

RESOLUTION NO. 2011-44

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LEMOORE AWARDING THE 19TH AVENUE CONSTRUCTION/RELOCATION OF SEWER AND WATER FACILITIES PROJECT TO HALOPOFF & SONS, INC., AS THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER

WHEREAS, the City solicited bids for its 19th Avenue Sewer and Water Project; and

WHEREAS, bids were opened on November 22, 2011; and

WHEREAS, seven (7) bidders submitted bids for the Project; and

WHEREAS, the apparent low bidder, West Valley Construction (“West Valley”), submitted an incomplete and non-responsive bid in that the West Valley bid did not identify the material suppliers even though the bid call requested that the list of materials suppliers be included with the bid; and

WHEREAS, the second low bidder, Halopoff & Sons, Inc. (“Halopoff & Sons”), submitted a responsive bid and included the list of materials suppliers, as requested by the bid call; and

WHEREAS, the City has considered whether fairness requires that the West Valley bid be rejected as non-responsive if allowing West Valley to submit the required list of materials suppliers after the bid opening could introduce an unfairness into the bidding process and disadvantage other bidders who complied and timely supplied a materials suppliers list with their bid; and

WHEREAS, the City Council has reviewed the Staff Report and correspondence submitted on behalf of the bidders; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Lemoore as follows:

1. The City of Lemoore 19th Avenue Sewer and Water Project and contract is hereby awarded to Halopoff & Sons, Inc. in accordance with its base bid in the amount of \$1,194,687.94. The Council determines that the Halopoff & Sons, Inc. bid was the lowest responsive and responsible bidder.

2. The bid of West Valley Construction is rejected as non-responsive. This determination is made because West Valley Construction submitted an incomplete bid in that it failed to timely include requested disclosure of its suppliers. The Council further determines that waiving the requirement of a mandatory disclosure form such as a list of materials suppliers would introduce unfairness into the bidding process which could disadvantage other bidders who provided the completed materials list with their bid.

3. The City Manager is hereby authorized to execute such agreements and related documents as may be necessary to initiate construction of the 19th Avenue Construction/Relocation of Sewer and Water Facilities Project.

PASSED AND ADOPTED by the City Council of the City of Lemoore held on the _____ day of _____, 2011 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

APPROVED: _____
Willard J. Rodarmel, Mayor

ATTEST:

Nanci C. O. Lima, MMC
City Clerk

CERTIFICATE

STATE OF CALIFORNIA)
COUNTY OF KINGS) SS
CITY OF LEMOORE

I, Nanci C.O. LIMA, City Clerk of the City of Lemoore, do hereby certify the foregoing Resolution of the City Council of the City of Lemoore was duly passed and adopted at a Regular Meeting of the City Council held on _____, 2011.

Dated: _____, 2011

Nanci C. O. Lima, MMC
City Clerk