

**Transportation Committee**

Meeting date: February 25, 2013

For the Council Meeting of February 27, 2013

**ADVISORY INFORMATION**

**Date:** February 18, 2013

**Subject:** Real-Time Signs Contract – Red Line

**District(s), Member(s):** All

**Policy/Legal Reference:** Council Policy 3-3 Expenditures – Procurement of Goods and Services

**Staff Prepared/Presented:** Brian Lamb, General Manager, 612-349-7510  
Marilyn Porter, Director, Engineering & Facilities, 612-349-7689  
Pat Jones, Asst. Director Facilities Engineering, 612-349-7606

Claudius Toussaint, Project Manager, 612-349-7770

**Division/Department:** Engineering & Facilities

**Proposed Action**

That the Metropolitan Council (Council) authorize the Regional Administrator to award and execute a contract with the lowest responsive and responsible bidder, Egan Companies, for furnishing and installing Real-Time Signs and Annunciators at seven Red Line BRT facilities, at a cost of \$633,870.

**Background**

The Work of this Project includes the fabrication and installation of real-time Signs and annunciators. Also included in the work is the integration of the real-time signs with the Council's existing Intelligent Control System and the integration of the annunciators with the existing Annunciator Configuration Utility.

On February 11, 2013, bids were received and opened publicly. Egan Company was the only contractor to submit a bid on the subject project at a bid of \$633,870. A 15% Disadvantaged Business Enterprise (DBE) goal was assigned to the project. The Office of Equal Opportunity (OEO) has approved Egan's commitment. Due to the sole bid, an internal Peer Review of the procurement was performed by Procurement staff as prescribed by Council Procurement Procedure. The Peer Review found that the procurement was consistent with Council policies and practices.

An Independent Cost Estimate (ICE) prepared by our consultant and engineer was \$212,343. In reviewing the ICE and the bid received, it was determined that the ICE was incomplete in that it did not account for some deliverables (extended warranty, interface equipment, project schedule) and misapplied unit costs from previous projects. The ICE utilized unit prices from previous projects with a reasonable inflation value, but did not account for a drastically smaller number of units. Additionally, the local pool of contractors capable of this work is fairly limited. Two plan holders elected to not bid the project.

## **Rationale**

The Regional Administrator ordinarily has authority to execute construction contracts up to \$1,000,000 when bids are within 10% of the Engineer's estimate (Council Expenditure Policy 3-3) as presented prior to bidding. Council authorization is required in this case because the bid exceeded the 10%. However, after analyzing the bids and estimate staff finds the \$633,870 bid from Egan Companies to be fair and reasonable.

## **Funding**

Funding is authorized in Project 35909. The source of funds is a mix of Counties Transit Improvement Board (CTIB), Congestion Mitigation and Air Quality (CMAQ), Federal Transit Administration (FTA), and Regional match.

## **Known Support / Opposition**

Dakota County Regional Railroad Authority and Minnesota Valley Transit Authority staffs are in support of this action. There is no known opposition to this action.