

GOLDEN GATE BRIDGE, HIGHWAY AND TRANSPORTATION DISTRICT

RESOLUTION NO. 2012-076

**APPROVE ACTIONS RELATIVE TO THE
AWARD OF CONTRACT NO. 2013-MD-2,
LARKSPUR FERRY TERMINAL AND SAN RAFAEL TRANSIT
CENTER BICYCLE RACKS AND SIGNAGE,
TO CF CONTRACTING, INC.**

October 26, 2012

WHEREAS, the Federal Highway Administration (FHWA) established the Nonmotorized Transportation Pilot Program (NTPP) to provide funds for improvements to community walking and bicycle networks in order to demonstrate how such improvements may increase the rates of walking and bicycling; and,

WHEREAS, the County of Marin applied for and received NTPP grant funds, distributed through the California Department of Transportation (Caltrans) and after consulting with the District, distributed a portion of the funds for improvements at the District's Larkspur Ferry Terminal (LFT) and the San Rafael Transit Center (SRTC); and,

WHEREAS, the LFT and the SRTC areas are easily accessed by bicycles, and increased capacity for bicycle storage may increase the number of passengers who bicycle to these facilities; and,

WHEREAS, at the SRTC, the *Larkspur Ferry Terminal and San Rafael Transit Center Bicycle Racks And Signage Project* (Project) will include furnishing and installation of new bicycle racks for approximately 25 bicycles; map cases; information kiosks; and, installation of signage, consistent with the Metropolitan Transportation Commission (MTC) regional sign standards, for the purpose of informing people of bicycle routes and transit routes in the region; and,

WHEREAS, at the LFT, the Project will include furnishing and installation of new bicycle racks for approximately 56 bicycles; modification of existing planters within the paid waiting area, including removal and disposal of concrete walls and soil, removal of metal framed glass panels, removal and relocation of existing utilities, installation of new concrete walls and braces, finishing of concrete surfaces; and, other miscellaneous items; and,

WHEREAS, on August 28, 2012, the District advertised Contract No. 2013-MD-2 and eight bids were received, opened and publicly read by the deadline date of September 25, 2012, as follows: (1) CF Contracting, Inc.; (2) Redwood Construction & Equipment, Inc., dba Redwood Engineering Construction; (3) Massa Construction Co., Inc.; (4) Angotti & Reilly, Inc.; (5) American Asphalt Repair & Resurfacing Co., Inc.; (6) Rodan Builders, Inc.; (7) Ghilotti Bros., Inc.; and, (8) S&H Construction, Inc.; and,

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WHEREAS, on October 22, 2012, the District received a timely bid protest from Massa Construction Co., Inc. (Massa), the third lowest bidder; and,

WHEREAS, on October 22, 2012, the District received a timely bid protest from Redwood Construction & Equipment, Inc., dba Redwood Engineering Construction (Redwood); and,

WHEREAS, on October 23, 2012, the District received an email message directed to the Office of the District Secretary, from Massa, responding to a bid protest dated October 21, 2012, by Redwood; and,

WHEREAS, on October 23, 2012, the District received from CF Contracting, Inc. (CF Contracting) a response to both the Massa bid protest and the Redwood bid protest; and,

WHEREAS, on October 24, 2012, the District received a letter from Massa, responding to CF Contracting's response to bid protests; and,

WHEREAS, on October 24, 2012, the District received a letter from Redwood, responding to the bid protest by Massa; and,

WHEREAS, District staff and the Attorney conducted a thorough review of the grounds for the protest, the evidence submitted by Massa and the merits of the protest, and recommended that Massa's protest be rejected; and,

WHEREAS, District staff and the Attorney conducted a thorough review of the grounds for the protest, the evidence submitted by Redwood and the merits of the protest, and recommended that Redwood's protest be rejected; and,

WHEREAS, following review of the bids, staff determined that the lowest bidder, CF Contracting, is responsive and responsible; and,

WHEREAS, the Disadvantaged Business Enterprise (DBE) Program Administrator has determined that CF Contracting has complied with the DBE requirements, and that a contract-specific DBE goal of 7% was established for this Contract; and,

WHEREAS, the Building and Operating Committee/Committee of the Whole, at its meeting of October 26, 2012, has considered the protests, oral presentations by staff and public comment from a representative of Massa, and written comments from representatives of Massa and Redwood, and, following discussion, has so recommended; now, therefore, be it

RESOLVED that the Board of Directors (Board) of the Golden Gate Bridge, Highway and Transportation District hereby denies the protest, relative to Contract No. 2013-MD-2, *Larkspur Ferry Terminal and San Rafael Transit Center Bicycle Racks and Signage*, submitted by Massa Construction Co., Inc., San Rafael, CA, dated October 19, 2012, on the merits; and, be it further

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RESOLVED that the Board hereby denies the protest, relative to Contract No. 2013-MD-2, *Larkspur Ferry Terminal and San Rafael Transit Center Bicycle Racks and Signage*, submitted by Redwood Construction and Equipment, Inc., dba Redwood Engineering Construction, Redwood City, CA, dated October 21, 2012, on the merits; and be it further

RESOLVED that the Board hereby authorizes the award of Contract No. 2013-MD-2 to CF Contracting, Inc., San Francisco, CA, in the amount of \$238,000.00, to upgrade bicycle racks and signage, and to repair and replace existing utilities at the Larkspur Ferry Terminal and at the San Rafael Transit Center; and, be it further

RESOLVED that the Board hereby establishes a Contingency Fund in the amount of \$23,800.00; and, be it further

RESOLVED that the Board hereby establishes a revised total project budget in the amount of \$397,950.00, to be funded with \$263,000.00 Nonmotorized Transportation Pilot Program (NTPP) grant funds (66%) and \$134,950.00 District funds (34%); and, be it further

RESOLVED, that the Board hereby authorizes a budget increase in the FY 12/13 Ferry Transit Division and Bus Transit Division Capital Budgets, in the amount of \$122,950.00, to be funded from District Reserves, as concurred with by the Finance-Auditing Committee/Committee of the Whole at its meeting of October 26, 2012.

ADOPTED this 26th day of October 2012, by the following vote of the Board of Directors:


AYES (15): Directors Arnold, Campos, Elsbernd, Fredericks, Moylan, Pahre, Rabbitt, Renée, Sears, Snyder, Sobel, Stroeh and Theriault; First Vice President Eddie; President Reilly

NOES (0): None

ABSENT (4): Directors Chu, Cochran and Mar; Second Vice President Grosboll



Janet Reilly
President of the Board of Directors

ATTEST: 

Janet S. Tarantino
Secretary of the District