Office of the City Manager

CONSENT CALENDAR
June 25, 2013

To: Honorable Mayor and Members of the City Council

From: Christine Daniel, City Manager

Submitted by: Andrew Clough, Director, Public Works

Subject: Reject Bid and Authorize City Manager to Negotiate in the Open Market – Civic Center Building and Public Safety Building Data Center Upgrades

RECOMMENDATION

Adopt a Resolution:

1. Rejecting the one bid submitted to the City of Berkeley for Specification No. 13-10730-C, Civic Center Building and Public Safety Building Data Center Upgrades Project; and
2. Authorizing the City Manager to negotiate in the open market in accordance with Article XI, Public Works and Supplies, Section 67(a.) of the City Charter.

FISCAL IMPACTS OF RECOMMENDATION

There are no fiscal impacts until a contract will be negotiated.

CURRENT SITUATION AND ITS EFFECTS

The City released Specification 13-10730-C for the Civic Center Building (CCB) and Public Safety Building (PSB) Data Center Upgrades for bid on April 3, 2013. On May 7, 2013 one bid was received from Rodan Builders, Inc. in the amount of $2,138,000 (Base Bid $2,084,000 and Additive Alternate $54,000). The bid exceeds the available budget for the project and is more than $500,000 over the City's estimate. The recommendation that Council reject the bid and authorize the City Manager to negotiate the project in the open market is in accordance with the City Charter Article XI, Public Works and Supplies, Section 67(a.).

BACKGROUND

The CCB and PSB data centers experience heat load and electrical problems that effect functionality and result in unscheduled down time. Public Works staff worked with Information Technology and consultants to develop a design for the two data centers to increase reliability, functionality, and to include a 50% mechanical and electrical growth capacity for the future.

RATIONALE FOR RECOMMENDATION

The City is not able to accept the one bid from Rodan Builders because it exceeds the City's estimate and available budget for the project.

The City does not have the available in-house work force to perform the construction services required for this type of project.

ALTERNATIVE ACTIONS CONSIDERED

The City can reduce the scope of the project and rebid. This action is not recommended because the City Manager believes the City can negotiate a contract that is within the budget that retains the existing project scope.

CONTACT PERSON

Phil Harrington, Deputy Director, Public Works, 981-6661
Lorin Jensen, Supervising Civil Engineer, Public Works, 981-6411
Primitivo Suarez-Wolfe, Assistant Architect, Public Works, 981-6339

Attachments:
1: Resolution
2: Bid Results

RESOLUTION NO. ##,###-N.S.

REJECT BID AND AUTHORIZE NEGOTIATION IN THE OPEN MARKET FOR THE CIVIC CENTER BUILDING AND PUBLIC SAFETY BUILDING DATA CENTER UPGRADES

WHEREAS, the Civic Center Building and Public Safety Building data centers experience heat load and electrical problems that are affecting functionality which results in unscheduled down time. Plans and specifications were produced to increase reliability, functionality, and to include a 50% mechanical and electrical growth capacity for the future; and

WHEREAS, plans and specifications were released for bid on April 3, 2013. On May 7, 2013 one bid was received and the bid exceeded City's estimate and the available budget for the project; and

WHEREAS, staff is recommending Council reject the one bid and authorize the City Manager to negotiate the project in the open market in accordance with the City Charter Article XI, Public Works and Supplies, Section 67(a.); and

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the one bid received for Specification No. 13-10730-C, Civic Center Building and Public Safety Building Data Center Upgrades Project is rejected.

BE IT FURTHER RESOLVED that the City Manager is authorized to negotiate on the open market with a contractor for the Civic Center Building and Public Safety Building Data Center Upgrades project.

Attachment 2

Finance Department
General Services Division

City of Berkeley
Abstract of Bid Worksheet

FOR: Civic Center Building and Public Safety Building Data Center Upgrades

Spec. # 13-10730-C Bid Date: 5/7/13

	Bidders	Base Bid		Nuc Free	Work Force Comp	Opp. States	Living Wage	EBO	Bid Bond	Addenda
1	RODAN BUILDERS	2,084,000							✓	1+2
2										
3										
4										
5										
6										
7										
8										
9										
10										

Bid Recorder: [illegible] 5/7/13

Bid Opener: Kathaleen Grogovich 5/7/13

Project Manager:

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