

REGIONAL TRANSIT ISSUE PAPER

Agenda Item No.	Board Meeting Date	Open/Closed Session	Information/Action Item	Issue Date
3	04/22/13	Open	Action	04/13/13

Subject: Conditionally Awarding Contract for Purchase of Rail for the South Sacramento Corridor Phase 2 Project

ISSUE

Whether or not to conditionally award contract for purchase of rail for the South Sacramento Corridor Phase 2 Project.

RECOMMENDED ACTION

Adopt Resolution No. 13-04-_____, Conditionally Awarding a Contract for Purchase of Rail to Progress Rail Services Corp. for the South Sacramento Corridor Phase 2 Project.

FISCAL IMPACT

Budgeted:	Yes	This FY:	\$ 2,332,779.30*
Budget Source:	Capital	Next FY:	\$ N/A
Funding Source:	New Starts/Prop1B/STA/Measure A/Developer Fees/Revenue Bonds	Annualized:	\$ N/A
Cost Cntr/GL Acct(s) or Capital Project #:	410.07.03.03.01 SSCP2 –Rail Procurement 410.07.03.03.03 SSCP2 - Rail Procurement Sales Tax	Total Amount:	\$ 2,332,779.30*
Total Budget:	\$ 2,332,779.30*		

*The budget includes 8.5% CA Sales Tax.

Bid Price:	\$2,150,027.00 (Delivery Charges are excluded from Sales Tax)
Sales Tax:	\$ 182,752.30 (to be paid by RT)
Total Cost:	\$2,332,779.30

DISCUSSION

On March 11, 2013, the Board adopted Resolution No.13-03-0038, which rejected all bids and reauthorized solicitation of bids for the Purchase of Rail for the Sacramento Corridor Phase 2 Project. The ITB for rail was re-released on March 18, 2013 and advertised pursuant to the Procurement Ordinance.

On April 3, 2013, the following bids were received:

Progress Rail Services Corporation	\$2,150,027.00
LB Foster Company	\$2,195,398.00

Engineer's Estimate, including a 10% contingency, is \$2,426,710.00.

Approved:

Presented:

Final 04/15/13

General Manager/CEO

Director, Civil and Track

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Progress Rail Services Corporation's bid of \$2,150,027.00 was complete and deemed the responsive low bidder.

Because the bid protest period has not yet expired, Staff recommends the Board conditionally award a contract for Rail Procurement for the South Sacramento Corridor Phase 2 Project to the responsive low bidder, Progress Rail Services Corporation, for an amount not to exceed \$2,150,027.00. The applicable sales tax of \$182,752.30 will be paid by RT directly to the State.

RESOLUTION NO. 13-04-_____

Adopted by the Board of Directors of the Sacramento Regional Transit District on this date:

April 22, 2013

**CONDITIONALLY AWARDING A CONTRACT FOR PURCHASE OF RAIL TO
PROGRESS RAIL SERVICES CORPORATION FOR
THE SOUTH SACRAMENTO CORRIDOR PHASE 2 PROJECT**

BE IT HEREBY RESOLVED BY THE BOARD OF DIRECTORS OF THE SACRAMENTO REGIONAL TRANSIT DISTRICT AS FOLLOWS:

THAT, the Contract between the Sacramento Regional Transit District, therein referred to as "RT," and Progress Rail Services Corporation, therein referred to as "Contractor," whereby Contractor agrees to provide Rail for the South Sacramento Corridor Phase 2 Project, as specified, for an amount not to exceed \$2,150,027.00 is hereby approved, provided that a bid protest is not timely filed.

THAT, the General Manager/CEO is hereby authorized and directed to execute said Contract upon satisfaction of the foregoing contingency.

PATRICK HUME, Chair

A T T E S T:

MICHAEL R. WILEY, Secretary

By: _____
Cindy Brooks, Assistant Secretary