



**EAST BAY REGIONAL PARK DISTRICT
BOARD OF DIRECTORS MEETING
AGENDA STAFF REPORT**

DATE	September 3, 2024
TITLE	Reject All Bids Received for the San Francisco Bay Trail at Point Molate Project: San Francisco Bay Trail
DIVISION	Acquisition, Stewardship, and Development
FROM	Brian Holt, Chief of Planning, Trails & GIS Ken Wysocki, Assistant General Manager of Acquisition, Stewardship & Development
APPROVED	Sabrina Landreth, General Manager 

RECOMMENDATION

The General Manager recommends that the Board of Directors reject all bids received for the San Francisco Bay Trail at Point Molate Project.

BACKGROUND

The San Francisco Bay Trail at Point Molate project (Project) will connect to the Richmond/San Rafael Bridge bike and pedestrian path at Stenmark Drive and extend north along the San Pablo Bay shoreline, within an easement provided by Chevron Corporation and through the Point Molate Depot property to the historic Winehaven District. The East Bay Regional Park District (Park District) is leading the Project in partnership with the City of Richmond to complete final design, CEQA, NEPA, permitting, construction and construction management of this 2.5 miles of proposed Bay Trail.

The Project consists of two separate and distinct project segments A and B. Construction of Segment A is funded by and will be maintained by the Park District once complete. Construction of Segment B will be funded by the City of Richmond and maintained by the City of Richmond once complete. Both segments will be constructed simultaneously by the Park District.

In August 2021, the Park District entered into a cooperative funding agreement with the City of Richmond that allows for reimbursement to the Park District of actual construction costs for construction and construction management of the City of Richmond's 1.25-mile portion per Board Resolution No. 2021-07-188.

The Park District advertised the construction contract on June 7, 2024, with bids due July 11, 2024. The project was advertised in 13 online plan rooms in addition to advertising in the Daily Pacific Builder and on BPX Printing & Graphics. Five (5) bids were submitted, and GECMS with a base bid of \$9,228,495, was the lowest responsive bid at approximately 10 percent over the consulting engineer's estimate of \$8,307,170.

ANALYSIS

This Project budget has a remaining available balance of \$7,462,845. Authorization of a new construction contract with GECMS in the amount of \$9,228,495 and establishing a 15% construction contingency of \$1,384,274 would total \$10,612,769. This leaves a funding shortfall of \$3,149,924.

The Park District has received grant funding on behalf of the California Natural Resources Agency (CNRA), Metropolitan Transportation Commission, and State of California Department of Parks and Recreation (Rec Trails) for the 1.25-mile extension of Segment A: Bridge to Beach extension of the Project. The City of Richmond has also received grant funding on behalf of the California Natural Resources Agency and State of California Coastal Conservancy for the 1.5-mile extension of the Segment B: Beach to Winehaven extension of the Project. Staff will continue to pursue additional grant funds to be awarded to this project and work with existing grantors to extend grant expiration dates as needed.

FISCAL IMPACT

The Park District received Five (5) bids during the public bidding process, and GECMS Inc. (dba Giron) (GECMS) with a base bid of \$9,228,495, was the lowest responsive bid at approximately 10 percent over the consulting engineer’s estimate of \$8,307,170. The currently available project funding cannot cover the increased construction cost and 15% contingency. See the table below.

PROJECT FUNDING SOURCES	
EBRPD FUNDING	AMOUNT
PRIORITY CONSERVATION AREA GRANT MTC (GS62)	\$ 1,000,000
CA NATURAL RESOURCES AGENCY, TRAILS & GREENWAYS (GS57)	1,202,830
CA STATE PARKS, RECREATIONAL TRAILS PROGRAM (GF13)	900,000
MEASURE CC (MCCT)	1,339,556
MEASURE FF (FS05)	600,000
MEASURE FF (FS14)	150,000
MEASURE WW FUNDS (WP50)	333,500
TWO COUNTY LANDSCAPING AND LIGHTING DISTRICT (DSTC)	750,000
EBRPD FUNDING TOTAL	6,275,886
ENCUMBRANCES TO DATE	(2,856,589)
EBRPD AVAILABLE BALANCE	\$ 3,419,297
CITY OF RICHMOND FUNDING	AMOUNT
RICHMOND MTC / PCA GRANT	\$ 1,000,000
RICHMOND CNRA, TRAILS & GREENWAYS GRANT (PROP 68)	1,000,000
RICHMOND CHEVRON SETTLEMENT & CAPITAL GENERAL FUND	2,043,548
RICHMOND AVAILABLE BALANCE	\$ 4,043,548
TOTAL AVAILABLE BALANCE (GRANTS + PARK DISTRICT + RICHMOND FUNDS)	\$ 7,462,845

USE OF FUNDS	AMOUNT
Construction Contract with GECMS	\$ 9,228,495
Construction Contingency (15%)	1,384,274
TOTAL	\$ 10,612,769

FUNDING SHORTFALL	(\$3,149,924)
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ALTERNATIVES

No alternatives are recommended.



**EAST BAY REGIONAL PARK DISTRICT
RESOLUTION NO. 2024 – 09 -
SEPTEMBER 3, 2024**

**REJECT ALL BIDS RECEIVED FOR THE SAN FRANCISCO BAY TRAIL AT POINT
MOLATE PROJECT: SAN FRANCISCO BAY TRAIL**

WHEREAS, the San Francisco Bay Trail at Point Molate project (Project) will connect to the Richmond/San Rafael Bridge bike and pedestrian path at Stenmark Drive and extend north 2.5 miles along the San Pablo Bay shoreline to the historic Winehaven District.; and

WHEREAS, the Project consists of two separate and distinct project segments A and B to be constructed simultaneously by the Park District. Construction of Segment A is funded by and will be maintained by the Park District once complete, and Segment B will be funded by the City of Richmond and maintained by the City of Richmond once complete; and

WHEREAS, the Park District has received grant funding on behalf of the California Natural Resources Agency, Metropolitan Transportation Commission, and State of California Department of Parks and Recreation for construction of the 1.25-mile Segment A and the City of Richmond has received grant funding on behalf of the California Natural Resources Agency and State of California Coastal Conservancy for the 1.25-mile extension of Segment B; and

WHEREAS, in August 2021, the Park District entered into a cooperative funding agreement with the City of Richmond that allows for reimbursement of actual construction costs to the Park District for construction and construction management of the City of Richmond's 1.25-mile Segment B per Resolution No. 2021-07-188; and

WHEREAS, the Park District advertised the construction contract in 13 online plan rooms in addition to advertising in the Daily Pacific Builder and BPX Printing & Graphics on June 7, 2024, with bids due July 11, 2024; and

WHEREAS, five (5) bids were submitted, and GECMS, Inc. (dba Giron) of San Francisco with a base bid of \$9,228,495 was the lowest responsive bid at approximately 10 percent over the consulting engineer's estimate of \$8,307,170; and

WHEREAS, the cost to award the construction contract to GECMS, Inc. (dba Giron) including the 15% contingency would total \$10,612,769 leaving a funding shortfall of \$3,149,924; and

WHEREAS, the Board of Directors of the East Bay Regional Park District has the discretion to reject all bids;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of the East Bay Regional Park District hereby rejects all bids received for the San Francisco Bay Trail at Point Molate Project; and

BE IT FURTHER RESOLVED that the General Manager is hereby authorized and directed, on behalf of the District and in its name, to execute and deliver such documents and such acts as may be deemed necessary or appropriate to accomplish the intentions of this resolution.

Moved by Director _____, seconded by Director _____, and adopted this 3rd day of September, 2024, by the following vote:

FOR:

AGAINST:

ABSTAIN:

ABSENT: