

**Council Meeting: April 5, 2011****SUBJECT: Rejection of Bids for ADA Curb Ramps - 2011 (F1001-72)****BACKGROUND**

This project will install 145 wheelchair ramps in various locations within the City using Community Development Block Grant (CDBG) funding. The Americans with Disabilities Act (ADA) ramp installation is prioritized to provide the greatest benefit to the greatest number of people, generally installing new ramps where none existed before.

The scope of work consists of removing existing sidewalk, curb, gutter and base material and installing new concrete ADA ramps per City standards, including ADA compliant truncated domes.

The project was bid as follows:

Bid Notice: Advertised in The Sun on February 11, 2011;
 19 bay area Builder's Exchanges;
 Onvia DemandStar public procurement network; and
 Published on the City's website.

Bid Response: 20 contractors requested bid documents.

Bid Results: Sealed bids publicly opened on March 16, 2011;
 8 responsive bids were received.

DISCUSSION

Staff inadvertently omitted a contractor from the planholders list. As a result, they did not receive clarifying addendum information required to submit a responsive bid, including a revised bid form. Because this error may have resulted in an unfair competitive advantage for some bidders, staff recommends rejecting and re-bidding the project. A written Standard Operating Procedure (SOP) has been put in place to clarify staff responsibilities related to planholders lists for public works construction projects. Should Council reject all bids as recommended, this project will be re-bid at the earliest opportunity.

FISCAL IMPACT

The low bid on this project was \$267,540, approximately 14% below the engineer's estimate of \$310,000. Given the current bidding climate, staff feels that if the project is rebid in a timely fashion, new prices should be comparable.

PUBLIC CONTACT

Public contact was made by posting the Council agenda on the City's official-notice bulletin board outside City Hall, at the Sunnyvale Senior Center, Community Center and Department of Public Safety; and by making the agenda and report available at the Sunnyvale Public Library, the Office of the City Clerk and on the City's Web site.

RECOMMENDATION

It is recommended that Council reject all bids received in response to Invitation for Bids No. F1001-72 for ADA Curb Ramps – 2011 and direct staff to re-bid the project.

Reviewed by:

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Reviewed by:

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Approved by:

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