



Agenda Item No. 2.a.

To: Finance-Auditing Committee/Committee of the Whole
Meeting of March 27, 2009

From: Ewa Z. Bauer, Deputy District Engineer
Denis J. Mulligan, District Engineer
Joseph M. Wire, Auditor-Controller
Celia G. Kupersmith, General Manager

Subject: **AUTHORIZE BUDGET ADJUSTMENT(S) AND/OR TRANSFER(S)**
a) **BUDGET INCREASE IN THE FY 08/09 BUS TRANSIT DIVISION
CAPITAL BUDGET RELATIVE TO APPROVAL OF ACTIONS
REGARDING THE AWARD OF CONTRACT NO. 2009-BT-3, SAN
RAFAEL DATA CENTER, TO SONOMA COUNTY BUILDERS, INC.**

Recommendation

This matter is being presented to the Finance-Auditing Committee to receive the Committee's concurrence for a budget increase relative to Agenda Item No. 1, of the Building and Operating Committee Meeting of March 26, 2009.

The Finance-Auditing Committee recommends the Board of Directors authorize a budget increase in the FY 08/09 Bus Transit Division Capital Budget in the amount of of \$851,850 to be funded by \$680,000 Federal Transit Administration grant funds and \$171,850 from District reserves to establish a total project budget of \$2,451,850 (93% grant funded and 7% District funded), relative to approval of actions regarding Contract No. 2009-BT-3, *San Rafael Data Center*.

Summary

This project will replace the existing small and outdated San Rafael server room on the second floor of the Bus Heavy Duty Shop with a new data center building located next to the Human Resources training trailer at the San Rafael Bus Facility. The original duct work and HVAC units in the existing server room are not designed for server rack cooling. The existing server room has neither space nor electrical power capacity for any additional equipment. The new data center building will provide adequate space, cooling, power, server racks, data cabling, Uninterruptible Power Supply (UPS) and data communications switch for all the equipment in the current San Rafael server room, and for new District equipment needs in the foreseeable future, including the Radio/AVL project, data growth, backup for Bridge computer systems and data, VOIP phone system and future projects. The new building will also be ADA compliant. The District applied for and received grants from the Public Transportation Modernization, Improvement and Service

Enhancement Account (PTMISEA) of the State I-Bond Program to construct and install a new data center at the facility.

Contract No. 2009-BT-3, *San Rafael Data Center*, was advertised for bids on January 13, 2009. On February 10, 2009, the following twelve bids were received, opened and publicly read:

	<u>COMPANY</u>	<u>TOTAL AMOUNT</u>
1.	Sonoma County Builders, Inc. Santa Rosa, CA	\$1,352,644.27
2.	DL Falk Construction, Inc. Hayward, CA	\$1,463,984.00
3.	Rodan Builders, Inc. Belmont, CA	\$1,473,500.00
4.	Aztec Constructors San Ramon, CA 94583	\$1,545,662.00
5.	KCK Builders, Inc. San Rafael, CA	\$1,552,900.00
6.	Zolman Construction and Development, Inc. San Carlos, CA	\$1,574,000.00
7.	SW Allen Construction, Inc. Sacramento, CA	\$1,696,391.00
8.	Page Construction Company Novato, CA	\$1,667,000.00
9.	M.A. Davies Builders, Inc. San Rafael, CA	\$1,772,454.00
10.	CLW Builders, Inc. San Francisco, CA	\$1,843,000.00
11.	R-E Corporation Santa Rosa, CA	\$1,902,227.00
12.	Amana Engineering & Construction Berkeley, CA	\$2,000,000.00

The Engineering staff, DBE Program Office, and Attorney have evaluated the bids and concluded that the apparent responsive, responsible low bidder is Sonoma County Builders, Inc., with a bid price of \$1,352,644.27.

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 Sonoma County Builders, Inc.,

which is a certified Small Business, has complied with the DBE requirements applicable to the contract. At this time, no DBE participation is anticipated during the performance of this Contract.

Fiscal Impact

This project is included in the FY 08/09 Bus Transit Division Capital Budget in the amount of \$1,600,000, funded with PTMISEA grant funds from the State I-Bond program. To date, approximately \$407,500 has been spent to support the design, staff costs, and indirect costs. A capital budget increase in the amount of \$851,850 funded with \$680,000 of Federal Transit Administration grant funds and \$171,850 from District reserves is required to fully fund this project at the estimated total cost of \$2,451,850. The total project will be funded as follows: \$1,600,000 State (I-Bond) funds (65%), \$680,000 Federal Transit Administration funds (28%) and \$171,850 District funds (7%). The detailed budget for this project is as follows:

<u>BUDGET ITEM</u>	<u>COST</u>
Expenditure to date	\$407,500
Contract No. 2009-BT-3	1,352,644
Construction Contingency (10%)	135,264
Construction Support Services (commissioning, testing & consultants)	40,150
Data Communication Switch for cutover	60,000
Construction Administration (staff time 15%)	223,200
ICAP (1/3 @ 140%)	104,160
ICAP (2/3 @ 80%)	119,100
Miscellaneous (printing, advertisement, mailing, etc.)	9,832
TOTAL BUDGET	\$2,451,850