

CITY OF BLAINE
REQUEST FOR COUNCIL ACTION
MEETING DATE: September 10, 2007

SUBJECT: Lincoln Park Water Storage Reservoir Exterior Painting Project – Award Contract

SUBMITTING DEPT: Public Works

PREPARED BY: _____

(Digital Signature)

AGENDA LOCATION: Comments/Communications ☐; Consent ☐; Committee Reports ☐
Unfinished Business ☐; Council Action Items ☒; Public Hearing ☐; Standing Committees ☐

ATTACHMENTS: 1. Bid Tabulation
2. Bidder confirmation of addendum receipt

ANALYSIS / SUMMARY:

On August 23, 2007 the City advertised for bids to paint the exterior of the Lincoln Park Water Storage Reservoir. Public Works Department staff opened five bids at 10:00 a.m. on September 7, 2007. The apparent low bidder, National Industrial Painting, Inc., was non-responsive as follows:

- Addendum Number 3 was not acknowledged. The bid was mailed prior to receiving the addendum (see attached letter).

Per Municipal Research and Services Center's *The Bidding Book for Washington Cities and Towns* (page 39, "Bidding Irregularities"): "A bid must substantially comply with the applicable procedures or specifications if it is to be considered....an 'insubstantial variance' from certain specifications or procedures will not prevent a city from considering a bid. As a general rule, an immaterial or insubstantial variance is one that does not give a bidder a substantial advantage over the other bidders." Council may, therefore, waive certain bid irregularities.

All bidders appear responsible per criteria enumerated in RCW 43.19.1911(9). The Project Engineer's cost estimate range for the project was \$60,000 to \$80,000. National Industrial Painting's bid is \$96,831 without sales tax.

RCW 39.04.105 provides that the City must wait two full business days following bid opening to accommodate bid protests. If no protests are filed, this contract may be signed after 10:00 a.m. on September 11, 2007.

RECOMMENDATION: Waive 2nd Reading: ☒ Staff recommends that the City Council waive National Industrial Painting's irregularity, and authorize the City Manager to sign a contract with them in the amount of \$104,964.81 including sales tax on confirmation that no protest has been filed within the time allotted..

FISCAL ANALYSIS: This project will be funded from Fund 329.

REVIEWED BY:

City Manager _____ Finance Director _____ City Clerk _____
(Digital Signature) (Digital Signature) (Digital Signature)

COUNCIL ACTION: Approved ☐, Denied ☐, Tabled / Deferred ☐,
Assigned to: _____

COUNCIL ACTION: _____

City of Blaine
Lincoln Park Water Storage Reservoir Exterior Painting
Bid Opening - September 7, 2007 at 10:00 am

Bidder	Bid Proposal (pg 12) Completed	Bid Price Schedule (pg 14)	Bid Proposal Signed (pg 16)	Bid Bond, Check or Cashier Check (pg 17)	Addendum Acknowledgement 1, 2 & 3 (pg 19)	Non Collusion Affidavit (pg 20)	Similar Projects List (pg 21)	Total Lump Sum Bid (pg 14)
<i>Engineers Estimate</i>								<i>between 60,000-80,000</i>
National Industrial Painting	x	x	x	x	**	x	x	\$ 96,831.00
** didn not acknowledge 3rd addendum								
Dunkin & Bush	x	x	x	x	x	x	x	\$ 99,899.00
Hunnicutts Inc.	x	x	x	x	x	x	x	\$ 159,960.00
HCI Inc.	x	x	x	x	x	x	x	\$ 176,652.00
Long Painting	x	x	x	x	x	x	x	\$ 251,418.56

3131 Louise St. W
University Place, WA 98466
Ph. (253) 564-1760 Fax (253) 564-7361

**National Industrial
Painting, Inc.**

Fax

To: Stephan Banham	From: Chris Pickering
Fax: 360 332-7124	Pages: 2 including cover
Phone: 360 332-8820	Date: 9/7/2007
Re: Lincoln Park Reservoir	CC:

☐ Urgent ☒ For Review ☐ Please Comment ☐ Please Reply ☐ Please Recycle

● **Comments:**

The following page is an updated addendum acknowledgement, showing the receipt of addendum # 3. This addendum does not alter the price of the Lincoln reservoir bid that was submitted by National Industrial Painting, Inc. Please call if you have any questions.

Thank you for your time and consideration.

Sincerely,

Chris Pickering, President

National Industrial Painting, Inc.

City of Blaine - Lincoln Park Water Storage Reservoir Exterior Painting
Project: P07-14 Contract: C07-03

Addendum Acknowledgement

National Industrial Painting, Inc. acknowledges receipt, or non-
(Bidder's Organizational Name)

receipt, accordingly of the following Addenda to the Contract Documents:

Addendum No	Received? (Check one box in each row below)		If checked "Yes" at left, Date of Receipt
	No	Yes	
1	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Sept. 4, 2007
2	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Sept. 4, 2007
3	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Sept. 5, 2007
4	<input type="checkbox"/>	<input type="checkbox"/>	
5	<input type="checkbox"/>	<input type="checkbox"/>	
6	<input type="checkbox"/>	<input type="checkbox"/>	

CPD updated 9/7/07

Nicole E. Pickering
Signature of Bidder's Authorized Representative

Nicole E. Pickering
Printed Name of Bidder's Authorized Representative

Secretary / Treasurer
Title of Bidder's Authorized Representative

NOTE: Failure to check either a "NO" box or a "YES" box in each row above, and/or failure to sign this document, will constitute non-responsiveness, and therefore Owner will reject the Bid.