



Office of the City Manager

CONSENT CALENDAR

January 16, 2024

To: Honorable Mayor and Members of the City Council
From: Dee Williams-Ridley, City Manager
Submitted by: Scott Ferris, Director, Parks Recreation & Waterfront
Subject: Contracts: As-needed Derelict Vessel and Debris Removal and Disposal Services

RECOMMENDATION

Adopt three (3) Resolutions authorizing the City Manager to execute the following contracts, and any amendments, extensions, or other change orders for derelict vessel and debris removal and disposal services as-needed, each for a period of January 17, 2024 to January 16, 2026:

1. Lind Marine, for an amount not to exceed \$162,000.
2. Power Engineering Construction, for an amount not to exceed \$162,000.
3. Silverado Contractors, for an amount not to exceed \$162,000.

FISCAL IMPACTS OF RECOMMENDATION

Funding is available in the FY 2024 budget for the California Division of Boating and Waterways SAVE 2022 Grant (Fund 607) and in the Marina Minor Maintenance Fund (Fund 608). Additional FY 2024 SAVE 2023 Grant funding will be recommended for appropriation through the second amendment to the appropriations ordinance in Fund 607.

CURRENT SITUATION AND ITS EFFECTS

The Berkeley Marina requires regular removal of abandoned boats and marine debris from the harbor waters. Each year, approximately five to ten vessels get abandoned by their owners at the Berkeley Marina. These vessels occupy slips in the Berkeley Marina that could otherwise be used to generate dockage revenue for the City. They are a visual blight on our Marina and harm our reputation. Most often, vessels are abandoned because the owners because they lack funds needed for repairs, for dockage fees, or both. Due to the age and neglect of the vessels, they have no value, are not sea-worthy, and are likely to sink. There are also times when large marine debris such as broken dock sections need to be removed from the Marina. Upon execution of these contracts and subsequent task orders, the contractor will be able to safely remove vessels or debris from the Marina, take them back to their shipyard, and properly dispose of them in accordance with federal and state regulations.

BACKGROUND

Responsibility for derelict and abandoned vessels, unfortunately, often falls on public agencies. For the past 20 years, the Division of Boating and Waterways has provided grant funding assistance to public agencies to properly remove, store, and dispose of abandoned, wrecked, or dismantled vessels or any other partially submerged objects that pose a substantial hazard to navigation, from navigable waterways or adjacent public property, or private property with the landowner's consent.

In 2022, the City received a SAVE grant (SAVE 2023) from the California Division of Boating and Waterways in the amount of \$60,000. In 2023, the City received an additional SAVE grant (SAVE 2024) in the amount of \$60,000.

On October 27, 2023, the City published a Request for Qualifications (RFQ) seeking qualified firms or individuals to provide Derelict Vessel/Debris Removal & Disposal services on an as-needed basis (Specification No. 24-11618-C). On November 21, 2023, the City received Statements of Qualifications (SOQs) from three (3) marine construction firms. A panel of City staff reviewed the SOQs and selected Lind Marine, Power Engineering Construction, and Silverado Contractors as the best qualified firms to meet the City's needs.

ENVIRONMENTAL SUSTAINABILITY AND CLIMATE IMPACTS

Derelict, abandoned, and sunken vessels pose a navigational and environmental hazard to the Bay waters at the waters and shoreline of the Berkeley Marina. Removal and proper disposal of these vessels contributes to the improvement of water quality of the waters of the Bay.

RATIONALE FOR RECOMMENDATION

The Parks, Recreation, and Waterfront Department has the primary responsibility for removing derelict and abandoned vessels from local waters. This contract will allow the City to safely remove these potential environmental and navigational hazards from the Berkeley Marina.

CONTACT PERSON

Alexandra Endress, Waterfront Manager, 981-6737

Sean Crothers, Waterfront Supervisor, 981-6744

Attachments:

1. Resolution: Contract with Lind Marine
2. Resolution: Contract with Power Engineering Construction
3. Resolution: Contract with Silverado Contractors

RESOLUTION NO. ##,###-N.S.

CONTRACT: LIND MARINE FOR AS-NEEDED DERELICT VESSEL/DEBRIS
REMOVAL AND DISPOSAL SERVICES

WHEREAS, each year, approximately five to ten vessels get abandoned by their owners at the Berkeley Marina because they lack funds to repair the vessels or they lack funds to pay for their dockage fees. Due to the age and neglect of the vessels, they have no value, are not sea-worthy, and are likely to sink. These vessels occupy slips in the Berkeley Marina that could otherwise be used to generate dockage revenue for the City, and these vessels are a visual blight on our Marina and harm our reputation; and

WHEREAS, on October 27, 2023, the City published a Request for Qualifications seeking firms or individuals to provide As-needed Derelict Vessel/Debris services (Specification No. 24-11618-C); and

WHEREAS, on November 21, 2023, the City received three (3) submissions, which were reviewed and rated; and

WHEREAS, Lind Marine was determined to be fully qualified and responsive to the City's request; and

WHEREAS, the desired marine construction firms will be available on an as-needed basis over a two-year period for an amount not to exceed \$162,000; and

WHEREAS, funding is available in the FY 2024 budget in the California Division of Boating and Waterways SAVE 2022 Grant (Fund 607) and the Marina Minor Maintenance Fund (Fund 608). Additional FY 2024 SAVE 2023 Grant funding will be recommended for appropriation through the second amendment to the appropriations ordinance in Fund 607.

NOW THEREFORE, BE IT RESOLVED that the Council of the City of Berkeley authorizes the City Manager to execute a contract and any amendments, extensions, or change orders with Lind Marine for as-needed Derelict Vessel/Debris services for the contract period of January 17, 2024 to January 16, 2026 in an amount not to exceed \$162,000. A record signature copy of the agreement and any amendments to be on file in the Office of the City Clerk.

RESOLUTION NO. ##,###-N.S.

CONTRACT: POWER ENGINEERING FOR AS-NEEDED DERELICT
VESSEL/DEBRIS REMOVAL AND DISPOSAL SERVICES

WHEREAS, each year, approximately five to ten vessels get abandoned by their owners at the Berkeley Marina because they lack funds to repair the vessels or they lack funds to pay for their dockage fees. Due to the age and neglect of the vessels, they have no value, are not sea-worthy, and are likely to sink. These vessels occupy slips in the Berkeley Marina that could otherwise be used to generate dockage revenue for the City, and these vessels are a visual blight on our Marina and harm our reputation; and

WHEREAS, on October 27, 2023, the City published a Request for Qualifications seeking firms or individuals to provide As-needed Derelict Vessel/Debris services (Specification No. 24-11618-C); and

WHEREAS, on November 21, 2023, the City received three (3) submissions, which were reviewed and rated; and

WHEREAS, Power Engineering was determined to be fully qualified and responsive to the City's request; and

WHEREAS, the desired marine construction firms will be available on an as-needed basis over a two-year period for an amount not to exceed \$162,000; and

WHEREAS, funding is available in the FY 2024 budget in the California Division of Boating and Waterways SAVE 2022 Grant (Fund 607) and the Marina Minor Maintenance Fund (Fund 608). Additional FY 2024 SAVE 2023 Grant funding will be recommended for appropriation through the second amendment to the appropriations ordinance in Fund 607.

NOW THEREFORE, BE IT RESOLVED that the Council of the City of Berkeley authorizes the City Manager to execute a contract and any amendments, extensions, or change orders with Power Engineering for as-needed Derelict Vessel/Debris services for the contract period of January 17, 2024 to January 16, 2026 in an amount not to exceed \$162,000. A record signature copy of the agreement and any amendments to be on file in the Office of the City Clerk.

RESOLUTION NO. ##,###-N.S.

CONTRACT: SILVERADO CONTRACTORS FOR AS-NEEDED DERELICT VESSEL/DEBRISREMOVAL AND DISPOSAL SERVICES

WHEREAS, each year, approximately five to ten vessels get abandoned by their owners at the Berkeley Marina because they lack funds to repair the vessels or they lack funds to pay for their dockage fees. Due to the age and neglect of the vessels, they have no value, are not sea-worthy, and are likely to sink. These vessels occupy slips in the Berkeley Marina that could otherwise be used to generate dockage revenue for the City, and these vessels are a visual blight on our Marina and harm our reputation; and

WHEREAS, on October 27, 2023, the City published a Request for Qualifications seeking firms or individuals to provide As-needed Derelict Vessel/Debris services (Specification No. 24-11618-C); and

WHEREAS, on November 21, 2023, the City received three (3) submissions, which were reviewed and rated; and

WHEREAS, Silverado Contractors was determined to be fully qualified and responsive to the City's request; and

WHEREAS, the desired marine construction firms will be available on an as-needed basis over a two-year period for an amount not to exceed \$162,000; and

WHEREAS, funding is available in the FY 2024 budget in the California Division of Boating and Waterways SAVE 2022 Grant (Fund 607) and the Marina Minor Maintenance Fund (Fund 608). Additional FY 2024 SAVE 2023 Grant funding will be recommended for appropriation through the second amendment to the appropriations ordinance in Fund 607.

NOW THEREFORE, BE IT RESOLVED that the Council of the City of Berkeley authorizes the City Manager to execute a contract and any amendments, extensions, or change orders with Silverado Contractors for as-needed Derelict Vessel/Debris services for the contract period of January 17, 2024 to January 16, 2026 in an amount not to exceed \$162,000. A record signature copy of the agreement and any amendments to be on file in the Office of the City Clerk.

