

January 7, 1981

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Checked
Mr.
Mull Book

AWARD - CLUFF
AVENUE
STORM DRAIN
PHASE I

City Manager Graves presented the following bids which had been received for the Contract for Cluff Avenue Storm Drain Phase I:

RES. NO. 81-1

<u>BIDDER</u>	<u>AMOUNT</u>
Crutchfield Construction	\$39,696.00
Teichert Construction	\$40,600.00
Claude C. Wood Co.	\$41,980.00
W.M. Lyles Co.	\$42,002.00
D.C.M. Construction	\$43,752.00
Wayne Fregien	\$55,457.00
A. Zwankhuze	\$61,940.00

Council was apprised that there were two irregularities in the low bidder's bid proposal, namely,

1. The Unit price extension for item #3 was incorrect
2. The corporate seal was not affixed to the bid document as required.

Council was informed that included in the bid documents is the statement, "The owner reserves the right to waive any informalities or to reject any or all bids", which gives the City Council the right to waive the irregularities in the low bid or to reject the low bid.

Following Council discussion, with questions being directed to Staff and the City Attorney, Council, on motion of Councilman Murphy, McCarty second, adopted Resolution No. 81-1 waiving the irregularities in the low bid and awarding the contract for Cluff Avenue Storm Drain Phase I to Crutchfield Construction in the amount of \$39,696.00.



CITY OF LODI

COUNCIL COMMUNICATION

TO: City Council
 FROM: City Manager
 DATE: January 7, 1981
 SUBJECT: Contract for Cluff Avenue Storm Drain Phase I

RECOMMENDED ACTION: That the City Council review the irregularities in the low bid and award the bid to the appropriate contractor.

BACKGROUND INFORMATION: Plans and specifications for this project were approved by the City Council on December 17, 1980. Bids were opened this Tuesday, January 6, 1981, and the following seven bids were received.

<u>BIDDER</u>	<u>LOCATION</u>	<u>BID</u>
Crutchfield Construction	Stockton	\$39,696.00 *
Teichert Construction	Stockton	\$40,600.00
Claude C. Wood Co.	Lodi	\$41,980.00
W. M. Lyles Co.	Fresno	\$42,002.00
D. C. M. Construction	Winters	\$43,752.00
Wayne Fregien	Stockton	\$55,457.00
A Zwankhuze	Citrus Heights	\$61,940.00
Engineer's Estimate		\$40,000.00

A tabulation of the bids has also been attached.

*There were two irregularities in the low bidder's bid proposal:

1. Unit price extension for item #3 was incorrect;
2. The corporate seal was not affixed to the bid documents as required.

Our department talked to Mr. Harold Crutchfield after the bids were received and he indicated that the total for item #3 (\$2,000) was correct and the unit price should have been \$166.67. The unit price bid by the other contractors

APPROVED:

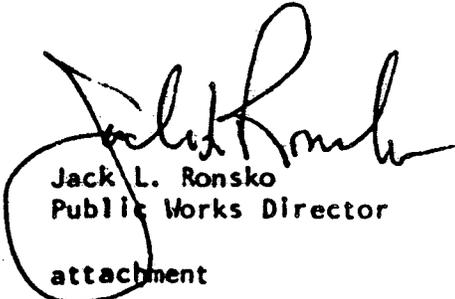
HENRY A. GLAVES, City Manager

FILE NO.

for Item #3 range from \$80 to \$620 and it is felt that the \$2,000 total is correct based on bids of the other contractors. Mr. Crutchfield indicated that their corporate seal had been stolen and a new one was on order and that he had meant to call us earlier about it but failed to do so. It's the City Attorney's position that because the corporate seal was not affixed to the bid proposal, that Crutchfield Construction's bid should be rejected and that the bid be awarded to the second low bidder, Teichert Construction Co.

Included in the bid documents is the statement, "The owner reserves the right to waive any informalities or to reject any or all bids," which gives the City Council the right to waive the irregularities in the low bid or to reject the low bid.

Both Crutchfield Construction and Teichert Construction have done previous acceptable work for the City of Lodi.



Jack L. Ronsko
Public Works Director

attachment

JLR/eeh

CLUFF AVENUE STORM DRAIN PHASE I - OUTFALL STRUCTURE

Tabulation of bids received January 6, 1981.

Engineer's Estimate

<u>Item No.</u>	<u>Approximate Quantity</u>	<u>Description</u>	<u>Unit Price</u>	<u>Total Price</u>
1.	106 LF	72" Rubber Gasketed Storm Drain	\$240.00	\$25,440.00
2.	LS	Outfall Structure		9,840.00
3.	12 CY	Outfall Structure Sub-base	60.00	720.00
4.	LS	Excavation Safety		4,000.00
				<u>\$40,000.00</u>

Crutchfield Construction

Teichert Construction

Claude C. Wood Co.

	<u>Unit Price</u>	<u>Total Price</u>	<u>Unit Price</u>	<u>Total Price</u>	<u>Unit Price</u>	<u>Total Price</u>
1.	\$ 266.00	\$28,196.00	\$ 240.00	\$25,440.00	\$ 250.00	\$26,500.00
2.	6,500.00	6,500.00	14,150.00	14,150.00	13,000.00	\$13,000.00
3.	2,000.00	24,000.00	80.00	960.00	115.00	1,380.00
	(166.67)	(2,000.00)			1,100.00	1,100.00
4.	3,000.00	3,000.00	50.00	50.00		<u>\$41,980.00</u>
		<u>\$61,696.00*</u>	<u>\$40,600.00</u>			
		(\$39,696.00)**				

W. M. Lyles Company

D. C. M. Construction

Wayne Fregien

A. Zwankhuze

	<u>Unit Price</u>	<u>Total Price</u>	<u>Unit Price</u>	<u>Total Price</u>	<u>Unit Price</u>	<u>Total Price</u>	<u>Unit Price</u>	<u>Total Price</u>
1.	\$ 231.00	\$24,486.00	\$ 287.00	\$30,422.00	\$ 269.00	\$28,514.00	\$ 390.00	\$41,340.00
2.	7,740.00	7,740.00	11,390.00	11,390.00	14,557.00	14,557.00	13,000.00	13,000.00
3.	148.00	148.00	120.00	1,440.00	620.00	7,440.00	300.00	3,600.00
4.	8,000.00	8,000.00	500.00	500.00	4,946.00	4,946.00	4,000.00	4,000.00
		<u>\$42,002.00</u>	<u>\$43,752.00</u>		<u>\$55,457.00</u>			<u>\$61,940.00</u>

* \$ 2,000.00 shown in bid; corrected figure shown in tabulation.
 ** \$39,696.00 shown in bid corrected figure shown in tabulation.

Note: Figures in parentheses for item #3 were intended by bidder per telephone call for clarification.

RESOLUTION NO. 81-1

AWARD - CLUFF AVENUE STORM DRAIN PHASE I

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 by the City Clerk of this City on January 6, 1981 at 11:00 a.m. for the contract for Cluff Avenue Storm Drain Phase I as described in the specifications therefor approved by the City Council December 17, 1980; 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>AMOUNT</u>
Crutchfield Construction	\$39,696.00
Teichert Construction	\$40,600.00
Claude C. Wood Co.	\$41,980.00
W. M. Lyles Co.	\$42,002.00
D. C. M. Construction	\$43,752.00
Wayne Fregien	\$55,457.00
A. Zwankhuze	\$61,940.00

WHEREAS, the City Council of the City of Lodi has exercised its right to waive informalities that were contained in the Crutchfield Construction bid; namely the omission of the Crutchfield Construction Corporate Seal and a minor addition error.

WHEREAS, the City Manager recommends that award be made to the low bidder, Crutchfield Construction;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lodi that award of contract for Cluff Avenue Storm Drain Phase I be and the same is hereby made to Crutchfield Construction, the low bidder, in the amount of \$39,696.00.

Dated: January 7, 1981

I hereby certify that Resolution No. 81-1 was passed and adopted by the City Council of the City of Lodi in a regular meeting held January 7, 1981 by the following vote:

Ayes: Councilmen - McCarty, Murphy, Katnich

Noes: Councilmen - None

Absent: Councilmen - Hughes

Abstain: Councilmen - Pinkerton

Alice M. Reimche
ALICE M. REIMCHE
City Clerk

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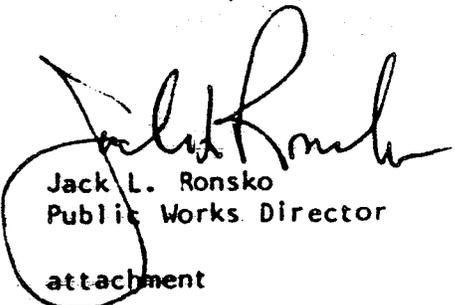
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