



# CITY OF LODI

# COUNCIL COMMUNICATION

**AGENDA TITLE:** Contract Award for Aboveground Vaulted Fuel Storage Tank,  
125 North Stockton Street

**MEETING DATE:** September 2, 1992

**PREPARED BY:** Public Works Director

**RECOMMENDED ACTION:** That the City Council adopt the attached resolution awarding the contract for the above project to SEMCO in the amount of \$14,543.65.

**BACKGROUND INFORMATION:** This project consists of furnishing and installing a double 500 gallon (500/500) capacity steel fuel tank contained in a concrete vault. The work shall also consist of furnishing and installing tank accessories and pump, slab, posts, seismic restraints and other incidental and related work, all as shown on the plans and specifications for the above project.

Plans and specifications for this project were approved on August 5, 1992. The City received the five bids listed below for this project.

There were two bidding informalities/irregularities which should be mentioned. The informality concerned submittals. The specifications for this fuel tank were written to be generic in nature. This would allow most of the major manufacturers of tanks to bid. In order to evaluate their bid proposals, we asked the bidders to submit, with their proposals, copies of the manufacturer's catalog sheets for the major equipment components they would be providing. Three of the five bidders failed to submit the additional information with their bid, including the low bidder. Since the purpose of the additional information was to identify proposals with nonconforming equipment, the low bidder was contacted and asked to supply the additional information. The low bidder faxed copies of catalog sheets to us for evaluation. The equipment the low bidder proposes conforms to the specifications and is acceptable.

The irregularity is that the second lowest bidder, along with failing to submit additional information, also failed to sign their bid. The City Attorney has stated that unsigned bids are not proper bids and therefore unacceptable.

It is our opinion that the omission of the additional information with the bid provided no material advantage to the low bidder and is insignificant in nature. We therefore recommend awarding the contract to SEMCO in the amount of \$14,543.65. If the Council disagrees with this recommendation, it is suggested that all bids be rejected and this contract be readvertised for new bids.

APPROVED. \_\_\_\_\_

*Thomas A. Peterson*

THOMAS A. PETERSON

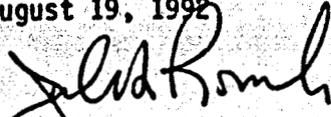
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<u>Bidder</u>	<u>Location</u>	<u>Bid</u>
Engineer's Estimate		\$15,350.00
*SEMCO	Modesto	\$14,543.65
**Stockton Service Station Equip. Co., Inc.	Stockton	\$15,700.00
Falcon Energy Associates	Stockton	\$15,986.46
Herbst Engineering, Inc.	Sacramento	\$18,505.00
*HRM Plumbing Co., Inc.	Stockton	\$29,281.00

\*No additional information submitted.

\*\*No additional information submitted and did not sign bid.

FUNDING: Originally Budgeted: 1989/90  
Budgeted Fund: Capital Outlay Reserve  
Current Appropriation: \$29,850.86 (March 1992)  
Total Project Estimate: \$18,500 (this phase)  
Bid Opening Date: August 19, 1992

  
Jack L. Ronsko  
Public Works Director

Prepared by Mark J. Lindseth, Associate Civil Engineer

JLR/MJL/lm

Attachment

cc: Purchasing Officer  
City Attorney

RESOLUTION NO. 92-153

A RESOLUTION OF THE LODI CITY COUNCIL  
AWARDING THE CONTRACT FOR ABOVEGROUND VAULTED FUEL STORAGE TANK,  
125 NORTH STOCKTON STREET

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 August 19, 1992 at 11:00 a.m. for the contract for aboveground vaulted fuel storage tank, 125 North Stockton Street, described in the specifications therefor approved by the City Council on August 5, 1992; and

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

Bidder	Location	Bid
* SEMCO	Modesto	\$14,543.65
**Stockton Service Station Equip. Co., Inc.	Stockton	\$15,700.00
Falcon Energy Associates	Stockton	\$15,986.46
Herbst Engineering, Inc.	Sacramento	\$18,505.00
* HRM Plumbing Co., Inc.	Stockton	\$29,281.00

- \* No additional information submitted.
- \*\*No additional information submitted and did not sign bid.

WHEREAS, the City Manager recommends that award of the contract for aboveground vaulted fuel storage tank be made to the low bidder, SEMCO;

NOW, THEREFORE, BE IT RESOLVED that the Lodi City Council hereby waives the low bidder's informality, who along with two other bidders, failed to provide additional information, which provided no material advantage to the low bidder, is insignificant in nature and was later provided to the City by the low bidder; and

BE IT FURTHER RESOLVED, that award of contract for aboveground vaulted fuel storage tank, 125 North Stockton Street be and the same is hereby awarded to SEMCO, the low bidder, in the amount of \$14,543.65.

Dated: September 2, 1992

I hereby certify that Resolution No. 92-153 was passed and adopted by the City Council of the City of Lodi in a regular meeting held September 2, 1992 by the following vote:

- Ayes: Council Members - Hinchman, Pennino, Sieglock, Snider and Pinkerton (Mayor)
- Noes: Council Members - None
- Absent: Council Members - None

*Alice M. Reimche*  
Alice M. Reimche  
City Clerk *by jrp*