The detailed budget for this project is as follows:

<u>BUDGET ITEM</u>	<u>COST</u>
Contract No. 2008-FT-8	\$1,298,000
Construction Contingency (10%)	129,800
Construction Support Services (testing, consultants)	13,000
Construction Administration (staff time 15%)	214,200
ICAP (119%)	255,000
Regulatory Agency Requirements	50,000
Miscellaneous (printing, advertisement, mailing, etc.)	10,000
TOTAL BUDGET	\$1,970,000