



**RESOURCE  
MANAGEMENT AGENCY  
COUNTY OF TULARE  
AGENDA ITEM**

**BOARD OF SUPERVISORS**

KUYLER CROCKER  
District One

PETE VANDER POEL  
District Two

AMY SHUKLIAN  
District Three

EDDIE VALERO  
District Four

DENNIS TOWNSEND  
District Five

**AGENDA DATE:** February 26, 2019

Public Hearing Required	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Scheduled Public Hearing w/Clerk	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Published Notice Required	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/> Advertised
Published Notice	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Meet & Confer Required	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Electronic file(s) has been sent	Yes <input checked="" type="checkbox"/>	N/A <input type="checkbox"/>
Budget Transfer (Aud 308) attached	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Personnel Resolution attached	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Agreements are attached and signature line for Chairman is marked with tab(s)/flag(s)	Yes <input checked="" type="checkbox"/>	N/A <input type="checkbox"/>
CONTACT PERSON: Celeste Perez      PHONE: (559) 624-7010		

**SUBJECT:** Re-Bid of CNG Fueling System at the Transit Operations and Maintenance Facility Project

**REQUEST(S):**  
That the Board of Supervisors:

1. Reject all bids received on February 11, 2019 for the Compressed Natural Gas (CNG) Fueling System at the Transit Operations and Maintenance Facility Project; and
2. Approve the re-advertisement for bids for the CNG Fueling System at the Transit Operations and Maintenance Facility Project.

**SUMMARY:**  
Staff is requesting that the bids received on February 11, 2019 for the CNG Fueling System at the Transit Operations and Maintenance Facility (“TOMF”) Project be rejected and the project be re-bid, as there was an unwaiveable error with the low bid and other all bids received were higher than the project’s construction budget.

**Background**

The Tulare County Transit Operations and Maintenance Facility project (“TOMF”), currently under construction, was authorized to bid on August 29, 2017 via Board Resolution No. 2017-0715. Contract award for the TOMF was made on March 20, 2018 via Board Resolution No. 2018-0202. Allocated grant funds for the TOMF project come from the Public Transportation Modernization Improvement, and Service Enhancement Account Program (PTMISEA), and the CalOES Prop 1B Grant Program. Funding has also been allocated from the Local Transportation Fund (LTF) and the State Transit Assistance fund (STA). The TOMF project, which was awarded to Seals Construction of Visalia, CA, originally included plans for the construction of a Compressed Natural Gas (CNG) fueling system capable of

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supporting the fueling demands of the Tulare County Area Transit (TCaT) fleet, specifically 24 buses that are to operate from the TOMF.

Funding for the CNG fueling system portion of the TOMF project was to be provided via a Congestion Mitigation and Air Quality Improvement (CMAQ) grant from the Federal Highway Administration (FHWA). Administration of the CMAQ grant is delegated from the FHWA to the California Department of Transportation (Caltrans). Due to funding constraints, the CNG Fueling System was removed from the scope of the TOMF project and revised plans and specifications were completed to reflect the CNG Fueling System Project as independent from the TOMF. By making the CNG Fueling System an independent project, constraints imposed by Caltrans, the grant administrator, were satisfied.

### **Bid Received**

Construction documents were approved and the project was authorized to bid on January 15, 2019. The CNG Fueling System at the TOMF was advertised on January 22, 2019, the bid opening was held on February 11, 2019, a total of three bids were submitted.

<b>Contractor</b>	<b>Bid</b>
Hobbs Construction Inc.	\$1,995,572.50
Fueling and Service Technologies Inc. (FASTECH)	\$2,770,796.00
EFS West Inc.	\$3,032,902.00
<b>Engineer's Estimate</b>	<b>\$2,300,378.25</b>

The apparent low bidder, Hobbs Construction Inc. made an error that cannot be waived, in failing to have a completed sub-contractor's list form. As such, this bid cannot be considered responsive.

The two remaining bids that were received exceed the total allocated funds for the project. Due to the fact that these bids exceed allocated project funds, it is the recommendation of staff that the project be re-bid.

Section 000100, Instructions to Bidders, Bids, Item I of the project specifications explicitly states that the "County reserves the sole discretion to reject any or all bids or to waive informalities in the Bid Form or the bid process".

### **FISCAL IMPACT/FINANCING:**

No Net County Cost.

This project is funded by \$1,850,000 of CMAQ funds and \$200,000 of Measure R funds. Excess funds required for the construction of the CNG Fueling System will be provided by other grants already designated for the TOMF project, such as the PTMISEA, LTF, and the STA fund.

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**LINKAGE TO THE COUNTY OF TULARE STRATEGIC BUSINESS PLAN:**

This County's Strategic Business Plan includes the Safety and Security strategic initiative, which includes a goal to improve and maintain an adequate transportation infrastructure. This project would be part of the transportation infrastructure in the County and would serve as important infrastructure for the County's public transit system.

**ADMINISTRATIVE SIGN-OFF:**



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Reed Schenke, P.E.  
Director

cc: County Administrative Office

**BEFORE THE BOARD OF SUPERVISORS  
COUNTY OF TULARE, STATE OF CALIFORNIA**

IN THE MATTER OF RE-BID OF THE CNG )  
FUELING SYSTEM AT THE TRANSIT ) Resolution No. \_\_\_\_\_  
OPERATIONS AND MAINTENANCE )  
FACILITY PROJECT )

UPON MOTION OF SUPERVISOR \_\_\_\_\_, SECONDED BY  
SUPERVISOR \_\_\_\_\_, THE FOLLOWING WAS ADOPTED BY THE  
BOARD OF SUPERVISORS, AT AN OFFICIAL MEETING HELD FEBRUARY 26,  
2019, BY THE FOLLOWING VOTE:

AYES:  
NOES:  
ABSTAIN:  
ABSENT:

ATTEST: JASON T. BRITT  
COUNTY ADMINISTRATIVE OFFICER/  
CLERK, BOARD OF SUPERVISORS

BY: \_\_\_\_\_  
Deputy Clerk

\* \* \* \* \*

1. Rejected all bids received on February 11, 2019 for the CNG Fueling System at the Transit Operations and Maintenance Facility Project; and
2. Approved the re-advertisement for bids for the CNG Fueling System at the Transit Operations and Maintenance Facility Project.