

CITY COUNCIL AGENDA TOPIC

Motion to reject all bids for Bid No. 23037, SE 54th Place and SE 52nd Street Sidewalk (CIP Plan No. PW-R-199, PW-W/B-76, PW-M-1), previously awarded to New X, Inc. in the amount of \$485,643.81, plus all applicable taxes. This project is funded by the Neighborhood Safety, Connectivity and Congestion levy, the Neighborhood Sidewalks Program and the Pavement Preservation Program.

Andrew Singelakis, Transportation Director, 452-6468

Chris Long, Assistant Director, 452-6013

Vanessa Humphreys, Neighborhood Traffic Safety Services Manager, 452-6103

Olivia Aikala, Senior Transportation Engineer, 452-4611

Transportation Department

EXECUTIVE SUMMARY**ACTION**

This motion will reject all bids for Bid No. 23037, previously awarded to New X, Inc., for the SE 54th Place and SE 52nd Street Sidewalk project. On July 10, 2023, Council awarded Bid No. 23037, SE 54th Place and SE 52nd Street Sidewalk Project (CIP Plan No. PW-R-199, PW-W/B-76, PW-M-1), to New X, Inc. as the lowest responsible and responsive bidder, in the amount of \$485,643.81, plus all applicable taxes. However, in the days following the award, New X, Inc. failed to execute the contract successfully.

RECOMMENDATION

Move to reject all bids for Bid No. 23037, SE 54th Place and SE 52nd Street Sidewalk Project.

BACKGROUND/ANALYSIS

On July 10, 2023, Council awarded Bid No. 23037, SE 54th Place and SE 52nd Street Sidewalk Project (CIP Plan No. PW-R-199, PW-W/B-76, PW-M-1), to New X, Inc. as the lowest responsible and responsive bidder, in the amount of \$485,643.81, plus all applicable taxes.

The specifications for the project set forth in the request for bid require that certain documentation be provided to the City and a contract executed within a maximum of twenty (20) calendar days. New X, Inc. failed to meet this deadline and, as a result, in accordance with the specifications for the project, the City has the option to either: 1) award the contract to the second lowest bidder, or 2) reject all remaining bids.

Given that construction activities for this project are weather-dependent, Transportation staff are recommending to reject all bids and re-bid this project in Spring 2024. The original bids received were as follows:

Contractor	Bid Amount
<i>New X, Inc.</i>	<i>\$485,643.81</i>
<i>Westwater Construction Co.</i>	<i>\$540,195.00</i>
<i>Kamins Construction Inc.</i>	<i>\$552,514.15</i>
<i>Interwest Construction, Inc.</i>	<i>\$567,891.00</i>

<i>Sebastian GC, Inc.</i>	<i>\$581,489.00</i>
<i>McCann Construction Enterprises, Inc.</i>	<i>\$589,975.00</i>
<i>NPM Construction Co.</i>	<i>\$590,401.50</i>
<i>RW Scott Construction Co.</i>	<i>\$592,085.00</i>
<i>Reed Trucking & Excavating, Inc.</i>	<i>\$599,995.00</i>
<i>NW Cascade, Inc.</i>	<i>\$637,637.00</i>
<i>A-1 Landscaping & Construction, Inc.</i>	<i>\$770,605.00</i>
Engineer's Estimate	\$623,625.00

POLICY & FISCAL IMPACTS

Policy Impact

This project primarily addresses the following Comprehensive Plan policies, particularly Transportation Policy 111: Implement the Pedestrian and Bicycle Transportation Plan. More specifically, this project prioritizes providing access to nearby activity centers (Newport Heights Elementary School).

- Policy TR-26. Design, implement and maintain transportation system improvements and deliver transportation services and programs in accordance with the Americans with Disabilities Act (ADA).
- Policy TR-109. Promote and facilitate walking and bicycling.
- Policy TR-111. Implement the Pedestrian and Bicycle Transportation Plan and prioritize projects that:
 1. Address safety issues;
 2. Provide access to activity centers;
 3. Provide access to the transit and school bus systems;
 4. Complete and connect planned pedestrian or bicycle facilities;
 5. Develop primary north-south and east-west bicycle routes through the City;
 6. Improve multimodal level-of-service along travel corridors; and,
 7. Serve residents who have special accessibility needs.

Fiscal Impact

Rejecting this bid will no longer obligate the City to an amount up to \$485,643.81, plus all applicable taxes, to construct sidewalk along SE 54th Place and SE 52nd Street between 117th Avenue SE and 119th Avenue SE where gaps exist. The project was to be funded by the Neighborhood Safety, Connectivity and Congestion levy, the Neighborhood Sidewalks program and the Pavement Preservation program (CIP Plan No. PW-R-199, PW-W/B-76, PW-M-1) in the following amounts. Funds will be reserved for when this project is re-bid.

CIP Plan Nos.	Description	Amount
<i>PW-R-199</i>	<i>Neighborhood Safety & Connectivity (Levy)</i>	<i>\$28,643.81</i>
<i>PW-W/B-76</i>	<i>Neighborhood Sidewalks</i>	<i>\$410,000.00</i>
<i>PW-M-1</i>	<i>Pavement Preservation</i>	<i>\$47,000.00</i>
	Total Funding	\$485,643.81

OPTIONS

1. Reject all bids for Bid No. 23037, SE 54th Place and SE 52nd Street Sidewalk Project (CIP Plan Nos. PW-R-199, PW-W/B-76, PW-M-1), previously awarded to New X, Inc. as the lowest responsible and responsive bidder, in the amount of \$485,643.81, plus all applicable taxes.
2. Do not reject Bid No. 23037, SE 54th Place and SE 52nd Street Sidewalk Project (CIP Plan Nos. PW-R-199, PW-W/B-76, PW-M-1), and provide alternative direction to staff.

ATTACHMENTS

N/A

AVAILABLE IN COUNCIL LIBRARY

N/A