PROCUREMENT SUMMARY

METRO B AND D LINES AUDIO FREQUENCY TRACK CIRCUIT AND INTERLOCKING RELAY LOGIC REPLACEMENT/AE117449000

1.	**Contract Number**: AE117449000	
2.	**Recommended Vendor**: B & C TRANSIT, INC.	
3.	**Type of Procurement (check one):** ☐ **IFB** ☐ **RFP** ☒ **RFP–A&E** ☐ **Non-Competitive** ☐ **Modification** ☐ **Task Order**	
4.	**Procurement Dates**:	
	A. Issued: March 1, 2024	
	B. Advertised/Publicized: March 1, 2024	
	C. Pre-Proposal Conference: March 12, 2024	
	D. Proposals Due: April 18, 2024	
	E. Pre-Qualification Completed: July 11, 2024	
	F. Conflict of Interest Form Submitted to Ethics: April 18, 2024	
	G. Protest Period End Date: October 29, 2024	
5.	**Solicitations Picked up/Downloaded**: 16	**Proposals Received**: 1
6.	**Contract Administrator**: **Ernesto N. De Guzman**	**Telephone Number**: **(213) 922-7267**
7.	**Project Manager**: **Aderemi Omotayo**	**Telephone Number**: **(213) 922-3243**

A. Procurement Background

This Board Action is to approve award of Contract No. AE117449000 to B & C Transit, Inc. issued in support of the Metro B and D Lines Audio Frequency Track Circuit and Interlocking Relay Logic Replacement project. Board approval of contract awards is subject to resolution of any properly submitted protest(s), if any.

On March 1, 2024, Request for Proposal (RFP) No. AE117449 was released as a competitive procurement, in accordance with Metro's Acquisition Policy and the contract type is firm fixed price. The Diversity & Economic Opportunity Department recommended a Small Business Enterprise (SBE) goal of 7% and a Disabled Veteran Business Enterprise (DVBE) goal of 3%.

Four amendments were issued during the solicitation phase of this RFP:

- Amendment No. 1, issued on March 11, 2024, revised Section LOI-01 Notice and Invitation, to include the 7% SBE goal and 3% DVBE goal.
- Amendment No. 2, issued on March 18, 2024, updated the scope of services to add event recorder(s) per location as recommended by the American Railway Engineering and Maintenance-of-Way Association (AREMA), and clarified the insurance requirements for professional services.
- Amendment No. 3, issued on March 19, 2024, added Section LOI – 16 SBE/DVBE PROGRAM to the solicitation.

- Amendment No. 4, issued on March 27, 2024, revised the Proposal due date to April 18, 2024.

A total of sixteen (16) firms downloaded the RFP and were included in the planholder's list. A virtual pre-proposal conference was held on March 12, 2024, and was attended by nine participants representing three firms. Sixty-four questions were received for this RFP and responses were provided prior to the proposal due date.

One proposal was received by the due date of April 18, 2024 from B & C Transit, Inc.

Since only one proposal was received, staff conducted a market survey of the planholders to determine why no other proposals were submitted. Responses were received from four firms and they included the following reasons:

- the scope of services not being within their area of expertise
- product would be incompatible with Metro system
- RFP downloaded for information purposes only

The market survey revealed that the decisions not to propose were based on individual business considerations. Therefore, the solicitation can be awarded as a competitive award.

B. <u>Evaluation of Proposal</u>

A Proposal Evaluation Team (PET) consisting of staff from the Wayside Systems Engineering and Maintenance, and the Facilities Contracted Maintenance Services departments was convened and conducted a comprehensive technical evaluation of the proposal received.

The proposal was evaluated based on the following criteria:

Minimum Qualification Requirements: This is a pass/fail criteria. To be responsive to the RFP minimum qualification requirements, the proposer must meet the following:

1. Proposer shall be a train control equipment manufacturer or train control systems integrator with at least five (5) years of experience in the design, installation, assembling, manufacturing, testing, and integrating a train control system on an active transit system.

2. Proposer must have an active California State Contractor License(s) in the appropriate field(s) for the performance of the work.

The proposer met the minimum qualification requirements and was evaluated based on the following weighted evaluation criteria:

• Experience and Qualifications of the Team	35%
• Experience and Qualifications of the Proposed Key Personnel	20%
• Effectiveness of Management Plan	10%
• Work Plan/Project Approach	35%

The evaluation criteria are appropriate and consistent with criteria developed for other, similar Architecture and Engineering (A&E) procurements. Several factors were considered when developing these weights, giving the greatest importance to the experience and qualifications of the team and the work plan/project approach.

This is an A&E, qualifications-based procurement; therefore, price cannot be used as an evaluation factor pursuant to state and federal law.

During the period of May 9, 2024 to May 23, 2024, the PET independently evaluated and scored the technical proposal and determined that the proposal met the requirements of the scope of services.

A summary of the PET scores is provided below:

1	Firm	Average Score	Factor Weight	Weighted Average Score	Rank
2	**B & C Transit, Inc.**				
3	Experience and Qualifications of the Team	93.34	35.00%	32.67	
4	Experience and Qualifications of the Proposed Key Personnel	96.70	20.00%	19.34	
5	Effectiveness of Management Plan	92.70	10.00%	9.27	
6	Work Plan/Project Approach	80.66	35.00%	28.23	
7	**Total**		**100.00%**	**89.51**	**1**

C. Cost Analysis

The recommended price has been determined to be fair and reasonable based upon an Independent Cost Estimate (ICE), technical analysis, cost analysis, fact finding, and negotiations. Staff successfully negotiated savings of $9,104,000 as a result of the contractor re-engineering some tasks.

Proposal Amount	Metro ICE	Recommended Amount
$68,962,500	$50,650,000	$59,858,500

The variance between the ICE and the recommended amount is due to a 15% rise in the cost of materials since the ICE was developed and the sales tax not being included as part of the ICE.

D. Background on Recommended Contractor

B & C Transit, Inc., founded in 1999, is a transit engineering firm based in Oakland, California, and is a wholly owned subsidiary of Alstom Signaling, Inc. They focus on automated train control design, technical engineering, system installations, field testing, networked and stand-alone control, office monitoring systems, station communications,

and design-build engineering. B & C Transit, Inc. has previously satisfactorily performed work for Metro as a prime contractor and subcontractor.