Alameda-Contra Costa Transit District

STAFF REPORT

TO: AC Transit Board of Directors

FROM: Michael A. Hursh, General Manager

SUBJECT: No-cost Contract Extension for Project Management/Construction Management (PM/CM) Services Contract - Bus Rapid Transit (BRT)

ACTION ITEM

RECOMMENDED ACTION(S):

Consider approval and execution of a no-cost contract extension with Gannett Fleming to provide project management/construction management services from April 16, 2016 to July 31, 2016.

EXECUTIVE SUMMARY:

The District advertised a competitive procurement for project management/construction management services in 2012 resulting in a contract award with a base year plus three option years to Gannett Fleming on July 25, 2012 with a not to exceed value of $15,919,000 and a period of performance of August 1, 2012 through April 16, 2016. Staff issued a purchase order (PO) for services through July 31, 2016 to ensure the third option year covered a full 12-month period. On August 19, 2015 the Board ratified the third option period through the end of contract, or, April 16, 2016. Staff now seeks the Board’s approval to extend the Gannett Fleming contract by four months, at no cost, to cover the gap between the end of contract and the end of the PO.

In the next few months, following analysis of Bid Package #3, staff will return to the Board with a request for extending this contract, again, through the post construction award services date of approximately April 2018.

To date, the contractor has met the requirements of the contract and is providing services within the Board approved budget.

BUDGETARY/FISCAL IMPACT:

This is a no-cost time extension. With the end of option year three, the District will have issued PO to the Gannett Fleming contract totaling $14,601,109 of the Board approved $15,919,000 contract budget.
BACKGROUND/RATIONALE:

The BRT project requires access to a broad array of technical specialists and program management oversight capabilities that the District does not have internally. These specialties include, but are not limited to such areas as, cost/schedule controls, traffic signal prioritization systems, right of way acquisitions, and Federal Transit Administration Small Starts grant applications.

Gannett Fleming’s performance under the contract has been acceptable overall. The main responsibilities going forward are to provide Construction Management (CM), which was required in the initial solicitation and incorporated in the contract.

Since this contract was initially awarded in July 2012, the revenue service date has been extended from April 2016 to November 2017. Having the continuity of the awarded CM on-board throughout the construction and acceptance of Bid Package #3 (BP3) is in the best interests of the District. Continuing with Gannett Fleming assures program and construction management continuity in the project, minimizes the possibilities for delays, and provides the most likely opportunity for project success.

ADVANTAGES/DISADVANTAGES:

The approval of this time extension will permit the BRT project to continue with its existing team without interruption. There are no disadvantages with this no-cost time extension.

Not approving the extension, would mean that Gannett Fleming would have to stop work on or about April 16, 2016 and the District would be without its PM/CM services consultant for the duration of the project. Without a PM/CM consultant, there is significant risk the project would be delayed, or, perhaps even stopped until this critical staffing issue was resolved.

ALTERNATIVES ANALYSIS:

Two viable alternatives were considered.

- **Use in-house resources to implement BRT.** The magnitude of the on-going work and the broad array of technical specialties required would overwhelm the capacity of District staff before additional staff could be hired.
- **Re-compete the PM/CM contract.** The District could issue a new solicitation for the needed CM and other related services through July 31, 2016, but only if the procurement process were expedited.

PRIOR RELEVANT BOARD ACTIONS/POLICIES:

GM Memo 12-072, Consider Recommendation to Issue a Request for Proposals (RFP) Program Management/Construction Management (PM/CM) for the Bus Rapid Transit Project.

GM Memo 12-072a, Consider approving contract award to Gannett Fleming for Project
Management and Construction Management (PM/CM) Services for the Bus Rapid Transit (BRT) Project.

Staff Report 12-072b, Consider ratification of the Interim General Manager's approval and execution of a contract option with Gannett Fleming for project management/construction management services for the BRT project.

Staff Report 12-072c, Consider ratification of the Interim General Manager’s approval and execution of a contract option with Gannett Fleming for project management/construction management services for the BRT project.

ATTACHMENTS:
None

Executive Staff Approval: Claudia Allen, Chief Financial Officer
Denise C. Standridge, General Counsel

Reviewed by: David Wilkins, BRT Program Director
Mitra Moheb, BRT Senior Project Manager

Prepared by: Jon Medwin, Procurement & Materials Director