

**GOLDEN GATE BRIDGE, HIGHWAY AND TRANSPORTATION DISTRICT**

**RESOLUTION NO. 2013-105**

**APPROVE ACTIONS RELATIVE TO CONTRACT NO. 2014-FT-11,  
PROPULSION OVERHAUL AND CAPITAL IMPROVEMENTS  
TO THE M.S. MARIN FERRY**

November 15, 2013

**WHEREAS**, the Board of Directors (Board) of the Golden Gate Bridge, Highway and Transportation District (District) operates Golden Gate Transit ferry service; and,

**WHEREAS**, on October 1, 2013, the District issued an Invitation for Bids for Contract No. 2014-FT-11, *Propulsion Overhaul and Capital Improvements to the M.S. Marin Ferry* (Contract) (Project), and by the bid opening date of October 19, 2013, the District received bids from the following two shipyards: Marine Group Boat Works (Marine Group), LLC, Chula Vista, CA, in the amount of \$525,493.00; and, Bay Ship and Yacht Co. (BSY), Alameda, CA, in the amount of \$651,272.00; and,

**WHEREAS**, both bids exceeded the amount budgeted for the Contract, but included optional items that the District could choose not to include in the awarded scope of work; and,

**WHEREAS**, the lowest bid from Marine Group was not responsive under the Federal Transit Administration regulations that require Buy America certificates to be signed even when, as in this case, the failure to sign the certificate was inadvertent; and, the second bid from BSY exceeded the project budget and could not be justified as fair and reasonable; and,

**WHEREAS**, rejecting all bids and quickly rebidding the Contract will allow the District to maximize competition and receive the lowest possible price, while still keeping to the present Ferry Maintenance Schedule (Schedule); and,

**WHEREAS**, the recommendation to authorize the General Manager to award the rebid Contract without subsequent Board action is due to time constraints related to the overall Schedule; and,

**WHEREAS**, the *M.S. Marin* is scheduled to go to dry-dock on December 2, 2013, which is a fixed date because of the following two issues: 1) the ferryboat's U.S. Coast Guard Certificate of Inspection expires on November 30, 2013, requiring a dry-docking inspection prior to re-issuance; and, 2) the main engines for the *M.S. Marin* are being rebuilt under a separate contract, the schedule of which requires installation in the *M.S. Marin* in the middle of December; and,

**WHEREAS**, these Schedule constraints do not allow for delay of the Contract award until the next Board meeting on December 20, 2013; and,

**RESOLUTION NO. 2013-105**  
**BOARD OF DIRECTORS MEETING OF NOVEMBER 15, 2013**  
**PAGE 2**

**WHEREAS**, the Project is included in the FY 13/14 Ferry Transit Division Capital Budget, at a total cost of \$1,230,000.00, and is financed with \$984,000.00 (80%) Federal Transit Administration grant funds and \$246,000.00 (20%) District funds; and,

**WHEREAS**, the Building and Operating Committee, at its meeting of November 14, 2013, has so recommended; now, therefore, be it

**RESOLVED** that the Board of Directors (Board) of the Golden Gate Bridge, Highway and Transportation District (District) hereby rejects all bids for Contract No. 2014-FT-11, *Propulsion Overhaul and Capital Improvements to the M.S. Marin Ferry* (Contract); and, be it further

**RESOLVED** that the Board hereby authorizes the General Manager to rebid this Contract and to award a contract to the lowest responsive and responsible bidder, subject to the concurrence of the President of the Board, the Chair of the Building and Operating Committee and the Chair of the Finance-Auditing Committee; and, be it further

**RESOLVED** that the Board hereby authorizes the General Manager to establish a Contingency Fund of up to 10% of the amount of the Contract award; and, be it further

**RESOLVED** that requisite funds are available in the FY 13/14 Ferry Transit Division Capital Budget; and, be it further

**RESOLVED** that the General Manager will present a written report of the actions taken relative to the Contract award to the Board at its meeting of December 20, 2013, for ratification.

**ADOPTED** this 15<sup>th</sup> day of November 2013, by the following vote of the Board of Directors:


**AYES (16):** Directors Arnold, Breed, Cochran, Fredericks, Moylan, Pahre, Reilly, Sears, Snyder, Sobel, Theriault, Wiener and Yee; Second Vice President Stroeh; First Vice President Grosboll; President Eddie

**NOES (0):** None

**ABSENT (3):** Directors Belforte, Campos and Rabbitt

  
**James C. Eddie**  
**President, Board of Directors**

**ATTEST:**

  
**Janet S. Tarantino**  
**Secretary of the District**