

**SAN FRANCISCO  
BAY AREA  
RAPID TRANSIT DISTRICT**

**INVITATION FOR PROPOSALS FOR THE  
PROCUREMENT OF  
TRAIN CONTROL  
SWITCH MACHINES**

NOTICE IS HEREBY GIVEN that sealed Proposals will be received until the hour of 2:00 p.m., Tuesday, July 27, 2010, at the District Secretary's Office, 23rd Floor, 300 Lakeside Drive, Oakland, California 94612 (mailing address: P.O. Box 12688, Oakland, California, 94604-2688) for the Procurement of Train Control Switch Machines, RFP No. 20CE-210. Proposals will thereafter be accepted or rejected by the District. The Proposers are responsible to ensure their Proposals are received at the time and location specified. This procurement will be based on competitive negotiation procedures as provided in Section 20229.1 of the California Public Contract Code. The time for receipt of Proposals may be extended by the District's General Manager, or authorized representative, from the above-stated Proposal due date. Notice of such extension will be published at least once in a newspaper of general circulation in the District, which publication will be at least ten (10) Days before Proposals are formally received. The Work under this Contract, in general, consists of providing the design, engineering, manufacture, assembly, acceptance testing, and delivery of up to a total of 430 train control switch machines (Switch Machines) to replace the District's existing 55G Switch Machines, and associated commissioning support, warranty, delivery of Operation and Maintenance Manuals, and training of BART staff on the operation and maintenance of the equipment, all as specified in the Request for Proposals (RFP). The base Proposal consists of designing and furnishing four (4) prototype Switch Machines for pre-award testing and evaluation at District facilities, and manufacturing and delivery of eighteen (18) production Switch Machines. The Work includes four (4) Options to procure an additional four hundred ten (410) Switch Machines, subject to the availability of funding, after the completion of the Base Contract. A pre-Proposal meeting will be held on Wednesday, June 16, 2010, at 10:00 a.m. at the District offices located at 300 Lakeside Drive, 11th Floor, Conference Room No. 1100, Oakland, California 94612. At the pre-Proposal meeting, the District's DBE participation policy will be explained and DBE opportunities discussed. A site tour will be held on Thursday, June 17, 2010, at 8:30 a.m. at the Hayward Training Center, 150 Sandoval Way, Hayward, California 94544. Appropriate attire, including safety vests and closed shoes made of leather,

are required for the site tour. Safety vests will be provided at the Hayward Training Center. Although there is no separate District DBE Participation goal for this Contract, Proposers are encouraged to take all steps necessary to provide an equal opportunity for DBEs to participate. Interested prospective Proposers are requested to confirm their intention to attend by notifying the District's Senior Contract Administrator, Ms. Irene G. Gray, telephone (510) 464-6390 prior to the date of the scheduled pre-Proposal meeting and site tour. Proposals shall be submitted in accordance with, and subject to, the conditions contained in the Instructions to Proposers, to which prospective Proposers are referred. RFP documents may be obtained from the District Secretary's Office, San Francisco Bay Area Rapid Transit District, in person on the 23rd Floor at 300 Lakeside Drive, Oakland, California 94612, or by mail at P.O. Box 12688, Oakland, California 94604-2688. Documents requested by mail will be packaged and sent postage paid. Requests must be accompanied by either cash, check, or postal money order drawn in favor of the San Francisco Bay Area Rapid Transit District in the following amount, which includes any applicable sales tax, and is not refundable: RFP documents (Includes forms for submittal of Proposals) \$100.00 Proposers are informed that all of the RFP documents will be required in the preparation of Proposals. Each Proposal shall be on a prescribed Proposal Form and shall be for the entire Contract, including all Proposal Items as noted in the Price Proposal Form. The District may reject any and all Proposals. All work shall be performed in accordance with the Laws of the State of California. This Contract is subject to a financial assistance contract between the District and the United States Department of Transportation. This Contract is partially funded under a grant from the Federal Transit Administration ("FTA"). Attention is directed to the Proposal Forms and Certifications where all Proposers and certain proposed subcontractors and Subsuppliers will be required to certify that they and any such proposed subcontractors and Subsuppliers have not been debarred, suspended or declared ineligible to participate in U.S. Government contracting activity. Supplier will be required to comply with all applicable Equal Employment Opportunity Laws and Regulations. Attention is directed to the Proposal Forms and Certifications where all Proposers and any proposed Subcontractors or Subsuppliers of any tier receiving an amount in excess of \$100,000 under this Contract will be required to execute the "Certification Regarding Lobbying. The Proposer is responsible for forwarding all such Certifications to the District within the time frame specified in the Instructions to Proposers. Special attention is directed to General Conditions Article P7.11 outlining Supplier's responsibilities for affirmative action

relating to Fair Employment Practices. The District hereby notifies all Proposers that it will affirmatively ensure that in regard to any Contract entered into pursuant to this Invitation for Proposals, Disadvantaged Business Enterprises will be afforded full opportunity to submit Proposals in response to this Invitation for Proposals and will not be discriminated against on the basis of race, color, sex, or national origin in consideration for an award. The San Francisco Bay Area Rapid Transit District, in accordance with Title VI of the Civil Rights Act of 1964, 78 Stat. 252, 42 USC 2000d et seq. and Title 49, Code of Federal Regulations (CFR), Department of Transportation, Subtitle A, Office of the Secretary, Part 21, Nondiscrimination in Federally-Assisted Programs of the Department of Transportation, issued pursuant to such Act, hereby notifies all Proposers that it will affirmatively ensure that in any Contract entered into pursuant to this advertisement, minority business enterprises will be afforded full opportunity to submit Proposals in response to this invitation and will not be discriminated against on the grounds of race, color, or national origin in consideration for an award. Proposer's attention is directed to the Supplementary Conditions which set forth the District's Disadvantaged Business Enterprise participation policy for this Contract. Inquiries regarding the District's Disadvantaged Business Enterprise participation policy shall be directed to the District's Office of Civil Rights at the address for the District indicated in this Invitation for Proposals, or at telephone (510) 464-6100. Proposers attention is directed to the Instructions to Proposers Paragraph 8.A.11 entitled Certification Regarding Financial Contributions. This Paragraph details Proposers responsibility for complying with BART Board of Directors Rule regarding financial contribution limitations. Proposers attention is directed to General Conditions Article P9.3.1 which permits the substitution of securities by Supplier for any monies retained by the District to insure performance under this Contract. Each Proposal shall be accompanied by a Proposer's Security in an amount equal to at least ten percent (10%) of the base Proposal price which shall remain in full force and effect for the period of time stated in the Instructions to Proposers, paragraph 16.E, Award of the Contract. The Proposers Security must be in the form of cash, a cashiers check, a certified check, a Proposers Bond, or a combination thereof and payable to the San Francisco Bay Area Transit District. The Proposer to whom the Contract is awarded shall furnish specified Certificates of Insurance. Such Proposer shall also furnish a Performance Bond as described in Supplementary Conditions Article SC2. Bonds shall be on forms provided by the District and shall be executed as surety by a corporation or corporations authorized to issue surety bonds in the State of California, as an admitted surety insurer and acceptable to the

District.

Dated at Oakland, California, this 28th day of  
May, 2010.

/s/ Patricia K. Williams  
for Kenneth A. Duron,  
District Secretary  
San Francisco Bay Area  
Rapid Transit District

6/4/10  
**CNS-1874541#**  
**DAILY CONSTRUCTION SERVICE**

DCS: June 4, 2010

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