


M E M O

Alameda Corridor Transportation Authority

To: Governing Board

Meeting Date: May 16, 2024

From: Michael C. Leue, Chief Executive Officer 

Subject: APPROVE Agreement for On-call Engineering Services with Moffatt & Nichol (C0921) for a term of 5 years and compensation not-to-exceed \$10,000,000

Recommendation:

Approve the proposed Agreement No. C0921 with Moffatt & Nichol for on-call engineering services in an amount not-to-exceed \$10,000,000 for a five-year term and authorize the Chief Executive Officer or his designee to execute said agreement.

Discussion:


ACTA's core competency and capabilities of employed staff are related to contract administration, accounting and accounts payable activities. ACTA has always relied on contracted services to provide engineering and technical support. Prior to the subject agreement, the Alameda Corridor Engineering Team, a Joint Venture of four engineering firms, provided various engineering services. As the sunset of the ACET agreement term approached, the Governing Board directed that the contract for engineering services should be renewed using a competitive selection process.

Through an On-call Engineering Services Request for Proposals (RFP), ACTA advertised seeking well-qualified and experienced engineering firms to be available to provide on-call engineering services in support of Alameda Corridor operations and maintenance. Services are to be provided on an as-needed basis through Contract Task Orders (CTO) issued by ACTA to the Consultant during the term of the Agreement. Sample types of engineering services that might be requested by CTO are listed in Transmittal 1, Agreement Scope of Work.

Selection Process:

On December 28, 2023, the On-call Engineering Services RFP was posted on the ACTA website. Notice of its availability was advertised on the web-based procurement systems hosted by the two ports: the Port of Los Angeles' Los Angeles Business Assistance Virtual Network (LABVN) and Port of Long Beach's PlanetBids. Questions were due on January 16, 2024, and ACTA responses to questions were posted on January 19, 2024. Proposals were due on February 1, 2024.

Four proposals were received by the February 1, 2024, due date, as shown in Transmittal 2. A panel consisting of ACTA's CEO and one representative from each of the Port of Los Angeles, Port of Long Beach and Metrolink Engineering Divisions was selected to review and evaluate the written proposals using criteria set forth in the RFP. The evaluation criteria included: the firm's and subconsultants' qualifications; project team organization and



management; experience and qualifications of proposed personnel, hourly rates, and clarity and responsiveness of the proposal.

The proposals were ranked based on the panel’s review using the evaluation criteria. One proposal, Moffatt & Nichol’s, was unanimously ranked the highest by all panel members with such a high margin that the panel did not believe interviews would affect that ranking. As a result of the final scoring of the proposals (See Transmittal 2), overseen by ACTA’s Chief Operating Officer, the evaluation panel recommends that the Board approve an agreement with Moffatt & Nichol, attached in Transmittal 3.

The Moffatt & Nichol team is composed of firms with diverse and inclusive make-up, as shown in table below:

<u>Subconsultant Name</u>	<u>SBE</u>	<u>VSBE</u>	<u>MBE</u>	<u>WBE</u>	<u>DVBE</u>
Anil Verma Associates, Inc.	x				
Arellano & Associates	x		x	x	
BDI					
Earth Mechanics, Inc.	x				
Hatch					
LIN Consulting, Inc.	x	x	x		
Lynn Capouya Inc.	x	x		x	
MA Engineering	x	x	x		x
RSE	x				
Scola and Associates		x			
Transportation Analytic Services	x				
Valle & Associates, Inc.	x				

Budget Impact:

The contract value of \$10 million over 5 years will provide for \$2 million per year for On-call Engineering services. This budget amount is based on ACTA’s proposed “Hybrid Organization,” as previously presented to the Governing Board, which transitions from the past budgets for ACET to a combination of on-call services and in-house staffing.

Funds of approximately \$2 million for the first year of On-call Engineering services are included in the FY25 Program and Operating Budget under *Professional Services* and *Expenses for Public Benefit* line items, plus the *M&O/Capital Reserve Support Service* in the Operations & Maintenance budget. Funds for future fiscal years will be brought to the Governing Board for approval each year.

Co-General Counsel Review:

ACTA’s Co-General Counsel has reviewed and approved the proposed Agreement as to form.

Transmittals:

- Transmittal 1 – Agreement Scope of Work
- Transmittal 2 – List of Proposing Firms and Scores
- Transmittal 3 – Agreement No. C0921 with Moffatt & Nichol