

STAFF REPORT

SUBJECT: A RESOLUTION TO (1) REJECT ALL BIDS FOR THE FIRE STATION 41 PROJECT; (2) APPROVE UPDATED PLANS AND SPECIFICATIONS FOR THE FIRE STATION 41 PROJECT; AND (3) AND AUTHORIZE THE RE-ADVERTISEMENT OF THE FIRE STATION 41 PROJECT.

Board of Directors of Coastside Fire Protection District:

Recommendation:

It is recommended that the Fire Board adopt the attached resolution: (1) rejecting all bids for the Fire Station 41 Project; (2) approving the updated plans and specifications for the Fire Station 41 Project; and (3) authorizing the Assistant Fire Chief to re-advertise the project.

Background and Discussion:

On February 28, 2018, the Board adopted a resolution approving the Plans and Specifications for the Fire Station 41 Project, authorizing the call for bids for the construction contract on the project, authorizing the Assistant Fire Chief to award the contract to the lowest responsive and responsible bidder in an amount not to exceed \$7,500,000, and authorizing a fifteen percent contingency on that not-to-exceed contract amount.

After the Board's approval on February 28, 2018, the District published and publicized the Notice Inviting Bids as called for by the California Public Contracts Code. A mandatory pre-bid meeting was held at the Station 41 site on March 21, 2018. Five potential bidders attended that meeting.

Only two bids were received and opened on April 12, 2018. Each was significantly higher than the estimated project cost and the not-to-exceed contracting authority authorized by the Board. The bid prices were as follows:

Gonsalves & Stronck Construction Company, Inc.	\$11,377,000
DL Falk Construction, Inc.	\$11,874,000

The second-lowest bidder, DL Falk Construction, Inc., filed a protest against the bid submitted by Gonsalves & Stronck Construction Company, Inc., and staff held a hearing with the two bidders on May 7, 2018 to discuss the protest. Prior to making a

determination on the merits of the protest, staff determined that it would be best to recommend that the Board re-bid this project.

Based on a review of the bids, staff recommends that the Board reject both bids and re-bid the project. This will ensure that the bids received are competitive prior to proceeding with the Project. It will also allow for additional clarification regarding the self-perform requirement included in the Contract Documents, which was the subject of the bid protest by DL Falk. Unlike the first call for bids, bidders will not be required to attend a pre-bid meeting.

By adopting the attached Resolution, the Board would reject both bids received for the Project and approve the attached updated Plans and Specifications for the project. It would also direct the Assistant Fire Chief to advertise the project according to statute with the attached updated Bid Documents (including the Plans and Specifications). The District would hold the bid opening on June 18, 2018 and return to the Board thereafter with a recommendation to award the contract to the lowest responsive and responsible bidder.

Conclusion

It is recommended that the Fire Board adopt the attached resolution: (1) rejecting all bids for the Fire Station 41 Project; (2) approving the updated plans and specifications for the Fire Station 41 Project; and (3) authorizing the Assistant Fire Chief to re-advertise the project.

Fiscal Impact

If the Board acts upon the staff recommendations contained in this report, the District will incur minimal costs associated with advertising the Fire Station 41 Project.

Attachments:

1. Resolution
2. Updated Bid Packet (including Contract Documents, Plans and Specifications)

ATTACHMENT 1
RESOLUTION

RESOLUTION NO. 2018-06

A RESOLUTION TO (1) REJECT ALL BIDS FOR THE FIRE STATION 41 PROJECT; (2) APPROVE UPDATED PLANS AND SPECIFICATIONS FOR THE FIRE STATION 41 PROJECT; AND (3) AND AUTHORIZE THE RE-ADVERTISEMENT OF THE FIRE STATION 41 PROJECT.

WHEREAS, the District identified the need to construct a new Fire Station 41 and spent the last three years finding a suitable location for the new station, designing the new station, and obtaining the required approvals from permitting agencies; and

WHEREAS, the Fire Board approved the plans and specifications for the Fire Station 41 Project and authorized the Notice Inviting Bids on February 28, 2018; and

WHEREAS, the District publicized the call for bids as required by statute and received two responsive bids; and

WHEREAS, the two bids submitted for the project were well above the cost estimated by the District and District staff determined that it is in the best interest of the District to re-bid the project; and

WHEREAS, the Instruction to Bidders included in the Project Manual for the Fire Station 41 Project reserves the right of the District, "in its discretion, to reject any or all Bids and to re-Bid the Project."

NOW, THEREFORE, BE IT RESOLVED, by the Fire Board of the Coastside Fire Protection District that:

1. The Fire Board rejects all bids received in response to the Notice Inviting Bids for the Fire Station 41 Project and opened on April 12, 2018;
2. The Fire Board approves the updated Plans and Specifications for the Fire Station 41 Project;
3. The Assistant Fire Chief is authorized to re-advertise the project for bids, with a bid opening of June 18, 2018.

PASSED AND ADOPTED as a Resolution of the Coastside Fire Protection District at the regular meeting held on the 23rd day of May 2018, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Gary Burke, Board President

ATTEST:

Paul Cole, Assistant Fire Chief