

REPORT

To the Honorable Mayor and City Council
From the City Manager

January 12, 2009

SUBJECT

Award of Contract – Lower Stulsaft Park Prefabricated Restroom Building Replacement Project

RECOMMENDATION

Approve, by motion, the contract documents and award the contract for the Lower Stulsaft Park Prefabricated Restroom Building Replacement Project to the lowest responsive and responsible bidder, McNabb Construction, Inc. of Lafayette, for their responsive and responsible low base bid of \$144,200.00 and authorize the City Manager to increase the contract amount up to 10% of the amount awarded if necessary.

BACKGROUND

The existing restroom facility in Lower Stulsaft Park was installed 40 years ago. It is at the end of its useful life and requires replacing. This project will create a new facility for all park patrons and will comply with the accessibility provisions of the American with Disabilities Act.

Six (6) bids were received at the bid opening on December 17, 2008 and are summarized below.

Bidder	Bid Amount
Restroom Facilities, Ltd.	\$140,950.00
McNabb Construction, Inc.	\$144,200.00
Bay Construction Co.	\$144,500.00
Casey Construction, Inc.	\$145,464.00
Arthulia	\$169,500.00
Sanchez, Inc.	\$172,680.00
Engineer's Estimate	\$140,000.00
<u>Recommended Bidder:</u> McNabb Construction, Inc.	
<u>Substantiation:</u> McNabb Construction, Inc. is the lowest responsive and responsible bidder	

The City Attorney has determined that defects contained in the lowest bid received of \$140,950.00 from Restroom Facilities, Ltd. are substantive and may not be waived. Restroom Facilities, Ltd. failed to provide an amount for each bid item as specified. As a result, Restroom Facilities bid is considered non-responsive and staff recommends award of the contract for this project to McNabb Construction, Inc. as the lowest responsive and responsible bidder. The bid received from McNabb Construction, Inc. is 3% higher than the engineer's estimate of \$140,000.00.

ALTERNATIVES

Council may choose not to approve the contract documents for this project or direct staff to redesign and rebid this project.

FISCAL IMPACT


Funds for the restroom replacement at Lower Stulsaft Park have been approved and appropriated in the Capital Projects Fund budget, "Restroom Replacement Program", which has an available balance of \$117,730.00 and "Stulsaft Grant New Restroom" which has an available balance of \$50,000.00.



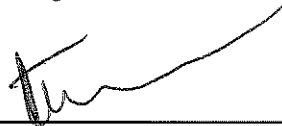
Brian Lee, P.E.
Senior Civil Engineer



Chu Chang, P.E., Acting Director
Community Development Department



S. Peter Vorametsanti, P.E., Acting Manager
Engineering and Construction Division



Peter Ingram
City Manager

ATTACHMENTS

None

RELATED DOCUMENTS IN CITY CLERK'S OFFICE

1. Contract Documents
2. Bid Documents