



Office of the City Manager

RECESS ITEM
CONSENT CALENDAR
 May 7, 2024

To: Honorable Mayor and Members of the City Council

From: Dee Williams-Ridley, City Manager

Submitted by: Scott Ferris, Director, Department of Parks, Recreation, and Waterfront

Subject: Construction Contract: THE DUTRA GROUP for the Docks D & E Replacement Project at the Berkeley Marina

RECOMMENDATION

Adopt a Resolution ratifying the action taken by the City Manager during recess:

1. Approving the plans and specifications for the Berkeley Marina Docks D & E Replacement Project (Bid Specification No. 24-11633-C); and
2. Accepting the bid of THE DUTRA GROUP as the lowest responsive and responsible bidder on the Project; and
3. Authorizing the City Manager to execute a contract and any amendments, extensions or other change orders until completion of the project in accordance with the approved plans and specifications, with THE DUTRA GROUP, for the Berkeley Marina Docks D & E Replacement Project, in an amount not to exceed \$8,593,200, which includes a contract amount consisting of base bid of \$7,812,000 and a 10% contingency in the amount of \$781,200.

NEGATIVE EFFECT IF ACTION IS DELAYED UNTIL AFTER COUNCIL RECESS

The Docks D & E Replacement Project is partially funded by FY2022 State Budget Allocation and administered by State Coastal Conservancy (SCC) which requires that the construction be completed by November, 2025. The project has a very long lead time for the procurement of specialized material and equipment for the Docks D & E Replacement Project. Awarding this construction contract as soon as possible will significantly increase the City's ability to complete the work by the funding deadline of November 2025.

FISCAL IMPACTS OF RECOMMENDATION

Funding is available in FY 2024 CIP Fund (Fund 501) and FY 2024 CIP-Internal Loan. Funding will be recommended for appropriation in FY 2024 through the second amendment to the appropriations ordinance in the State Coastal Conservancy Grant (Fund 606).

Construction contract: The Dutra Group for Berkeley Marina Docks D & E Replacement Project

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No other funding is required, and no other projects will be delayed due to this expenditure.

THE DUTRA GROUP CONSTRUCTION (lowest bid)	\$7,812,000
10% Contingency	\$781,200
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Total construction cost	\$8,593,200

FY2024 State Coastal Conservancy Grant	\$4,305,346
FY2024 CIP-General Fund.....	\$36,454
FY2024 CIP Internal Loan.....	\$4,251,400
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Total construction cost	\$8,593,200

CURRENT SITUATION AND ITS EFFECTS

Berkeley Marina Docks D & E Replacement Project is a Strategic Plan Priority Project, advancing our goal of providing provide state-of-the-art, well-maintained infrastructure, amenities, and facilities.

The Berkeley Marina Docks D & E Replacement Project was duly advertised for competitive bids on January 31, 2024, and bids were opened on March 14, 2024. Four (4) bids were received ranging from a low base bid of \$7,812,000 to a high base bid of \$8,765,000, as detailed in Attachment 2: Bid Abstract. The Dutra Group of San Rafael, CA was the lowest responsive and responsible bidder with a base bid of \$7,812,000. References for The Dutra Group proved satisfactory. Therefore, Staff recommends the contract be awarded to The Dutra Group.

The Living Wage Ordinance does not apply to this project since Public Works construction contracts are, pursuant to City policy, subject to State prevailing wage laws. Contractor will submit a Certification of Compliance with the Equal Benefits Ordinance. The Community Workforce Agreement applies to this project because the estimated value of the project exceeds \$500,000. As a result, the successful bidder and all subcontractors will be required to sign an agreement to be bound by the terms of the Agreement. Construction is expected to begin in August, 2024 and be completed by November, 2025.

BACKGROUND

The Berkeley Marina is one of the largest marinas in the East Bay. It is a highly valued community resource offering recreational opportunities and open space amenities for both local residents and visitors throughout the Bay Area. It contains a range of facilities: a hotel, restaurants, marina-related offices, 1,000 boat slips, the Berkeley Pier, and the trails and open space at Cesar Chavez Park and McLaughlin Eastshore State Park.

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The floating dock system at Docks D and E was constructed in the early 1970s and is well past the original expected useful life of 15 years. About 40 to 50 percent of the slips have degraded to the point of being unusable. Despite on-going maintenance efforts, the docks continue to present safety hazards due to broken and rotted deck planking, many areas on the docks have torqued due to water intrusion into the dock floats, most of the old-chemical treated timber piles are rotted or collapsed at the water line, and the electrical service is largely the original construction that has failed a number of times. Age-related deterioration was exacerbated by a 2009 storm event that caused significant damage to the end slips. In addition to structural problems, the original design of both docks does not meet current ADA accessibility standards, and does not support the current trend for longer recreational vessels.

This project will replace the entire floating dock system with an improved system that consists of: ADA slips and gangway, longer lasting concrete docks, chemically-inert concrete piles, code compliant utilities such as electrical, potable water and fire suppression systems, along with landside improvements as such a new security gate structure and shoreline slope protection.

ENVIRONMENTAL SUSTAINABILITY AND CLIMATE IMPACTS

The construction contract includes requirements to comply with the City's Environmentally Preferable Purchasing Policy. The work will also comply with the conditions contained in the Bay Conservation Development Commission (BCDC) Permit, US Army Corps of Engineers Permit, and San Francisco Bay Regional Water Quality Control Board Permit.

RATIONALE FOR RECOMMENDATION

This project is part of the City's ongoing effort to update and maintain the deteriorated infrastructure at the Berkeley Marina. The project will help the City advance Strategic Plan Long-term goal number 1 to provide state-of-the-art, well-maintained infrastructure, amenities, and facilities.

ALTERNATIVE ACTIONS CONSIDERED

None

CONTACT PERSON

Scott Ferris, Director, Parks Recreation & Waterfront, 981-6700
Nelson Lam, Supervising Civil Engineer, PRW, 981-6395

Attachments:

- 1: Resolution
- 2: Bid Abstract Summary

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

CONSTRUCTION CONTRACT: THE DUTRA GROUP FOR THE BERKELEY MARINA
DOCKS D & E REPLACEMENT PROJECT

WHEREAS, the existing floating dock system at Docks D & E at the Berkeley Marina was originally constructed in the 1960s and has well past the original expected useful life of 15 years, it is in need of replacement; and

WHEREAS, the City has neither the labor nor the equipment necessary to undertake this project; and

WHEREAS, an invitation for bids was duly advertised on January 31, 2024, bids were opened on March 14, 2024, and the City received four (4) bids; and

WHEREAS, the bid from THE DUTRA GROUP was the lowest responsive, responsible bid of \$7,812,000, and references for THE DUTRA GROUP were provided and checked out satisfactorily; and

WHEREAS, funding is available in FY 2024 CIP Fund (Fund 501) and FY 2024 CIP-Internal Loan. Funding will be recommended for appropriation in FY 2024 through the second amendment to the appropriations ordinance in the State Coastal Conservancy Grant (Fund 606).

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the Council ratifies the action taken by the City Manager to approve the Plans and Specification No. 24-11633-C for the Berkeley Marina Docks D & E Replacement Project; and to execute a contract and any amendments, extensions, or change orders until completion of the project in accordance with the approved plans and specifications with THE DUTRA GROUP for the Berkeley Marina Docks D & E Replacement Project in an amount not to exceed \$8,593,200, which includes a contract amount consisting of base bid plus allowance of \$7,812,000 and a 10% contingency in the amount of \$781,200 for unforeseen circumstances. A record signature copy of the agreement and any amendments to be on file in the Office of the City Clerk.



**City of Berkeley
Abstract of Bid Worksheet**

Finance Department
General Services Division



Bid Date: 3.14.2024
Spec. # 24-11633-C

FOR: [D&E Dock Replacement Project](#)

required w/ bid

	Bidders	Base Bid	Addenda (2)	Bid Bond	Reg / Exp	Subcontractors	Non-Collusion	CERTS
1	The Dutra Group	\$7,812,000.00	X	X	X	X	X	X
2	Manson Construction Co.	\$8,765,000.00	X	X	X	X	X	X
3	Power Engineering Construction Co.	\$8,360,100.00	X	X	X	X	X	X
4	Vortex Marine Construction, Inc.	\$8,180,000.00	X	X	X	X	X	X
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Attachment 2 - Bid Abstract

Bid Recorder:	Josh Roben	 <small>Josh Roben (Mar 14, 2024 15:07 PDT)</small>	Date	<u>Mar 14, 2024</u>
Bid Opener:	Darryl Sweet	 <small>Darryl Sweet</small>	Date	<u>Mar 14, 2024</u>
Project Manager:	Jesús Espinoza	 <small>Jesús Espinoza (Mar 14, 2024 14:36 PDT)</small>	Date	<u>Mar 14, 2024</u>

