



FORTY NINERS STADIUM MANAGEMENT COMPANY

Date: November 30, 2021

To: Jim Mercurio
Executive Vice President & General Manager

From: Jenti Vandertuig
Procurement Director

Subject: Recommendation for Award RFB FY21-0019 Levi's Stadium Sewage
Ejector Lift Station Project

Recommendation

1. Recommend approval and award of a one-time agreement to Bartley Pump PM, LLC in the amount of \$188,000 to replace pumps, floats, and controls at sewage ejector lift stations in Quadrants A, B, C, and D on the 100 level at Levi's Stadium;
2. Authorize Stadium Manager to execute any and all documents associated with, and necessary for the award, completion, and acceptance of this Project; and
3. Authorize Stadium Manager to execute change orders up to approximately 10% of the contract cost, or \$18,800, for a total not to exceed amount of \$206,800.

Solicitation Process

Forty Niners Stadium Management Company LLC ("Stadium Manager") has a need to replace the pumps, floats, and controls at sewage ejector lift stations in Quadrants A, B, C, and D on the 100 level at Levi's Stadium ("Stadium"). The existing lift stations were installed as part of the original construction of the Stadium. The replacement of the pumps, floats, and controls at sewage ejector lift stations was approved as part of the FY21/22 Santa Clara Stadium Authority ("SCSA") Capital Expenditures budget.

On October 29, 2021, Stadium Manager issued a Request for Bids ("RFB") FY21-0019 to replace the pumps, floats, and controls at sewage ejector lift stations in Quadrants A, B, C, and D on the 100 level at the Stadium. The project involved the removal and disposal of existing equipment, furnishing and installation of new equipment, and the start-up and commissioning of the lift stations after installation.

Stadium Manager published the RFB on Bonfire Interactive, Stadium Manager's eProcurement portal <https://49ers.bonfirehub.com/portal/>. In addition to inviting a list of suppliers on our established supplier list, Stadium Manager also selected suppliers registered on the portal with specific commodity codes offering infrastructure maintenance and repair services and plumbing construction services.

On November 3, 2021, Stadium Manager published the Notice Inviting Bids related to this project in the San Jose Mercury News publication. Notices were also emailed on October 29, 2021 to the Builders' Exchange of Santa Clara County and Minority Business Consortium to communicate with their respective member communities.

Stadium Manager determined the need to specify a sole brand for the replacement of the sewage ejector pumps and provided the following reasons to specify Weil pumps as a sole brand in the RFB:

"The existing pumps, floats, control rails, flanges, etc., are all components by Weil pump manufacturing. Weil pumps brand is specified for the repair Project for the following reasons:

- The existing assembly utilizes Weil pumps, controllers, cables, quick connect flanges and floats. If another pump manufacturer is provided for only the pumps there will be compatibility issues with control and potential connection issues to the existing flanges.
- The only viable solution to utilizing another manufacturer would be to replace all the components of the system to ensure a properly functioning system. This would include the pumps, wiring, controls, flanges and floats that would result in additional cost to the project. This would prevent utilizing two manufacturers' products that would cause accountability issues.
- The sewage ejector pumps are slicer pumps. These pumps are provided in stadium environments where items and debris get into the sanitary system unique to other facilities. The slicer pumps were developed by Weil to perform the same as grinder pumps but offer a higher lift capacity which is required due to the height of the stadium field level to get to the gravity sanitary outlet."

Accordingly, in order to match existing products in use and ensure compatibility related to the lift station system functioning as a whole, designating Weil brand pumps is warranted.

Stadium Manager held a non-mandatory pre-bid conference on November 8, 2021 at 11:00 a.m. (PT) to provide an overview of the project and answer any questions from

prospective bidders. The RFB provided prospective bidders the option to schedule on-site visits to the Stadium with a specific deadline.

Electronic bid submissions were due on or before November 22, 2021 at 3:00 p.m. (PT). Six bids were received on or before the closing due date and time from the following firms:

Bidder	Base Bid Amount Alternate Bid Amounts
Group H Construction Inc.	Base Bid: \$190,000 Alternate No. 1: \$95,000 Alternate No. 2: \$95,000
Stephen Ciari Plumbing & Heating, Inc.	Base Bid: \$125,784 Alternate No. 1: \$62,892 Alternate No. 2: \$62,892
Fort Bragg Electric	Base Bid: \$112,552 Alternate No. 1: \$56,276 Alternate No. 2: \$56,276
ACCO Engineered Systems	Base Bid: \$148,102 Alternate No. 1: \$74,051 Alternate No. 2: \$74,051
Bartley Pump PM, LLC	Base Bid: \$94,000 Alternate No. 1: \$47,000 Alternate No. 2: \$47,000
Telstar Instruments	Base Bid: \$124,808 Alternate No. 1: \$62,404 Alternate No. 2: \$62,404

Public Bid Opening

A public bid opening was held on November 22, 2021 at 4:00 p.m. (PT). The RFB provided the public bid opening webcast information including a meeting ID and password for bidders to log on via Zoom to attend. Several bidders were in attendance. Stadium Manager announced the receipt of six bids on or before the due date and time,

announced the name of each bidder and the bid amount. Bartley Pump PM, LLC was declared the apparent low bidder with a base bid amount of \$94,000.

Evaluation of Apparent Low Bidder

Stadium Manager reviewed the bid from Bartley Pump PM, LLC and determined the bid to be responsive and responsible. The review verified that all the required forms were submitted and completed properly, the bid schedule contained no arithmetic errors, and the bid bond is authorized. Stadium Manager also confirmed that Bartley Pump PM, LLC is authorized to do business in California, is appropriately licensed with the California Contractors State License Board, and is registered with the Department of Industrial Relations. Stadium Manager checked references to validate that Bartley Pump PM, LLC was responsible.

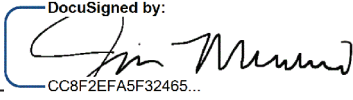
Next Steps

In accordance with the RFB documents, Stadium Manager has the sole discretion to include any, all, or none of the Alternate Bid items. The Total Bid Price, inclusive of the Base Bid, Alternate No. 1 and Alternate Bid No. 2, is \$188,000. The Base Bid cost includes the replacement of pumps, floats, and controls at sewage ejector lift stations in Quadrants A and B, and the Alternate No. 1 and Alternate No. 2 includes the cost for the replacement of pumps, floats and controls in the lift stations in Quadrants C and D. The cost of this purchase is covered in the FY 21/22 SCSA Capital Expenditures budget referenced under Plumbing, Lift Station. The approved budgeted amount is \$210,000.

Once Stadium Manager receives approval from the SCSA Board, an agreement (detailed in the RFB) will be executed with Bartley Pump PM, LLC and a fully executed copy of the agreement will be forwarded to the Board. In addition, Stadium Manager requests authorization to issue change orders up to 10% of the agreement which will allow Stadium Manager to take timely administrative action, if required, and not delay completion of the Project. An allocation of approximately 10% of the contract cost, or \$18,800, for a total not to exceed amount of \$206,800 is within the SCSA Board approved budget for the project.

Supporting documentation has been provided for review and approval. The cost for advertising the RFB in the San Jose Mercury News publication for one day is \$803.91. Stadium Manager's request to publish legal notices in the San Jose Mercury News for various solicitations, including public works, was approved by the SCSA Board on July 13, 2021. This is a public works project.

Submitted By:  _____ Date: 11/30/2021
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Jenti Vandertuig, Procurement Director

Approved By:  _____ Date: 11/30/2021
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Jim Mercurio, Executive Vice President & General Manager