LIVERMORE
CALIFORNIA

CITY COUNCIL STAFF REPORT **ITEM NO. 6.6**

DATE: September 28, 2026

TO: Honorable Mayor and City Council

FROM: Brent Smith, Community Development Director

SUBJECT: Resolution authorizing supplemental appropriations totaling $1,103,000 and awarding a construction contract to Re-Gen Electric, Inc., in the amount of $3,242,200, for the City Fleet Electrification, Phase 2 Project BL202514

RECOMMENDED ACTION

Staff recommends the City Council adopt a resolution for the City Fleet Electrification, Phase 2 Project BL202514:

1. Authorizing supplemental appropriations totaling $1,103,000 to the budget for the City Fleet Electrification, Phase 2 Project BL202514, consisting of $371,000 from CIP Reserves - Fleet (Fund 101), $371,000 from Fleet & Equipment Services (Fund 730), $92,417 from Wastewater Replacement (Fund 622), $168,583 from Water Replacement (Fund 642), and $100,000 from Airport (Fund 600);
2. Awarding and authorizing the City Manager to execute a construction contract with Re-Gen Electric, Inc., in the amount of $3,242,200, pursuant to Livermore Municipal Code Section 2.68.570(C);
3. Rejecting all other bids or proposals;
4. Authorizing the City Manager to approve and execute change orders up to a cumulative amount of ten percent (10%) of the construction contract value of $3,242,200; and
5. Authorizing the City Manager to take whatever actions are necessary and appropriate to carry out the purpose and intent of this resolution.

SUMMARY

The City Fleet Electrification, Phase 2 Project BL202514 (Project) provides for the installation of 96 Level 2 charging ports and 4 DC fast chargers at City Hall, the Police Department, the Maintenance Service Center, the Water Reclamation Plant, and the Livermore Municipal Airport, together with the associated electrical distribution, underground, civil, and ADA improvements required to serve them. Attachment 1 shows the distribution of these charging ports at the different facilities.

On June 9, 2025, the City Council adopted a resolution authorizing execution of an agreement with the

California Energy Commission (CEC) for the Charging Infrastructure for Government Fleets program (Grant GFO-23-606, Agreement ARV-24-017), securing $1,600,000 to install 100 electric vehicle charging ports at 5 City facilities.

On August 11, 2026, 9 bids were received for the Project. A timely bid protest was received from Bockmon & Woody Electric Co., Inc., the 5th lowest bidder, challenging the responsiveness of 4 other bidders, including the apparent lowest bidder, Re-Gen Electric, Inc. After a detailed review in coordination with the City Attorney's Office, staff determined that Re-Gen Electric, Inc.'s bid proposal is responsive. Staff recommends the City Council award and authorize the City Manager to execute a construction contract with Re-Gen Electric, Inc., the lowest responsive and responsible bidder, pursuant to Livermore Municipal Code Section 2.68.570(C), in the amount of $3,242,200. Staff also recommends the City Council authorize a supplemental appropriation of $1,103,000 to the FY 2026-27 budget for the Project.

DISCUSSION

In April 2024, the City applied for the California Energy Commission Charging Infrastructure for Government Fleets grant solicitation (GFO-23-606), a competitive solicitation funding electric vehicle charging infrastructure for light-duty government fleets. The CEC notified the City that its application was selected for funding on September 18, 2024, and approved the grant agreement at its Business Meeting on May 8, 2025. On June 9, 2025, City Council authorized the City Manager to execute the agreement, which secures $1,600,000 toward the installation of 100 electric vehicle charging ports at 5 City facilities.

The Project supports the City's Climate Action Plan and greenhouse gas reduction goals by expanding charging capacity to support the continued transition of the municipal fleet from internal combustion vehicles to zero-emission alternatives. The scope of work includes installation of 96 ChargePoint CP6000 Level 2 charging ports and 4 Kempower 150 kW DC fast chargers; electrical distribution equipment, switchgear, panelboards, conductors, and underground ductbank; concrete equipment foundations; sidewalk, concrete pad, and ADA improvements; asphalt and pavement restoration including Type II micro-surfacing; signing and striping; fencing; and commissioning, testing, startup, and closeout documentation.

In addition to the work under the construction contract, Pacific Gas and Electric Company (PG&E) will design, furnish, and install the To-the-Meter electrical infrastructure required to serve the new charging equipment at City Hall, the Maintenance Service Center, and the Police Department. This work is provided and funded by PG&E under its Rule 29 program, valued at approximately $1,153,000, and its EV Fleet program, valued at approximately $950,000. These improvements are not included in the construction contract or the Project budget and are performed at no capital cost to the City. A separate item will be presented at a future meeting requesting authorization to grant PG&E the permanent easements necessary for it to construct, operate, and maintain those facilities.

City Council approved the design agreement with Blair, Church & Flynn on September 8, 2025. The design was completed in May 2026. On March 23, 2026, the City Council adopted a resolution authorizing sole sourcing of the ChargePoint CP6000 Level 2 charging stations and the Kempower 150 kW DC fast chargers specified for the Project.

Staff advertised the Project on July 1, 2026. On August 11, 2026, the City received 9 bids for the Project. Following is a list of the bids received and the Engineer's Estimate for the Project:

City Fleet Electrification, Phase 2 Project BL202514 Bids

Contractor Name	**City**	**Base Bid**
Re-Gen Electric, Inc.	Fresno, CA	$3,242,200
Stronger Building Services	San Leandro, CA	$3,266,000
Aram Electric, Inc.	San Leandro, CA	$3,926,700
InCharge Energy, Inc.	Santa Monica, CA	$4,362,350
Bockmon & Woody Electric Co., Inc.	Stockton, CA	$4,364,000
SCC Electric, Inc.	Novato, CA	$4,384,252
Booth Electric	Petaluma, CA	$4,497,000
Tennison Electric LLC	Livermore, CA	$4,614,110
Ample Electric	Sacramento, CA	$4,979,865
Engineer's Estimate		**$3,000,000**

The City acknowledged receipt of a timely bid protest from Bockmon & Woody Electric Co., Inc. (Bockmon & Woody), dated August 13, 2026, and a timely protest response from Re-Gen Electric, Inc., dated August 14, 2026. The protest challenged the responsiveness of 4 bidders, including Re-Gen Electric, Inc. Because the City intends to award the contract to Re-Gen Electric, Inc., the grounds asserted against the other 3 bidders would not affect the award. Staff conducted a detailed review of the individual bid proposals and the bid protest letters. As a result of this review, staff deemed Re-Gen Electric, Inc.’s bid proposal to be responsive based on the following reasons:

1. The protest asserted that Re-Gen Electric, Inc., altered Bid Schedule Line Item No. 1 and left Line Item No. 11 blank. Correction of these entries is governed by Section 11.1 of the Instructions to Bidders. The cumulative corrections total $155,000, or 5.02% of the Base Bid as submitted. Section 11.2 of the Instructions to Bidders provides that where cumulative corrections change the base bid by more than five percent, the City may consider the bid non-responsive. The provision is permissive and does not require rejection. The corrections restore 2 amounts the City itself established and fixed on the Bid Schedule form; they involve no exercise of bidder pricing judgment and no ambiguity requiring staff to interpret the bid. The irregularity confers no competitive advantage, does not prejudice any other bidder, and does not affect the competitive bidding process. The City therefore retains discretion to waive it as immaterial. California courts have consistently held that substantial compliance with bid requirements is sufficient where the purpose of the requirement is met and no competitive advantage results. Accordingly, staff deems this bid irregularity to be immaterial, in accordance with Section 19 of the Instructions to Bidders.
2. The protest also asserted that Re-Gen Electric, Inc.'s Bidder's Questionnaire reads as a conditioned bid rather than as the information requested. Staff reviewed the Questionnaire and found all sections complete. The Questionnaire supplies the information the form requests and contains no condition, limitation, or provision qualifying the bid, the Base Bid amount, or the obligation to perform the Work. The protest identifies no specific Questionnaire language said to constitute a condition, and no supporting documentation accompanied this ground.

Staff determined that the bid irregularity identified above can be waived as inconsequential and that Re-Gen Electric, Inc.’s bid proposal is responsive. On August 19, 2026, the City issued a written response to Bockmon & Woody Electric Co., Inc., denying the protest as to the grounds asserted against Re-Gen Electric, Inc.

Re-Gen Electric, Inc., has completed solar, electrical service, and underground electrical distribution projects for public agencies and commercial clients throughout California. Staff contacted references included in Re-Gen Electric, Inc.'s bid and received satisfactory endorsements.

In accordance with Livermore Municipal Code Section 2.68.590(B), a cumulative change order authorization of 10% of the contract value is allowed.

Construction is anticipated to begin in October 2026. Staff will coordinate with the affected City departments at each of the 5 facilities and provide advance notification of parking restrictions, work areas, and construction schedules.

FISCAL AND ADMINISTRATIVE IMPACTS

The City Fleet Electrification, Phase 2 Project BL202514 is included in the FY 2025-30 Capital Improvement Plan. The Project currently has a total budget of $3,360,000. Funding is from the CEC Grant, CIP Reserves - Fleet, Fleet & Equipment Services, and Wastewater Replacement. The original budget was prepared before completion of the Project design and was based on conceptual charger quantities and preliminary unit costs.

The current total cost estimate for the Project is $4,463,000. This amount covers the $3,242,200 construction contract with Re-Gen Electric, Inc., a $324,220 construction change order contingency, and all other associated design, construction management, inspection, materials testing, project management, and administrative costs. In addition to the $4,463,000 City Project cost, PG&E is funding the To-the-Meter electrical infrastructure required to serve the new charging equipment at City Hall, the Maintenance Service Center, and the Police Department. The total estimated value of this work is $2,103,000. Therefore, the total cost of the City and PG&E project work is $6,566,000, of which the CEC Grant and PG&E funds cover $3,703,000 (56%), and City funds cover the remaining $2,863,000 (44%).

Supplemental appropriations totaling $1,103,000 are required to increase the current budget of $3,360,000 to $4,463,000 and fully fund the Project.

To align Project costs with the City funds and facilities benefiting from the improvements, the following appropriations need to be made to the Project budget:

- Fund 101, CIP Reserves – Fleet, add $371,000
- Fund 730, Fleet & Equipment Services, add $371,000
- Fund 622, Wastewater Replacement, add $92,417
- Fund 642, Water Replacement, add $168,583
- Fund 600, Airport, add $100,000

The California Energy Commission has approved $1,600,000 in grant funding for the Project through the Charging Infrastructure for Government Fleets program. Eligible Project costs will be submitted for reimbursement in accordance with the grant agreement.

The Project will not increase operational and maintenance (O&M) costs during the first 5 years because network service fees and preventive maintenance are included in the construction contract. Ongoing O&M costs following this 5-year period will be incorporated into future operating budgets.

COMMUNITY PILLAR

3: Environmental Stewardship

ATTACHMENTS

1. Location Map
2. Resolution
3. Exhibit A - Re-Gen Electric, Inc. Contract

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Approved by:



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Fiscal Review by:



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