



CITY OF LODI

COUNCIL COMMUNICATION

AGENDA TITLE: Adopt Resolution Awarding Contract for the White Slough Water Pollution Control Facility Aeration Blower Replacement to Hibon, Inc., of Quebec, (\$222,000) and Authorizing Use of Public Benefit Funds (\$20,000); and Appropriate Funds

MEETING DATE: May 21, 2003

PREPARED BY: Public Works Director

RECOMMENDED ACTION: That the City Council adopt a resolution awarding the contract for the above project to Hibon, inc., of Quebec, Canada, in the amount of \$222,000 and authorizing use of Public Benefit Funds in the amount of \$20,000; and appropriate funds in accordance with the recommendation below.

BACKGROUND INFORMATION: This project consists of replacing four 10+-year-old aeration blowers, which supply air to the facility's biological treatment process. The aeration blowers are critical to plant performance and are in need of replacement to maintain effluent quality. The four aeration blowers being replaced were installed during the 1989 plant expansion.

As part of this bid, a guaranteed price quote for later purchase of the ancillary appurtenances was sought. This quote was used in choosing the lowest responsible bidder, but the ancillary appurtenances will not be purchased at this time. Hibon's bid of \$179,300 for the ancillary equipment was also the low bid. The appropriation requested below is for the blowers alone.

Plans and specifications for this project were approved on April 16, 2003. The City received the following three bids for this project:

Table with 3 columns: Bidder, Location, Bid. Rows include Hibon, Inc. (Quebec, Canada, \$242,000), Spencer Turbine Company (Windsor, Connecticut, \$253,620), and Zisko & Assoc. (Hoffman Air) (Auburn, California, \$292,425).

Bid opened late - see attached sheet for details of procedure variance.

FUNDING: Requested Appropriation: Wastewater Capital Fund (\$222,000), Public Benefits Program (\$20,000). Bid Opening Date: May 6, 2003.

Funding Available:

Signature of Richard C. Prima, Jr., Public Works Director

Finance Director

Signature of Alan Vallow, Electric Utility Director

Prepared by Del Kerlin, Assistant Wastewater Treatment Superintendent RCP/FEF/DK/mg

Attachment

- cc: Randy Hays, City Attorney; Alan Vallow, Electric Utility Director; Joel Harris, Purchasing Officer; Fran E. Forkas, Water/Wastewater Superintendent; Del Kerlin, Assistant Wastewater Treatment Superintendent

APPROVED: _____

H. Dixon Flynn --- City Manager

Details of variance from bidding procedure for the
Aeration Blower Replacement bid opened May 6, 2003

The bid from Spencer Turbine was delivered by FedEx at 1:42 p.m. on May 6, 2003, 2 hours and 4 minutes late for the 11:00 a.m. bid opening. Staff subsequently determined that the delay was not the fault of the bidder, Spencer Turbine. FedEx was unable to fly in and out of their Memphis hub on schedule because of severe weather conditions. We also determined that the delay did not give the bidder an unfair advantage or benefit over the other bidders. Further, court cases have established that such circumstances do not constitute a bidding irregularity, and have allowed similar late bids to be accepted by the public agency. As a result, the Purchasing Officer determined that the bid should be considered, and the bid was opened on May 19.



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Plans and specifications for this project were approved on April 16, 2003. The City received the following two bids for this project:

Bidder	Location	Bid
Hibon, Inc.	Quebec, Canada	\$242,000
Zisko & Assoc. (Hoffman Air)	Auburn, California	\$292,425

FUNDING:	Requested Appropriation:	Wastewater Capital Fund	\$222,000
		Public Benefits Program	\$20,000

Bid Opening Date: May 6, 2003

Funding Available:

Richard C. Prima, Jr.
Public Works Director

Vicki M. Atchia
Finance Director

Alan Vallow
Electric Utility Director

Prepared by Del Kerlin, Assistant Wastewater Treatment Superintendent
RCP/FEF/DK/mg

- cc: Randy Hays, City Attorney
- Alan Vallow, Electric Utility Director
- Joel Harris, Purchasing Officer
- Fran E. Forkas, Water/Wastewater Superintendent
- Del Kerlin, Assistant Wastewater Treatment Superintendent

APPROVED: _____

H. Dixon Flynn -- City Manager

RESOLUTION NO. 2003-87

A RESOLUTION OF THE LODI CITY COUNCIL AWARDING THE BID FOR
THE WHITE SLOUGH WATER POLLUTION CONTROL FACILITY
AERATION BLOWER REPLACEMENT, FURTHER AUTHORIZING AND
APPROPRIATING FUNDS FOR THIS PROJECT

WHEREAS, in answer to notice duly published in accordance with law and the order of this City Council, sealed bids were received and publicly opened on May 6, 2003, at 11:00 a.m. for the White Slough Water Pollution Control Facility Aeration Blower Replacement, described in the specifications therefore approved by the City Council on April 16, 2003; and

WHEREAS, said bids have been compared, checked, and tabulated and a report thereof filed with the City Manager as follows:

<u>Bidder</u>	<u>Bid</u>
Hibon, Inc., Quebec, Canada	\$222,000.00
Spencer Turbine Company, Windsor, Connecticut	\$253,620.00
Zisko & Assoc. (Hoffman Air), Auburn, CA	\$292,425.00

WHEREAS, the City Manager recommends award of the bid for the White Slough Water Pollution Control Facility Aeration Blower Replacement, be made to the low bidder, Hibon, Inc., of Quebec, Canada; and

WHEREAS, the City Manager further recommends authorizing the use of Public Benefit Funds for this project, and further recommends appropriating funds for this project as follows:

Wastewater Capital Fund	\$222,000.00
Public Benefit Programs Funds	\$ 20,000.00

NOW, THEREFORE, BE IT RESOLVED, that the Lodi City Council does hereby award the bid for White Slough Water Pollution Control Facility Aeration Blower Replacement, to the low bidder, Hibon, Inc., of Quebec, Canada in the amount of \$222,000.00;

BE IT FURTHER RESOLVED, that funds be authorized and appropriated as listed above.

Dated: May 21, 2003

I hereby certify that Resolution No. 2003-87 was passed and adopted by the City Council of the City of Lodi in a regular meeting held May 21, 2003, by the following vote:

AYES: COUNCIL MEMBERS – Beckman, Hansen, Howard, and Land

NOES: COUNCIL MEMBERS – None

ABSENT: COUNCIL MEMBERS – Mayor Hitchcock

ABSTAIN: COUNCIL MEMBERS – None



SUSAN J. BLACKSTON
City Clerk