



**Request for City Council Committee Action
From the Department of Public Works and Procurement**

Date: August 24, 2004
To: Honorable Sandra Colvin Roy, Chair Transportation & Public Works Committee
Referral to: Honorable Barb Johnson, Chair Ways & Means Committee
Subject: **Approval of Official Publication No. 6289 - Bids for Grit Removal Structures**

Recommendation:

Acceptance of the low responsive bid of CDS Technologies, Inc. in the amount of \$ 165,975.00 to furnish and deliver storm water treatment chambers, as follows:

1.	1 each	Structure No. 4015	SB Van White Blvd	Station 424	ea	\$ 28,750.00
2.	1 each	Structure No. 7044	SB Van White Blvd	Station 105	ea	44,400.00
3.	1 each	Structure No. 7057	NB Van White Blvd	Station 109	ea	77,925.00
4.	1 each	Structure No. 7063	NB Van White Blvd	Station 111	ea	14,900.00

Terms are net 30 days with delivery 15 days after receipt of purchase order. F.O.B.: Destination.

Contingent on approval of the Civil Rights Department.

Prepared by: Gary Warnberg Director, Procurement

Approved by: Klara A. Fabry, P.E. City Engineer, Director of Public Works

Presenters: Paul Ogren Director of Field Services

Financial Impact (Check those that apply)

No financial impact - or - Action is within current department budget.
(If checked, go directly to Background/Supporting Information)

Action requires an appropriation increase to the Capital Budget

Action requires an appropriation increase to the Operating Budget

Action provides increased revenue for appropriation increase

Action requires use of contingency or reserves

Other financial impact (Explain): Action is within Budget

Request provided to the Budget Office when provided to the Committee Coordinator

Background/Supporting Information:

Tabulation of two (2) bids received on Official Publication No. 6189 for Grit Removal Structures is attached.

The apparent low bidder did not meet specifications. Please refer to the enclosed Staff Memo.

Attachments - Staff Recommendation
Tabulation Sheet

cc: P. Ogren R. Profaizer R. Nubbe

M E M O R A N D U M

DATE: July 9, 2004
TO: Connie Beck
FROM: Rich Profazer, P.E.
RE: Bid Award for Storm Water Treatment Chambers, OP# 6289

I would like to request that the bid award for the above mentioned Official Publication for Storm Water Treatment Structures be awarded to CDS Technologies.

The apparent low bidder has failed to qualify their product as meeting the removal requirements of the specifications as outlined in the attached December 5th bid award memo. The apparent low bidder Old castle Precast offers a product from BaySaver Corporation. In the interest of pursuing qualified competitive bids the City agreed to a onetime purchase of the BaySaver product under OP#6175. The bid award stipulated that the onetime purchase was to provide the opportunity for the vendor to validate their product's performance claim. The bid award also stipulated that until such time the validation tests were completed, submitted and approved, that their product was not an approved equal as meeting the bid spec requirements.

The apparent low bidder Old Castle Precast and/ or their product manufacturer BaySaver have failed over the course of the last 6 months to follow through on conducting the previously stipulated testing. We've additionally received no contact from them informing us of either the status of their efforts or general interest in the qualification approval process in itself.

Both Old Castle Precast and BaySaver have been contacted and informed of our intended direction to disqualify them from the bid award. I have received no indication of disagreement with our position by either firm.

I would therefore like to request that the apparently low bidder be disqualified in light of the above and that the bid be awarded to the next bidder, CDS Technologies.

Please contact me at 673-2421 if there are any questions.

Thanks

"BIDS FOR GRIT REMOVAL STRUCTURES"

Offl. Publ. #6289
 Bids opened 10 AM, CDST
 June 24, 2004
 Minneapolis MN

*Old
 Castle
 Precast* *CDS
 technologies
 Inc.*

1. 1/ea. Structure #4015 \$/ea

19,450.00 28,750.00

Mfgr Name

— CDS

2. 1/ea. Structure No. 7044 \$/ea.

22,725.00 44,400.00

Mfgr Name:

— CDS

3. 1/ea. Structure No. 7057 \$/ea.

49,500.00 77,925.00

Mfgr Name:

— CDS

4. 1/ea. Structure No. 7063 \$/ea.

11,975.00 14,900.00

Mfgr Name

— CDS

Delivery ___ days after receipt of purchase order.

14 15

Cash discount % 20 days
 Net 30 days

1 0

We, the undersigned, hereby certify that the above bids were publicly opened and read aloud:

P. O'Brien for
 FINANCE OFFICER

David M. Jansen
 ASST. DIRECTOR, PURCHASING