



Office of the City Manager

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, Parks Recreation & Waterfront  
 Subject: Contract No. 32200098 Amendment: ERA Construction, Inc. for  
 O & K Docks Electrical Upgrades Project

RECOMMENDATION

Adopt a resolution authorizing the City Manager to execute an amendment to Contract No. 32200098 with ERA Construction, Inc. for the O & K Docks Electrical Upgrades Project, increasing the amount by \$129,000 for an amended total amount not to exceed \$1,467,000.

FISCAL IMPACTS OF RECOMMENDATION

This contract amendment will add an additional \$129,000 to the existing construction contract with ERA Construction, Inc. to cover the change orders needed to complete the project. The funding for this contract amendment is available in the FY2024 Marina Fund (Fund 608) budget due to carryover from prior year project funds. No other funding is required, and no other projects will be delayed due to this expenditure.

CURRENT SITUATION AND ITS EFFECTS

The contract with ERA Construction, Inc. for the O & K Docks Electrical Upgrades Project was executed on November 2, 2021 for a total amount not to exceed \$1,200,000, including a construction contingency (Resolution No. 69,951-N.S.). During construction of O-Dock, unforeseen site conditions required that additional change order work be performed at additional cost, including costs for increased labor rates that were escalated due to pandemic-related supply chain delays. The City has negotiated these change orders with ERA Construction, Inc. for an amount of \$129,000.

BACKGROUND

The O & K Docks Electrical Upgrades Project was advertised for bids on Wednesday, April 21, 2021, and bids were opened on May 18, 2021. The City received two bids, from a low bid of \$1,117,980 to a high bid of \$1,480,200 for base bid work. Staff determined that ERA Construction, Inc. was the lowest responsive and responsible bidder and executed contract number 32200098 to implement the project. On May 9,

2023, the contract was amended, adding an additional \$138,000 for a total amount not to exceed amount of \$1,338,000 (Resolution No. 70,826-N.S.).

The purpose of this project is to replace the outdated electrical systems at O-Dock and K-Dock with upgrade systems to meet the latest current code requirements with safe and user-friendly access to the utility connections serving the boat slips. The electrical load rating at O-Dock will be upgraded from 600AMP to 800AMP to accommodate future demands at the Marina. The project includes the following components: new dock-mounted utility pedestals for electrical and potable water connections linked to a central communication system and integrated lighting, new dock boxes, new conductor wires, new dock-mount power station (transformers), and new switchboard enclosures at the landside. The upgraded switchboard enclosures will provide more reliable and enhanced electrical services to not only O & K docks but to L, M, N docks and two restroom buildings as well.

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, and City of Berkeley Building 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, (510) 981-6700  
Nelson Lam, Supervising Civil Engineer, PRW, (510) 981-6395

Attachments:

1: Resolution

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

CONTRACT NO. 32200098 AMENDMENT: ERA CONSTRUCTION, INC. FOR THE  
O & K DOCKS ELECTRICAL UPGARES PROJECT

WHEREAS, the existing electrical systems at O and K Docks at the Berkeley marina are outdated and in need of upgrades in order to provide reliable and safe electrical services to the slips; and

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

WHEREAS, an invitation for bids was duly advertised on April 21, 2021, and bids were opened on May 18, 2021, and the City received two bids; and

WHEREAS, ERA Construction, Inc. was determined to be the lowest responsive and responsible bidder, and references for ERA Construction, Inc. were provided and checked out satisfactorily; and

WHEREAS, the contract with ERA Construction, Inc. for the O & K Docks Electrical Upgrades Project was executed on November 2, 2021 for a total amount not to exceed \$1,200,000, including a construction contingency (Resolution No. 69,951-N.S.); and

WHEREAS, the contract with ERA Construction, Inc. for the O & K Docks Electrical Upgrades Project was amended on May 9, 2023, adding an additional \$138,000 for a total amount not to exceed amount of \$1,338,000 (Resolution No. 70,826-N.S.); and

WHEREAS, an additional \$129,000 is necessary to cover the change orders needed to complete the project; and

WHEREAS, funds are available in the FY 2024 budget in the Marina Fund (Fund 608).

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the City Manager is authorized to execute an amendment to Contract No. 32200098 with ERA Construction, Inc. for the O & K Docks Electrical Upgrades Project, increasing the contract amount by \$129,000, for a total amended amount not to exceed \$1,467,000. A record signature copy of any amendments to be on file in the Office of the City Clerk.

